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THE

Statutes at Large,

From the Tenth Year of

KING *WILLIAM* the THIRD

To the End of the Reign of

QUEEN *ANNE.*

To which is prefixed,

A TABLE of the TITLES of all the Publick and Private Statutes during that Time.

VOLUME the FOURTH.

LONDON:

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TABLE

OF THE

Publick and Private Statutes,

CONTAINING

The TITLES of the ACTS from the Tenth Year of the Reign of WILLIAM III. to the End of the Reign of Queen ANNE.

PUBLICK ACTS.

Anno 10 *W.* 3.

1. AN Act for granting an Aid to his Majesty, for disbanding the Army, and other necessary Occasions.
2. An Act to prevent the making or selling Buttons made of Cloth, Serge, Drugget, or other Stuffs.
3. An Act to prohibit the Exportation of any Corn, Malt, Meal, Flower, Bread, Biscuit, or Starch, for one Year, from the tenth Day of *February* one thousand six hundred ninety eight.

Anno 10 & 11 *W.* 3.

4. An Act to prohibit the excessive distilling of Spirits and Low Wines from Corn, and against the exporting of Beer and Ale, and to prevent Frauds in Distillers.
5. An Act for the clearing, repairing, preserving, and maintaining the Haven and Piers of *Great Yarmouth* in the County of *Norfolk*.
6. An Act to enlarge the Trade to *Russia*.
7. An Act for preventing irregular Proceedings of Sheriffs and other Officers, in making the Returns of Members chosen to serve in Parliament.
8. An Act for making and keeping the River *Tone* navigable from *Bridgewater* to *Taunton*, in the County of *Somerset*.
9. An Act for granting to his Majesty the Sum of one Million four hundred eighty-four thousand and fifteen Pounds, one Shilling, eleven Pence three Farthings, for disbanding the Army, providing for the Navy, and for other necessary Occasions.
10. An Act to prevent the Exportation of Wool out of the Kingdoms of *Ireland* and *England* into foreign Parts, and for the Encouragement of the Woollen Manufactures in the Kingdom of *England*.
11. An Act to enable such Officers and Soldiers as have been in his Majesty's Service, during the late War, to exercise Trades; and for Officers to account with their Soldiers.
12. An Act for raising the Militia for the year one thousand six hundred ninety-nine, although the Month's Pay formerly advanced be not repaid.
13. An Act for the continuing the Imprisonment of *Counter*, and others, for the late horrid Conspiracy to assassinate his sacred Majesty.
14. An Act for limiting certain Times within which Writs of Error shall be brought for the reversing Fines, Common Recoveries, and ancient Judgments.
15. An Act for continuing the Act for the more easy Recovery of small Tithes.
16. An Act to enable posthumous Children to take Estates, as if born in their Father's Life-time.
17. An Act for suppressing of Lotteries.
18. An Act for taking off the remaining Duties upon Glass Wares.
19. An Act for making and keeping navigable the Rivers of *Aire* and *Calder*, in the County of *York*.
20. An Act for making and keeping the River *Trent*, in the Counties of *Leicester*, *Derby*, and *Stafford*, navigable.
21. An Act for laying further Duties upon Sweets, and for lessening the Duties as well upon Vinegar, as upon certain Low Wines and Whale Fins, and the Duties upon Brandy imported, and for the more easy raising the Duties upon Leather, and for charging Cinders, and for permitting the Importation of Pearl Ashes, and for preventing Abuses in the brewing of Beer and Ale, and Frauds in Importation of Tobacco.
22. An Act for the more full and effectual charging of the Duties upon Rock Salt.
23. An Act for the better apprehending, prosecuting, and punishing of Felons that commit Burglary, Housebreaking, or Robbery, in Shops, Warehouses, Coachhouses, or Stables, or that steal Horses.
24. An Act for making *Billingsgate* a free Market for Sale of Fish.
25. An Act to encourage the Trade to *Newfoundland*.
26. An Act for opening the ancient and making any new Roynes and Water-courses in and near *Sedgmore*, in the County of *Somerset*, for rendring the said Moor more healthful and profitable to the Inhabitants.

The TITLES of the STATUTES.

PRIVATE ACTS.

Anno 10 *W.* 3.

1. AN Act for the more eaſy and certain Payment of the Debts of *Edward* Earl of *Derwentwater*, by Sale of Woods and Timber; and for enabling him to raiſe Money for Diſcharge of Incumbrances upon Part of his Eſtate.
2. An Act for naturalizing *Elizabeth Farewell.*
3. An Act for for naturalizing *Philip Lepell.*
4. An Act for naturalizing *Bartholomew Ogilby*, and others.

Anno 10 & 11 *W.* 3.

5. An Act for the Ships *Margaret*, and *Friendſhip*, of *Briſtol*, to trade as free Ships.
6. An Act to naturalize *James St. Pierre*, *John Denny*, and *Remond Henſbergh.*
7. An Act to naturalize *Charles de Siburg*, and *Francis St. George.*
8. An Act to naturalize *William Lloyd*, *Cornelius de Witt*, and *Godfrey Lloyd.*
9. An Act to naturalize *John Meoles.*
10. An Act for the Relief of the Creditors of Sir *Robert Viner*, Knight and Baronet, deceaſed.
11. An Act for the Naturalization of *Theophilus Rabeſiners*, and others.
12. An Act for enabling *George Penn*, Eſq; to ſell Lands for the Payment of his Debts, and other Purpoſes therein mentioned.
13. An Act to naturalize *Philip de Chenevix*, and others.
14. An Act to naturalize *William Lower*, *William Darnel*, and *Peter Godby.*
15. An Act for naturalizing *Anthony Columbiere*, and others.
16. An Act to naturalize *George Burnet.*
17. An Act to naturalize *Mark Anthony Daviſſeins de Moncall*, and *David Loches.*
18. An Act for the Naturalization of *John Francis de Carcaſonet*, and others.
19. An Act for naturalizing Captain *Thomas Brown*, and others.
20. An Act to naturalize *John de Philipneau*, *Sieur de Montargiore*, and others.
21. An Act for naturalizing *Peter Barailleau*, and others.
22. An Act for the Ship *Charles* Flyboat of *Exeter*, to trade as a free Ship.
23. An Act to naturalize *Iſaac Gouyquette de St. Eloy.*
24. An Act for ſettling Augmentations on certain Vicarages for ever.
25. An Act for confirming of a Grant and Settlement made by *William Forſter*, Eſq; of divers Manors and Lands in the County Palatine of *Durham*, and County of *Northumberland*, to *Thomas* Lord *Fairfax*, and others, upon certain Truſts therein mentioned.
26. An Act for Sale of ſome Part of the Eſtate of Sir *Thomas Darcy*, deceaſed, for Payment of Debts.
27. An Act to enable *Edward Price*, Eſq; to transfer a Charge of one thouſand Pounds, for the Uſe of his younger Children, from an Eſtate in the County of *Montgomery*, to an Eſtate in the County of *Hereford* and *Radnor*, of better Value.
28. An Act to enable Truſtees to ſell Part of the Eſtate of *George Scot*, Eſq; to pay Debts, and raiſe Portions for his Brother and Siſter, and to ſettle other Parts of his Eſtate.
29. An Act for Sale of the Eſtate of *Dudley Veſey*, in *Hintleſham*, in the County of *Suffolk*, for the Payment of his Debts.
30. An Act to enable *Robert Aldworth*, and his Wife, to ſell their Eſtate in or near *Wantage*, in the County of *Berks*, for raiſing three hundred Pounds for Payment of his Debts, and for applying the Reſidue of the Money for purchaſing ſome other Eſtate for the ſole Uſe of his Wife and Children.
31. An Act for the Encouragement of a new Invention by *Thomas Savery*, for raiſing Water, and occaſioning Motion to all Sorts Mill-work, by the impellent Force of Fire.
32. An Act to naturalize *Scipio Guy*, and others.
33. An Act for the Sale of the Manor of *Halwill*, and *Becket*, in the County of *Devon*, the Eſtate of *John Moor*, for Payment of Debts.
34. An Act for veſting the Real Eſtate, late of *Thomas Laſcels*, Eſq; deceaſed, in Truſtees, to be ſold for the Payment of his Debts.
35. An Act to enable *John Young*, Gent. to ſell Lands for Payment of Debts and Legacies.
36. An Act to enable the Town of *Liverpool* in the County Palatine of *Lancaſter*, to build a Church, and endow the ſame, and for making the ſaid Town and Liberties thereof, a Pariſh of itſelf, diſtinct from *Walton.*
37. An Act to enable *Thomas Okeover*, Gent. Son and Heir Apparent of *Rowland Okeover* in the County of *Stafford*, Eſq; together with the ſaid *Rowland Okeover*, to make a Jointure and Settlement upon the Marriage of the ſaid *Thomas Okeover.*
38. An Act to enable *Katharine Leeke*, an Infant under the Age of one and twenty Years, to ſettle and diſpoſe of her Eſtate upon her Marriage.
39. An Act for veſting certain Lands of Sir *Thomas Seyliard*, Baronet, in the County of *Kent*, in Truſtees, to be ſold for the Payment of his Siſters Portions, charged thereon.
40. An Act to enable *Thomas Byde*, Eſq; an Infant (with the Conſent of his Guardians and next Relations) to make a Contract for the buying in his Mother's Jointure, and to ſettle a ſmall Eſtate in *Great Amwell* in the County of *Hertford*, and likewiſe for the ſecuring and raiſing Portions for *Barbara Byde*, Siſter to the ſaid *Thomas Byde*, and for other Purpoſes in the Act mentioned.
41. An Act for the Sale of the Manor of *Lordington*, *alias Lurtington*, and *Whitwey*, and divers Lands in the County of *Suſſex*, and for laying out 5,000 *l.* in purchaſing other Lands to be ſettled in lieu thereof.
42. An Act to enable *Samuel Wake*, *alias Jones*, Eſq; to ſell Lands to pay Debts, and to purchaſe other Lands adjoining to and formerly Parcel of his Manor.
43. An Act for the veſting and ſettling the Eſtate of *Anne Bridges*, an Infant, in *Bermudas*, *alias* the *Summer Iſlands*, in *America*, in and upon Truſtees, to be ſold, and laying out the Money ariſing by ſuch Sale in *England*, for the Uſe of the ſaid *Anne Bridges.*
44. An Act for the enabling *Cyriat Weſtyd*, Eſq; to ſell ſome Part of his Eſtate, which by Articles upon his Marriage was agreed to be ſettled upon his Wife and Children, and for ſettling of other Part of his Eſtate, of better Value, to the ſame Uſes.
45. An Act for the Ships *Hawk* and *Rainbow* to trade as *Engliſh* built Ships.
46. An Act to enable *John Bull*, an Infant, to ſell his Lands in *Kent* for the Payment of Debts and Annuities charged thereon, and for Proviſion for younger Children.
47. An Act for enabling the ſurviving Truſtees of Sir *William Pulteney*, Knight, deceaſed, to make Leaſes for the

the raiſing of Monies, for the Payment of his Son *William Pulteney*'s Debts, and other Purpoſes therein mentioned.

48. An Act to enable *Popham Conway*, *Francis Seymour*, and *Charles Seymour*, Eſquires, and their Iſſue Male ſeverally and ſucceſſively, to make Leaſes of their Eſtates.

49. An Act for Sale of the Eſtate of *Zenebia Hough*, for the Payment of the Debts of her Huſband, and other Uſes.

50. An Act to enable the Ship *Hope* (of great Length, and very ſerviceable for bringing Maſts into this Kingdom) to trade as an *Engliſh* built Ship.

51. An Act to enable *William Wroford*, Gent. and Dame *Anne Rich*, Widow, to make Leaſes of Houſes, and Ground in *Covent Garden*, late the Eſtate of *John Athy*, Citizen and Haberdaſher of *London*.

52. An Act for Sale of the Manor of *Downham* in the County of *Eſſex* (the Eſtate of Sir *Francis Andrews*) and for buying and ſettling other Lands to the ſame Uſes.

53. An Act to diſcharge the Ships *King William*, and *Charles the Second*, from the Penalties of the Act of Navigation.

54. An Act to enable *Thomas Methwold*, Eſq; to raiſe the Sum of 1200 *l.* upon his Eſtate, by him laid out in improving the ſame.

55. An Act for ſelling divers Freehold and Leaſehold Houſes, the Eſtate of *Thomas Cowſlade*, an Infant, and others, to diſcharge a Mortgage, and to purchaſe other Lands to be ſettled to the like Uſes.

56. An Act for naturalizing *Auguſtine Cloribus*, and others.

57. An Act for naturalizing *Samuel Benardeau*, *Peter Chantree des Gaudree*, and others, private Gentlemen belonging to his Majeſty's three Troops of Guards and Grenadiers.

58. An Act to naturalize *Richard Legg*, and others.

59. An Act to naturalize Sir *David Collier*, *Iſaac la Melinere*, *Peter de Belcaſtle*, and *William Reiatore*.

PUBLICK ACTS.

Anno 11 *W.* 3.

1. AN Act for taking away the Bounty Money, for exporting Corn, from the ninth of *February* one thouſand ſix hundred ninety-nine, to the nine and twentieth Day of *September* one thouſand ſeven hundred.

Anno 11 & 12 *W.* 3.

2. An Act for granting an Aid to his Majeſty, by Sale of the forfeited and other Eſtates and Intereſts in *Ireland*, and by a Land Tax in *England*, for the ſeveral Purpoſes therein mentioned.

3. An Act for laying further Duties upon wrought Silks, Muſlins, and ſome other Commodities of the *Eaſt Indies*, and for enlarging the Time for purchaſing certain Reverſionary Annuities therein mentioned.

4. An Act for the further preventing the Growth of Popery.

5. An Act for the Repair of *Dover* Harbour.

6. An Act to enable his Majeſty's natural-born Subjects to inherit the Eſtate of their Anceſtors, either lineal or Collateral, notwithſtanding their Father and Mother were Aliens.

7. An Act for the more effectual Suppreſſion of Piracy.

8. An Act for the appointing Commiſſioners to take, examine, and determine the Debts due to the Army, Navy, and for Tranſport Service; and alſo an Account of the Prizes taken during the late War.

9. An Act for preventing of frivolous and vexatious Suits in the Principality of *Wales*, and the Counties Palatine.

10. An Act for the more effectual imploying the Poor, by encouraging the Manufactures of this Kingdom.

11. An Act to repeal an Act made in the ninth Year of his Majeſty's Reign, intituled, *An Act for rendring the Laws more effectual for preventing the Importation of Foreign Bone Lace, Loom Lace, Needle Work, Point, and Cut Work*, three Months after the Prohibition of the Woollen Manufactures in *Flanders* ſhall be taken off.

12. An Act to puniſh Governors of Plantations in this Kingdom, for Crimes by them committed in the Plantations.

13. An Act for continuing ſeveral Laws therein mentioned, and for explaining the Act, intituled, *An Act to prevent the Exportation of Wool out of the Kingdoms of* Ireland *and* England *into Foreign Parts, and for the Encouragement of the Woollen Manufactures in the Kingdom of* England.

14. An Act for raiſing the Militia for the Year one thouſand ſeven hundred, although the Month's Pay formerly advanced be not repaid.

15. An Act for the aſcertaining the Meaſures for retailing Ale and Beer.

16. An Act for the better aſcertaining the Tithes of Hemp and Flax.

17. An Act to prevent Diſputes that may ariſe by Officers and Members of Corporations, having neglected to ſign the Aſſociation, and taken the Oaths in due Time.

18. An Act for the more effectual puniſhing of Vagrants, and ſending them whether by Law they ought to be ſent.

19. An Act to enable Juſtices of Peace to build and repair Gaols in their reſpective Counties.

20. An Act for taking away the Duties upon the Woollen Manufactures, Corn, Grain, Bread, Biſcuit, and Meal exported.

21. An Act for the Explanation and better Execution of former Acts made touching Watermen, and Wherrymen rowing on the River of *Thames*, and for the better ordering and governing the ſaid Watermen, Wherrymen, and Lightermen upon the ſaid River, between *Graveſend* and *Windſor*.

22. An Act for making the River *Lark*, *alias Burne*, navigable.

23. An Act for the better preſerving the Navigation of the Rivers *Avon* and *Froome*, and for cleanſing, paving, and enlightning the Streets of the City of *Briſtol*.

24. An Act to enable the Mayor and Citizens of the City of *Cheſter* to recover and preſerve the Navigation upon the River *Dee*.

PRIVATE ACTS.

Anno 11 *W.* 3.

1. AN Act to enable *Thomas Noble* Gent. to ſell the undivided third Part of the Manor of *Foxton* in the County of *Leiceſter*, when he ſhall have ſettled Lands (an entire Eſtate) of a greater Value, to the ſame Uſes.

Anno 11 & 12 *W.* 3.

2. An Act to diſſolve the Duke of *Norfolk*'s Marriage with the Lady *Mary Mordant*, and to enable him to marry again.

3. An Act for the better enabling *Anne Baldwin*, Widow, to ſell a Capital Meſſuage and Lands called *Wiltons*, and other Lands in the County of *Bucks*, deviſed by her Huſband's Will.

4. An Act for continuing the Governor and Company of Merchants of *London*, trading to the *Eaſt Indies*, a Corporation.

5. An

The TITLES of the STATUTES.

5. An Act for rectifying a Miſtake in the Marriage Settlement of *Thomas Hopwood* Gent. on *Elizabeth* his Wife, in order to raiſe Portions for younger Children, and to pay Debts.
6. An Act for the more ſpeedy Payment of the Debts of *John Clibery* Eſq; deceaſed, and for the raiſing Portions and Maintenance for his Children.
7. An Act to enable *Thomas May* Gent. to ſell Lands in the County of *Suffolk*, which were ſettled upon his Marriage, and to convey other Lands in the ſame County, of a greater Value, to the ſame Uſes.
8. An Act for veſting the real Eſtate of *Joſeph Gardiner* and *Sarah* his Wife, late the Eſtate of *William Ridges* Eſq; deceaſed, in Truſtees, to be ſold for Payment of the Debts and Legacies therein mentioned, and for applying the Reſidue of the Money upon the Truſts therein ſpecified.
9. An Act for Sale of ſeveral Weſtern Manors, and Lands, the Eſtate of *Arthur Lacy* Eſq; for diſcharging a Mortgage thereupon, and for laying out the Surplus Monies in the Purchaſe of Demeſne Lands, to be ſettled to the ſame Uſes.
10. An Act for veſting the Manor of *Exton*, and other Lands in the County of *Somerſet*, late the Eſtate of *Thomas Siderfin* Eſq; deceaſed, in Truſtees, to be ſold for Payment of Debts.
11. An Act for the ſpeedy and effectual making a convenient Way out of *Chancery Lane* to *Lincoln's Inn Fields*, and Places adjacent.
12. An Act for ſettling of the Lands, Tenements, and Hereditaments, late of *Robert Merefield* and *John Merefield*, Eſquires, deceaſed, and for aſcertaining the Proportions between the Widow of the ſaid *Robert*, and his ſurviving Children.
13. An Act for the ſettling all Differences concerning Dame *Mary Bond*'s Will, and for performing the ſame.
14. An Act for charging the Eſtate of Sir *Thomas Robinſon*, Baronet, with ſeven thouſand Pounds, for the Portion of *Anne* his Siſter; and for ſettling her Eſtate upon the ſaid Sir *Thomas Robinſon*, in lieu thereof.
15. An Act for confirming a Leaſe and certain Indentures between the City of *Norwich*, and *Richard Barry*, Eſq; *George Soracold*, Gent. and *James Soame*, Merchant, and for enlightening the Streets of the ſaid City.
16. An Act for ſettling the Eſtate of *Catharine-Fitzgerald Villers*, and raiſing of Money for Payment of Debts, and better ſecuring the Portions of her five younger Children by *Edward Fitzgerald Villers*, Eſq; her late Huſband.
17. An Act to enable *Edward Marſell*, Eſq; to Mortgage or ſell the Impropriate Rectories of *Llanriddian*, and *Penrice*, for Payment of Debts, and raiſing Portions for younger Children, and for ſettling the Manor of *Henleys*, and other Lands, of more Value.
18. An Act for the ſelling the Reverſion and Inheritance of the Farm of *Nethercott* in the County of *Oxon*, for Payment of the Debts and Legacies of *George Harriſon*, Eſq; deceaſed.
19. An Act for veſting certain Lands and Tenements of Sir *Joſiah Child*, Baronet, deceaſed, in Truſtees, for the better Performance of certain Covenants entered into by the ſaid Sir *Joſiah Child*, upon the Marriage of his eldeſt Son with the Daughter of Sir *Thomas Cooke*, Knight.
20. An Act to ſupply the Loſs of certain Indentures of Leaſe and Releaſe, heretofore made by *Philip Holman*, Eſq; deceaſed, to *George Holman* his Son, now alſo deceaſed.
21. An Act to enable *Henry Butler*, Eſq; to make Leaſe of Part of his Eſtate in *Lancaſhire*, for Diſcharge of Incumbrances thereupon.
22. An Act for veſting Part of the Eſtate of *Thomas Cowper*, of the City of *Cheſter*, Eſq; in Truſtees, for Payment of Debts.
23. An Act for confirming the Sale of the Manor of *Stanſall*, and certain Tenements in the County of *York*, made by *Thomas Barlow*, Gent. and for ſettling other Lands of greater Value to the ſame Uſes, and for veſting other Lands and Hereditaments in Truſtees, to be ſold for purchaſing other Lands to be ſettled to the ſame Uſes.
24. An Act for ſelling the Manor of *Fenham* in the County of *Northumberland*, for the Payment of the Debts of *Thomas Riddell*, Eſq; and *Edward Riddell* his Son, and raiſing Portions for the Daughters of the ſaid *Thomas Riddell*.
25. An Act for Sale of Part of the Eſtate of *Charles Hore*, Eſq; for Payment of his Debts, for ſettling other Part in Truſt, for raiſing a Portion and Maintenance for *Elizabeth* his only Daughter by his former Wife, and for making a Jointure for *Mary* his now Wife, and for a Proviſion for the Children by the ſaid *Mary*.
26. An Act to enable *Dalby Thomas*, Eſq; to ſell Lands in *Iſlington* in *Middleſex*, ſettled on his Marriage by *Dorothy* his now Wife, as Part of her Jointure, he ſettling another Eſtate of equal or greater Value in lieu thereof.
27. An Act to enable Truſtees to make Sale of the Inheritance of the twelfth Part of ſeveral Manors, Lands, and Tenements of *Bluet Wallop*, Eſq; during his Minority, and to purchaſe other Lands with the Money to be raiſed by ſuch Sale, to be ſettled for the ſame Uſes, as the ſaid twelfth Part was ſettled.
28. An Act to enable *Leonard Weſſel*, Eſq; to ſell the Manor of *Acres-fleet* in the County of *Eſſex*, ſettled on his Marriage with *Sarah* his now Wife, as Part of her Jointure, laying out the Money ariſing by ſuch Sale in Purchaſe of other Lands.
29. An Act for taking the Eſtate in Law, of ſeveral Meſſuages and Lands, mortgaged to *Jeffery* and *Samuel Howland*, and their Heirs, out of *Wriotheſly Ruſſel*, commonly called Lord Marquis of *Taviſtock*, and his Lady.
30. An Act for confirming a Leaſe of a Piece of Ground from the Rector, and Churchwardens of the Pariſh of St. *Martin's Orgars*, *London*, for Liberty to build a Church thereon, for the Worſhip and Service of God in the *French* Tongue, according to the Uſage of the Church of *England*.
31. An Act for Sale of the Eſtate of *Bryan Janſon*, Eſq; deceaſed, for Payment of Debts, and Proviſion for his Wife and Children.
32. An Act for the Ship *Martha* of *Margam* to trade as a free Ship.
33. An Act for the naturalizing *Theodore Jacobſon*, and others.
34. An Act for the naturalizing of *Oliver D' Hartcourt*, and others.
35. An Act for naturalizing *John Burges*, and others.
36. An Act for the naturalizing *John Richard*, *Jacob Dabbadie*, and others.
37. An Act for naturalizing *Francis Vandertyd*, and *Agneta Vandermerſch*, *Henry Lowman*, and *James Gabriel Le Treſor*.
38. An Act for naturalizing *Iſaac Delagarde*, *John Batero*, and others.

PUBLICK

The TITLES of the STATUTES.

PUBLICK ACTS.

Anno 12 W. 3.

1. AN Act for the renewing the Bills of Credit, commonly called Exchequer Bills.
2. An Act for the further Limitation of the Crown, and better ſecuring the Rights and Liberties of the Subject.
3. An Act for preventing any Inconveniencies that may happen by Privilege of Parliament.
4. An Act for appointing Wardens and Aſſay Maſters, for aſſaying wrought Plate in the Cities of *York*, *Exeter*, *Briſtol*, *Cheſter*, and *Norwich*.
5. An Act for continuing a former Act to prevent falſe and double Returns of Members to ſerve in Parliament.
6. An Act for continuing the Acts therein mentioned, for preventing Theft and Rapine upon the Northern Borders of *England*.
7. An Act for the better ſettling and preſerving the Library kept in the Houſe at *Weſtminſter*, called *Cotton-Houſe*, in the Name and Family of the *Cottons*, for the Benefit of the Publick.
8. An Act for raiſing the Militia for one Year, although the Month's Pay formerly advanced be not repaid.
9. An Act for the recovering, ſecuring, and keeping in Repair the Harbour of *Minehead*, for the Benefit and Support of the Navigation and Trade of this Kingdom.
10. An Act for granting an Aid to his Majeſty for defraying the Expence of his Navy, Guards and Garriſons, for one Year, and for other neceſſary Occaſions.
11. An Act for granting to his Majeſty ſeveral Duties upon Low Wines, or Spirits of the firſt Extraction, and continuing ſeveral additional Duties upon Coffee, Tea, Chocolate, Spices, and Pictures, and certain Impoſitions upon Hawkers, Pedlars, and Petty Chapmen, and the Duty of fifteen *per Cent.* upon Muſlins, and for improving the Duties upon japanned and lacquered Goods, and for continuing the Coinage Duty, for the ſeveral Terms and Purpoſes therein mentioned.
12. An Act for appropriating three thouſand ſeven hundred Pounds weekly out of certain Branches of Exciſe, for publick Uſes, and for making a Proviſion for the Service of his Majeſty's Houſhold and Family, and other his neceſſary Occaſions.
13. An Act to enable his Majeſty to make Leaſes and Copies of Offices, Lands, and Hereditaments, Parcel of his Duchy of *Cornwall*, or annexed to the ſame; and for Confirmation of Leaſes already made.

PRIVATE ACTS.

Anno 12 W. 3.

1. AN Act for the more ſpeedy Payment of the Creditors of *James* late Duke of *Ormond*, and of the preſent Duke of *Ormond*.
2. An Act to enable the Right Honourable *Elizabeth* Viſcounteſs *Bulkeley* of *Caſhels* in the Kingdom of *Ireland*, to ſell certain Lands in the County of *Devon*, and City and County of the City of *Exon*, for the Payment of Debts.
3. An Act to enable *Robert* Lord Viſcount *Kilmorey* of the Kingdom of *Ireland* (being an Infant) to ſettle divers Manors, Lands, and Hereditaments in the Kingdom of *England*, upon a Treaty of Marriage.
4. An Act to enable Sir *Charles Barrington*, Baronet, to ſettle a Jointure, and make Proviſion for his younger Children.
5. An Act to enable Sir *Robert Warſham*, Knight and Baronet, to diſpoſe of Lands in *Hertfordſhire*, and to ſettle other Lands of better Value in *Kent*, to the ſame Uſes as the Lands in *Hertfordſhire* are ſettled.
6. An Act for erecting Hoſpitals and Workhouſes within the Borough of *King's Lynn* in the County of *Norfolk*, for the better employing and maintaining the Poor there.
7. An Act for erecting a Court of Requeſt or Conſcience in the City and County of the City of *Norwich*, for the Recovery of Small Debts under forty Shillings.
8. An Act to enable *Stephen Jermyn* to make Proviſion for his younger Children, and for the Advancement of his eldeſt Son.
9. An Act for the veſting and ſettling certain Manors and Lands in *South Pickenham*, and other Places in the County of *Norfolk*, in Truſtees, to be ſold, and for laying out the Monies ariſing by Sale thereof, in the Purchaſe of other Lands to be ſettled to ſuch and the ſame Uſes as the ſaid Manors and Lands, ſo to be veſted, are and ſtand ſettled.
10. An Act for diſcharging a Mortgage upon the Eſtate of *Peter Treviſa*, Eſq; deceaſed, and providing a Maintenance for his Widow and Children.
11. An Act for the more ſpeedy Payment of the Debts of *Chriſtopher Killiow*, Eſq; and for the raiſing Portions and Maintenance for his Brothers and Siſters, in Purſuance of his Father's Will.
12. An Act for veſting the Eſtate of *Humphry Hide*, Eſq; deceaſed, in Truſtees, for raiſing Portions for his younger Children.
13. An Act for furniſhing the Town of *New Dale* with Freſh Water.
14. An Act for veſting a Meſſuage and Lands in *Stevenage*, in the County of *Hertford*, the Eſtate of *Richard Nodes*, in Truſtees, to be ſold for making a Proviſion for his Wife and Children, equal to the Proviſion ſecured to them out of the ſaid Eſtate.
15. An Act for Sale of the Eſtate of *William Daviſon*, Eſq; deceaſed, for Payment of Debts, and raiſing his Childrens Portions charged thereupon.
16. An Act for ſeparating *James* Earl of *Angleſea* from *Katharine* Counteſs of *Angleſea* his Wife, for the Cruelty of the ſaid Earl.
17. An Act for diſſolving the Marriage of Sir *John Dillon* with *Mary Boyle*; and for other Purpoſes therein mentioned.
18. An Act to diſſolve the Marriage of *Ralph Box* with *Elizabeth Eyre*, and to enable him to marry again.
19. An Act for the veſting ſeveral Meſſuages, Lands, and Tenements belonging to *John Fauconer*, Eſq; in Truſtees, to be ſold for Payment of Debts.
20. An Act for transferring a Truſt in Lands, belonging to the City of *London*, unto new Truſtees.
21. An Act for removing the County Gaol of *Hertford*.
22. An Act for the better Performance of the laſt Will of *Henry Apſly*, Eſq; deceaſed.
23. An Act for veſting the Eſtate of *Thomas Bennet*, late of *Newton cum Larton*, in the County of *Cheſter*, in Truſtees, for the Uſe of the Poor of *Weſt Kirby*, purſuant to the Will of the ſaid *Thomas Bennet*.
24. An Act to enable *William Vaughan*, Eſq; and *Frances Vaughan*, his intended Wife (being both under the Age of one and twenty Years) to perform Articles made for their Marriage.
25. An Act to change the Surname of *Ellis Mews*, and his Heirs, to the Surname of *St. John*.
26. An Act for making good the Deficiency of the Charges of making a Way out of *Chancery Lane* into *Lincoln's Inn Fields*.
27. An Act for declaring the Will of Sir *Joſeph Herne*, Knight,

Knight, dated the five and twentieth Day of *February* one thouſand ſix hundred ninety-eight, to be taken and eſteemed the Laſt Will of the ſaid Sir *Joſeph Herne*.

28. An Act for naturalizing *Jane Barkſtead*, Widow, and veſting ſeveral Mortgages and Securities in her, to enable her to convey or aſſign the ſame.

29. An Act for naturalizing *Archibald Arthur*, and enabling him to diſpoſe of his Eſtate.

30. An Act for naturalizing *Jacob Auguſte Pyngot*, and others.

31. An Act for naturalizing *Adrian Lofland*, and others.

32. An Act to enable Sir *Thomas Stanley*, Baronet, to charge certain Manors and Lands in the County of *Lancaſter*, with three hundred Pounds, for Payment of his Siſters Portions, and his Debts.

33. An Act for the Sale of the Eſtate of *James Deane*, and for ſecuring the Monies raiſed thereby for the Benefit of himſelf and Family, according to the Settlement thereof.

34. An Act to enable *Richard Bigg* to charge Part of his Eſtate in the County of *Hertford* and *Bedford*, with the Payment of his Debts.

35. An Act for naturalizing *Peter Bagneol*, *Daniel Senault*, and others.

36. An Act for naturalizing *Gaſper Cordoſo*, *Herman Vantwedd*, and others.

PUBLICK ACTS.

Anno 13 *W.* 3.

1. AN Act for reviving and continuing an Act, intituled, *An Act for the appointing Commiſſioners to take, examine, and determine the Debts due to the Army, Navy, and for Tranſport Service, and alſo an Account of the Prizes taken during the late War.*

2. An Act for puniſhing of Officers and Soldiers, that ſhall mutiny or deſert in *England* or *Ireland*.

3. An Act for the Attainder of the pretended Prince of *Wales* of High Treaſon.

4. An Act for continuing an Act, intituled, *An Act that the ſolemn Affirmation and Declaration of the People called* Quakers, *ſhall be accepted inſtead of an Oath in the uſual Form.*

5. An Act for granting an Aid to his Majeſty, by laying Duties upon Malt, Mum, Cyder, and Perry.

6. An Act for the further Security of his Majeſty's Perſon, and the Succeſſion of the Crown in the Proteſtant Line, and for extinguiſhing the Hopes of the pretended Prince of *Wales*, and all other Pretenders, and their open and ſecret Abettors.

Anno 1 *Annæ*.

7. An Act for the better Support of her Majeſty's Houſhold, and of the Honour and Dignity of the Crown.

8. An Act for explaining a Clauſe in an Act made at the Parliament begun and holden at *Weſtminſter*, the two and twentieth of *November*, in the ſeventh Year of the Reign of our Sovereign Lord King WILLIAM the Third, intituled, *An Act for the better Security of his Majeſty's Royal Perſon and Government.*

9. An Act for continuing the Act made in the eighth Year of his late Majeſty's Reign, for better preventing the counterfeiting the current Coin of this Kingdom.

10. An Act for taking, examining and ſtating the publick Accounts of the Kingdom.

11. An Act for reviving the Act, intituled, *An Act for exempting Apothecaries from ſerving the Offices of Conſtable, Scavenger, and other Pariſh and Ward Offices, and from ſerving upon Juries.*

12. An Act for granting an Aid to her Majeſty, by divers Subſidies and a Land Tax.

13. An Act for making good Deficiences, and for preſerving the publick Credit.

14. An Act for enabling her Majeſty to appoint Commiſſioners to treat for an Union between the Kingdoms of *England* and *Scotland*.

15. An Act to aſcertain the Water-meaſure of Fruit.

16. An Act for the enlarging and encouraging the *Greenland* Trade.

17. An Act for continuing and amending the Act made in the ninth Year of his late Majeſty's Reign, intituled, *An Act for the ſettling and adjuſting the Proportions of fine Silver and Silk, and for the better making of Gold and Silver Thread, and to prevent the Abuſes of Wiredrawers.*

18. An Act to explain and alter the Act made in the two and twentieth Year of King *Henry* the Eighth, concerning repairing and amending of Bridges in the Highways; and for repealing an Act made in the twenty-third Year of Queen ELIZABETH, for the re-edifying of *Cardiffe* Bridge in the County of *Glamorgan*; and alſo for changing the Day of Election of the Wardens and Aſſiſtants of *Rocheſter* Bridge.

19. An Act for the rebuilding and repairing the Piers of the Town and Port of *Whitby* in the County of *York*.

20. An Act for making the River *Derwent*, in the County of *York*, navigable.

21. An Act for preventing Frauds in the Duties upon Salt, and for the better Payment of Debentures at the Cuſtom-houſe.

22. An Act to declare the Alterations in the Oath appointed to be taken by the Act, intituled, *An Act for the further Security of his Majeſty's Perſon, and the Succeſſion of the Crown in the Proteſtant Line; and for extinguiſhing the Hopes of the pretended Prince of* Wales, *and all other Pretenders, and their open and ſecret Abettors*; and for declaring the Aſſociation to be determined.

23. An Act for raiſing the Militia for the Year one thouſand ſeven hundred and two, notwithſtanding the Month's Pay formerly advanced be not repeid.

24. An Act for the continuing the preſent Sheriffs in *England* and *Wales*, until the firſt Day of *Hiliary* Term next, unleſs her Majeſty ſhall think fit to determine them ſooner.

25. An Act for the Relief of poor Priſoners for Debt.

26. An Act for the Relief of the Maſters of Hoys, and other Veſſels carrying Corn, and other Inland Proviſions, within the Port of *London*.

27. An Act for the Importation of fine *Italian* thrown Silk.

28. An Act for importing into *England* thrown Silk of the Growth of *Sicily*, from the Port of *Leghorne* in *Italy*.

29. An Act for the continuing the Impriſonment of *Counter*, and others, for the horrid Conſpiracy to aſſaſſinate the Perſon of his late ſacred Majeſty King WILLIAM the Third.

30. An Act to oblige the Jews to maintain and provide for their Proteſtant Children.

31. An Act for making more effectual the Proviſion out of the forfeited Eſtates in *Ireland*, for the building of Churches, and augmenting ſmall Vicarages in *Ireland*.

32. An Act for the Relief of the Proteſtant Purchaſers of the forfeited Eſtates in *Ireland*.

The TITLES of the STATUTES.

PRIVATE ACTS.

1. AN Act to natu alize *Charlotte* the Wife of *Hugh Boſcawen*, Eſq;
2. An Act for enabling *Lionel* Earl of *Orrery*, in the Kingdom of *Ireland*, by Sale of certain Lands, and Tenements, to raiſe Money for Payment of his Debts, and ſettle other Lands to the Uſes and Purpoſes in this Act mentioned.
3. An Act to enable the Right Honourable Lady *Henrietta Obrien*, Mother and Guardian of the Right Honourable *Henry* Earl of *Thomond*, an Infant, to make Leaſes of his Eſtate in *Ireland*, for the diſcharging of Incumbrances thereon, and of a Charge of 4000 *l.* for his Siſter's Portion.
4. An Act for the Relief of *Frances* Counteſs of *Tyrconnel*, Relict of *Richard* late Earl of *Tyrconnel*, of the Kingdom of *Ireland*.
5. An Act for enabling Sir *William Meredith*, Baronet, to ſell Part of a capital Meſſuage, Lands, and Hereditaments, herein after mentioned; in *Aſhley* in the County of *Cheſter*, he having ſettled other Lands and Tenements in lieu thereof.
6. An Act to enable Truſtees to ſell certain Lands, Tithes, and Tenements, for the Payment of the Debts of *Francis Pureſoy*, Eſq; deceaſed.
7. An Act for veſting ſeveral Meſſuages, Lands, and Tenements, in the Pariſh of *Whitchurch*, in the County of *Cheſter*, in Truſtees, to be ſold for paying off the Incumbrances charged thereon, and for other Uſes therein mentioned.
8. An Act to enable *Warner Lee*, *alias Warner Warner*, to make a Jointure upon his Marriage.
9. An Act for the ſettling and veſting divers Manors and Lands of *Francis Wightwicke*, an Infant, lying in the County of *Stafford*, in Truſtees, to enable them to ſettle and convey the ſame, upon the Marriage of the ſaid *Francis Wightwicke*, to ſuch Uſes, Intents, and Purpoſes, as ſhall be agreed upon.
10. An Act for confirming the Title of *Thomas Roſe*, Gent. to Lands called *Rempſtone*, and for Sale of Lands called *Curtants Court*, in the County of *Dorſet*, for Payment of the Debts of *William Roſe*, Gent. deceaſed, and for ſettling the Manor of *Cheddar Fitzwaters*, in the County of *Somerſet*, with the Overplus on the Sale, on *Mary Roſe*, an Infant, Daughter of the ſaid *William*, in lieu of three thouſand Pounds Portion for the ſaid Infant.
11. An Act for confirming a Purchaſe made by her Majeſty, and an Exchange between her Majeſty and the Dean and Canons of the King's Free Chapel, within the Caſtle of *Windſor*.
12. An Act for the Sale of certain Manors, and Lands, of *John* late Earl of *Exeter*, for Payment of the Debts, and Performance of the Will of the ſaid Earl.
13. An Act for veſting certain Lands and Tenements of *Montague* Earl of *Abingdon*, in Truſtees, to be ſold, and purchaſing other Lands of equal Value, and limiting the Lands to be purchaſed to the ſame Uſes, as the Lands to be ſold are limited.
14. An Act for Relief of *Dorothy* Baroneſs Dowager of *Upper Oſſory*, and Captain *James Roche*, with relation to the *Iriſh* Forfeitures.
15. An Act for the Sale of the Manor of *Attingham*, in the County of *Salop*, and ſettling a Farm called *Selly Hall*, and a Moiety of the Manor of *Temple Lawrne*, in the County of *Worceſter*, of better Value, in lieu thereof.
16. An Act for charging the Eſtate late of *William Adams* Eſq; deceaſed, with Portions and Maintenances for *William Adams*, and *Elizabeth Adams*, his younger Children.
17. An Act for Sale of Part of the Eſtate of *Stephen Soam*, Gent. and *Dorothy* his Wife, and for applying the Monies raiſed thereby for Payment of his Debts, and for the Portions of *Mary* and *William Soam*, two of their younger Children.
18. An Act to enable *Robert Appreece* the Elder, and *Robert Appreece* the Younger, Eſquires, to raiſe Money out of their Eſtate for Payment of a Debt due to her Majeſty, and other Debts.
19. An Act for confirming and ſettling of divers Charities, given by the laſt Will of *Job Marſton*, Gent. deceaſed.
20. An Act for the Relief of *Thomas Keightley* Eſq; with relation to the forfeited Eſtates in *Ireland*.
21. An Act to enable *Jeffrey Palmer* Eſq; to ſettle a Jointure upon *Elizabeth* his Wife.
22. An Act for the Relief of *Hannah Mac Donnel*, with relation to the forfeited Eſtates in *Ireland*.
23. An Act for the Relief of Captain *Thomas Bellew*, with relation to the forfeited Eſtates in *Ireland*.
24. An Act for the Relief of *Edward Singleton* Eſq; with relation to the forfeited Eſtates in *Ireland*.
25. An Act for veſting the Eſtates of *William Matthews* Gent. and *Katharine* his Wife, in Truſtees, to be ſold for the Purpoſes therein mentioned.
26. An Act for the better Government of the Hoſpital of *Balſall* in the County of *Warwick*, founded by the Lady *Katharine Leveſon*.
27. An Act for the Relief of *Nicholas Bagenall* Eſq; with relation to the forfeited Eſtates in *Ireland*.
28. An Act for the Relief of Colonel *Henry Luttrell*, with relation to the forfeited Eſtates in *Ireland*.
29. An Act to enable the Dean and Chapter of the Cathedral Church of St. *Peter* in *Exeter*, and their Farmers and Tenants, to make Leaſes of and in the Manor of *Culmſtock* in the County of *Devon*.
30. An Act for veſting in Truſtees the Eſtate late of Sir *William Powell* Baronet, deceaſed, for raiſing Portions for the younger Children of Sir *John Williams*, and Dame *Mary* his Wife (Daughter of the ſaid Sir *William Powell*) and to enable *William Williams*, their eldeſt Son, to make a Jointure to ſuch Wife as he ſhall marry.
31. An Act for veſting certain Meſſuages and Tenements in the County of *Bedford* and *Middleſex*, in Truſtees, to be ſold, and for purchaſing Lands or Rents, to be ſettled to the ſame Uſes.
32. An Act for the more effectual Settlement of the Eſtate of *John Stone* of *Baldwin Brightwell* in the County of *Oxford*, Eſq; in his Family and Name.
33. An Act to enable Truſtees to make Sale of Part of the Eſtate of *Humphry Bury*, for paying of a Mortgage, and a Portion charged thereupon.
34. An Act for erecting Hoſpitals and Workhouſes within the Town of *Sudbury* in the County of *Suffolk*, for the better imploying and maintaining the Poor thereof.
35. An Act to veſt ſeveral Lands and Tenements, in the County of *York*, in Truſtees, to be ſold for the raiſing of a Portion for *Henrietta Tempeſt*, an infant.
36. An Act to enable the Truſtees of *James Hunt* Eſq; deceaſed, to ſell Timber, for the Payment of his Debts and Legacies.
37. An Act to enable *Edward Manſell* Eſq; to raiſe a further Sum of one thouſand Pounds on a Mortgage of the Impropriate Rectory of *Llanriddian*, for the Payment of his Debts.
38. An Act for enlarging the Time for *John* Lord *Haverſham* to make his Claim before the Truſtees for the forfeited Eſtates in *Ireland*.

The TITLES of the STATUTES.

39. An Act for the Relief of Sir *Thomas Domville* Baronet, with relation to the forfeited Eſtates in *Ireland*.
40. An Act for the Relief of *Francis* Earl of *Carlingford*, and others, againſt ſeveral Outlawries in the County of *Tipperary* in *Ireland*.
41. An Act for making Proviſion for the Proteſtant Children of the Earl of *Clanriccard*, and the Lord *Bophin*.
42. An Act for the Relief of *Thomas* Earl of *Limerick* of the Kingdom of *Ireland*, and *Euphemia* Counteſs Dowager of *Limerick*, with relation to the forfeited Eſtates in *Ireland*.
43. An Act to enable *Rebecca Wyndham* to ſell and diſpoſe of an Eſtate late *Sarah Vernon*'s in the County of *Norfolk*.
44. An Act to enable the Biſhop of *Glouceſter*, and his Succeſſors, to make diſtinct and ſeparate Leaſes of the Manors, Lands, and Premiſſes therein mentioned.
45. An Act for the enabling *Abraham Barnwell* to make a more ample Settlement of his Eſtate for the Benefit of his Family, and to ſell Part thereof for raiſing Portions for his younger Children in his Life time, and for Payment of his Debts.
46. An Act for the better Improvement of *Suffolk Place* in the Borough of *Southwark* in the County of *Surrey*.
47. An Act for ſettling the Eſtate late of *John* and *Robert Window* Gent. deceaſed, in Truſtees, to be ſold, and the Purchaſe-money applied to the Uſes therein mentioned.
48. An Act for veſting the Lands of *Henry Pawlet*, a Lunatick, in Truſtees, in order to make ſuitable Proviſion for him, his next Heir, and next Relations.
49. An Act for the Relief of Sir *Edmund Everard*, *Peter Fagan*, and the Proteſtant Children of Sir *Anthony Mullady*, deceaſed, with relation to the forfeited Eſtates in *Ireland*.
50. An Act for the Relief of *William* Lord Viſcount *Mountjoy* of the Kingdom of *Ireland*, with relation to the forfeited Eſtates in *Ireland*.
51. An Act for the Relief of *Robert Edgeworth* Eſq; with relation to the forfeited Eſtates in *Ireland*.
52. An Act for veſting ſeveral Lands in the Counties of *Surrey* and *Suſſex*, the Eſtate of *Mary Johnſon*, Wife of *William Johnſon* Gent. in Truſtees, to be ſold, for diſcharging ſeveral Mortgages and other Debts charged upon the Eſtate of the ſaid *William Johnſon*, and ſettling his Eſtate upon the ſaid Wife and her Children by him, clear of Incumbrances.
53. An Act for enlarging the Time for *John Hill* Eſq; and his Wife, to enter their Claims before the Truſtees for Sale of the forfeited Eſtates in *Ireland*, with relation to a Judgment againſt *Robert Grace*, and for the Relief of the Creditors of *John Grace*, and the Widow, Proteſtant Children and Creditors of the late Sir *Patrick Trant*, with relation to the ſaid forfeited Eſtates; and for the indemnifying the Earl of *Carlingford* touching Mortgage-money by him owing to the ſaid late Sir *Patrick Trant*.
54. An Act for the Relief of *Edward Nugent* Eſq; with relation to the forfeited Eſtates in *Ireland*.
55. An Act for the Relief of *Joſeph Mitchell* Eſq; with relation to the forfeited Eſtates in *Ireland*.
56. An Act for the Relief of *Dennis Molony* Gent. with relation to the forfeited Eſtates in *Ireland*.
57. An Act for the enlarging the Time for *Cæſar Bradſhaw*, Eſq; to proſecute his Claim before the Truſtees for the *Iriſh* Forfeitures.
58. An Act for the Relief of *Jane Lavallin*, with relation to the forfeited Eſtates in *Ireland*.
59. An Act for the Relief of *James Euſtace* of *Yeomans Town*, *Agmondiſham Veſey* Eſq; *George Field*, and *Thomas Brigſtock*, with relation to the forfeited Eſtates in *Ireland*.
60. An Act for the Relief of *Francis Spring*, and other Proteſtant Tenants of the forfeited Eſtates in *Ireland*, in reſpect to their real Improvements, and for confirming a Proteſtant Settlement at *Portarlington*, and of a Charity at *Middleton*, in the County of *Cork*; and for Relief of *Alice* Counteſs Dowager of *Drogheda*, and Sir *John Dillon*.
61. An Act for the Relief of *Ignatius Gold* and his Family, with relation to the forfeited Eſtates in *Ireland*.
62. An Act for the Relief of Sir *William Aſhhurſt* Knight, with relation to the forfeited Eſtates in *Ireland*.
63. An Act for the Relief of *Mary Vernon*, with relation to the forfeited Eſtates in *Ireland*.
64. An Act for the Relief of *Katharine Obrian*, Widow, and her Children, with relation to the forfeited Eſtates in *Ireland*.
65. An Act for the Relief of *William Spencer* Eſq; and the Wife and Children of the late Lord *Kenmare*, in the Kingdom of *Ireland*, with relation to the forfeited Eſtates in *Ireland*.
66. An Act for the Relief of *Katharine Harris*, alias *Kife*, with relation to the forfeited Eſtates in *Ireland*.
67. An Act for the Relief of *Suſannah Smith*, Widow, with relation to the forfeited Eſtates in *Ireland*.
68. An Act for the Relief of Captain *Richard Wolſely*, and other Proteſtant Leſſees in *Ireland*.
69. An Act for enlarging the Time for Sir *Stephen Fox* to make his Claim before the Truſtees for the forfeited Eſtates in *Ireland*.
70. An Act for enlarging the Time for *Rebecca* Viſcounteſs *Faulkland* of the Kingdom of *Scotland*, to enter her Claim before the Truſtees for the forfeited Eſtates in *Ireland*, to a Mortgage upon Part of the ſaid Eſtates.
71. An Act for exempting and diſcharging of *Arthur French*, and *Sarah* his Wife, from accounting to the Truſtees for the forfeited Eſtates in *Ireland*, for the perſonal Eſtate of *Irriel Farrel*, deceaſed.
72. An Act for the Relief of *Charlotte Talbot*, with Relation to the forfeited Eſtates in *Ireland*.
73. An Act to recompenſe *Philip Savage*, Eſq; for the Charge of Outlawries, and attending the Truſtees for the forfeited Eſtates in *Ireland*.
74. An Act for the Relief of *Maurice Anneſley*, Eſq; with Relation to the forfeited Eſtates in *Ireland*.
75. An Act for the Relief of *Thomas Lee*, Eſq; and others, Executors of Sir *John Heley*, Knight, and *Peter Goodwin*, Eſq; with Relation to the forfeited Eſtates in *Ireland*.
76. An Act for the Relief of *Thomas Plunket*, Gent. and *Katharine* his Wife, with Relation to the forfeited Eſtates in *Ireland*; and for empowering her Majeſty to grant Writs of Error for reverſing the Outlawries againſt *John Mapas*, and *Lawrence Fitzgerald*.
77. An Act for the Relief of *John Ellis*, Eſq; with Relation to the forfeited Eſtates in *Ireland*.
78. An Act for naturalizing *Daniel Van Ryſſen*, and others.
79. An Act for naturalizing *Thomas St. Leger de Bacolon*, *Joſeph de Lanny*, *Alexander de Racquet des Fourneaux*, and others.
80. An Act for naturalizing *Stephen Benovad*, *John Girard*, and others.

PUBLICK ACTS.

Anno 1 *Annæ. Stat.* 2.

1. AN Act for granting to her Majeſty a Land Tax for carrying on the War againſt *France* and *Spain*.

2. An

The TITLES of the STATUTES.

2. An Act for enabling her Majesty to settle a Revenue for supporting the Dignity of his Royal Highness Prince *George* Hereditary of *Denmark*, in case he shall survive her Majesty.
3. An Act for granting a supply to her Majesty by several Duties imposed upon Malt, Mum, Cyder, and Perry.
4. An Act for continuing the Duties upon Coals, Culm, and Cinders.
5. An Act for granting an Aid to her Majesty by Sale of several Annuities at the Exchequer, for carrying on the War against *France* and *Spain*.
6. An Act for the better preventing Escapes out of the *Queen's Bench* and *Fleet* Prisons.
7. An Act for explaining and making effectual a late Statute concerning the Haven and Piers of the Borough of *Great Yarmouth*, and for confirming the Rights and Privileges of the said Borough.
8. An Act for Explanation of a Clause in one Act made in the seventh Year of his late Majesty's Reign, relating to Borelaps, and to take off the additional Subsidy upon *Irish* Linen.
9. An Act for punishing of Accessaries to Felonies, and Receivers of stolen Goods, and to prevent the wilful burning and destroying of Ships.
10. An Act for the better repairing and amending the Highways from the North End of *Thornwood Common*, to *Woodford* in the County of *Essex*.
11. An Act for making the River *Cham* alias *Grant*, in the County of *Cambridge*, more navigable, from *Clayhithe Ferry*, to the *Queen's Mill*, in the University and Town of *Cambridge*.
12. An Act for the finishing and adorning the Cathedral Church of St. *Paul*, *London*.
13. An Act for continuing former Acts for exporting Leather, and for Ease of Jurors, and for reviving and making more effectual an Act relating to Vagrants.
14. An Act for the encouraging the Consumption of malted Corn, and for the better preventing the running of *French* and Foreign Brandy.
15. An Act for granting to her Majesty several Subsidies for carrying on the War against *France* and *Spain*.
16. An Act for punishing Officers and Soldiers who shall mutiny or desert her Majesty's Service in *England* or *Ireland*, and for punishing false Musters, and for better Payment of Quarters in *England*.
17. An Act for enlarging the Time for taking the Oath of Abjuration; and also for recapacitating and indemnifying such Persons as have not taken the same by the Time limited, and shall take the same by a Time to be appointed; and for the further Security of her Majesty's Person, and the Succession of the Crown in the Protestant Line; and for extinguishing the Hopes of the pretended Prince of *Wales*, and all other Pretenders, and their open and secret Abettors.
18. An Act for the more effectual preventing the Abuses and Frauds of Persons employed in the working up the Woollen, Linen, Fustian, Cotton, and Iron Manufactures of this Kingdom.
19. An Act for taking, examining, and stating the publick Accounts of the Kingdom.
20. An Act for reviving and continuing the late Acts for appointing Commissioners to take, examine, and determine the Debts due to the Army, and for Transport Service, and also an Account of the Prizes taken during the late War.
21. An Act for advancing the Sale of the forfeited Estates in *Ireland*, and for vesting such as remain unsold by the present Trustees, in her Majesty, her Heirs and Successors, for such Uses as the same were before vested in the said Trustees; and for the more effectual selling and settling the said Estates to Protestants; and for explaining several Acts relating to the Lord *Bophin*, and Sir *Edmund Everard*.
22. An Act for preventing Frauds in her Majesty's Duties upon stamped Vellum, Parchment, and Paper.
23. An Act for raising the Militia of this Kingdom for the Year one thousand seven hundred and three, notwithstanding the Month's Pay formerly advanced be not repaid.
24. An Act to oblige *Edward Whitaker*, to account for such Sums of publick Money as have been received by him.

PRIVATE ACTS.

1. AN Act for rectifying a Mistake in a late Act, intituled, *An Act to enable Sir* Robert Marsham, *Knight and Baronet, to dispose of Lands in* Hertfordshire, *and to settle other Lands of better Value in* Kent, *to the same Uses as the Lands in* Hertfordshire *are settled.*
2. An Act for Sale of Part of the Estate late of *William Peachy*, Esq; deceased, for Payment of Legacies charged thereupon.
3. An Act for settling divers Manors, Lands, and Hereditaments, the Estate of *Henry* Duke of *Beaufort*, according to Agreements made upon his Marriage, and for other Purposes in the said Act mentioned.
4. An Act to vest divers Lands and Tenements of Sir *Thomas Brograve*, Bart. in the County of *Hertford*, in Trustees, to be sold, and to settle other Lands and Tenements in lieu thereof.
5. An Act for giving further Time to *John* Lord Bishop of *Chichester*, and his Successors, to make Leases of certain Houses and Ground in and near *Chancery Lane*, belonging to the Bishoprick of *Chichester*.
6. An Act to enable Sir *Edward Williams* to sell certain Manors and Lands in the Counties of *Brecon* and *Radnorshire*, for Payment of Debts.
7. An Act for the better collecting the Duties granted for making the Way out of *Chancery Lane* into *Lincoln's Inn Fields*, and for determining the said Duties when the Parties concerned are paid.
8. An Act to enable the surviving Trustees and Executors of the last Will and Testament of *Thomas Fane*, Esq; deceased, to pay an Annuity unto *Mildmay Fane*, Esq; for his Maintenance and Education, until he shall attain his Age of one and twenty Years.
9. An Act to enable *Richard* Lord *Bulkeley* Viscount *Cashels* in the Kingdom of *Ireland*, and *Richard Bulkeley*, Esq; his Son, to make a Settlement upon the Marriage of the said *Richard Bulkeley*.
10. An Act for confirming and establishing a Partition made by Sir *Edmund Fowler*, Knight, and Dame *Anne* his Wife, and *Elizabeth Buggin*, Widow, of certain Manors and Lands in the County of *Kent*, in the Year one thousand six hundred thirty-four.
11. An Act for the incorporating certain Persons, for the better providing for, and setting at Work the Poor in the City of *Gloucester*.
12. An Act to enable *Andrew Hackett*, Esq; to dispose of several Messuages and Lands in the Counties of *Stafford* and *Warwick*, and City of *Litchfield*, for making Provision for his younger Children, upon settling another Estate in *Stroxton* in the County of *Lincoln*, of better Value, to the same Uses as the Messuages and Lands in the Counties of *Stafford* and *Warwick*, and City of *Litchfield* were settled.
13. An Act for making Provision for the younger Children of *Jonathan Castleman* of *Coubertly* in the County of

Glouceſter, Eſq; and for ſupplying an Omiſſion in his Father's Will of a Power for making Leaſes.

14. An Act to enable *William Coleman*, Eſq; and others, to make Sale of Lands for Payment of the Debts and Legacies of *William Stawell*, deceaſed.

15. An Act for the veſting of the ſeveral Manors, Meſſuages, Lands, and Hereditaments, in the County of *Eſſex*, late belonging to *John Cowper*, Gent. deceaſed, in Truſtees, to be ſold for better Payment of his Debts and Legacies charged thereupon.

16. An Act for the better ſettling the Real and Perſonal Eſtate of *John Goddard*, Eſq; deceaſed, to and for the Benefit of *John Goddard* his Son, *Mary Goddard* his Daughter, Infants, during their Minority.

17. An Act for confirming the Diviſion of a Third Part of the Manor of *Burton Daſſet* in the County of *Warwick*, heretofore made by the Owners thereof.

18. An Act to enable the Executrix of *James Hoare*, Eſq; deceaſed, to pay a Sum of Money in Diſcharge of a Truſt in her repoſed by his Will.

19. An Act to enable *Charles Aldworth*, Eſq; to ſell Lands and Tenements for Payment of his Father's Debts, and his Siſters Portions.

20. An Act for Sale of Part of the Eſtate of *Charles Morris*, Eſq; for the Payment of Debts charged thereupon, and for the making Proviſion for his younger Children.

21. An Act for the better improving a certain Piece of Ground in the Pariſh of *St. Martin in the Fields*, for the Uſe of the Poor, and for other Purpoſes therein mentioned.

22. An Act to enable the Deviſees of *James Supple*, and all claiming under them, to make Leaſes for the Improvement of the Eſtate deviſed.

23. An Act concerning the Exchange of certain Lands lying in or near *Brampton* in the County of *Northampton*, for Lands lying in or near *Wickham* in the County of *Lincoln*.

24. An Act for the better Execution of the Will of *John Loane*, Eſq; deceaſed, and for Sale of Part of his Eſtate to pay his Debts and Legacies for preſerving the Reſidue thereof.

25. An Act for Sale of divers Lands in the County of *Kildare*, and Kingdom of *Ireland* (being the Eſtate of *Agmondiſham Veſey*, Eſq; and his two Daughters, *Anne Veſey*, and *Henrietta Veſey*) for the paying of Debts, and clearing Incumbrances charged thereon, and alſo for impowering the ſaid *Agmondiſham Veſey* to make Leaſes for any Term, not exceeding one and twenty Years.

26. An Act for Sale of ſeveral Eſtates for Payment of Debts charged thereupon, and for diſpoſing of the Reſidue of the Money at Intereſt, for the Benefit of *Giles Loane*, and other Infants, purſuant to their Father's Will.

27. An Act to enable *John Arderne*, Eſq; to pay his Father's Debts, and make Proviſion for his Brothers and Siſter.

28. An Act for raiſing fifteen hundred Pounds by Mortgage of Lands in the County of *Dorſet*, for Payment of Debts, and for a further Proviſion and Maintenance for the younger Children of *Philip Caldicott*, Eſq;

29. An Act for charging the Eſtate, late of *Thomas Lyſter*, Eſq; deceaſed, with Maintenances for his nine younger Children.

30. An Act for ſetting aſide a Settlement, in order that *William Butler* may have a good Conveyance of Lands from *Raphael Whiſtler*, according to the Articles agreed on.

31. An Act for veſting divers Lands and Tenements of *Edward Owen* of *Eaton Maſcot* in the County of *Salop*, Eſq; in Truſtees, to be ſold for Payment of his Debts.

32. An Act for veſting certain Meſſuages, Lands, and Hereditaments of *Toby Hodſon* the Elder, Eſq; a Lunatick, in Truſtees, for Payment of his Debts, and making Proviſion for himſelf, his Wife, and only Son.

33. An Act for naturalizing *Nicholas Wayſoort*, *Peter L. Blanc*, and *Jacob Sanderfelt*.

PUBLICK ACTS.

Anno 2 Annæ.

1. AN Act for granting an Aid to her Majeſty by a Land Tax, to be raiſed in the Year one thouſand ſeven hundred and four.

2. An Act for granting an Aid to her Majeſty, by continuing the Duties upon Malt, Mum, Cyder, and Perry, for one Year.

3. An Act for granting an Aid to her Majeſty, for carrying on the War, and other her Majeſty's Occaſions, by ſelling Annuities at ſeveral Rates, and for ſuch reſpective Terms or Eſtates as are therein mentioned.

4. An Act for the publick regiſtring of all Deeds, Conveyances, and Wills, that ſhall be made of any Honours, Manors, Lands, Tenements, or Hereditaments, within the Weſt Riding of the County of *York*, after the nine and twentieth Day of *September* one thouſand ſeven hundred and four.

5. An Act to repeal a *Proviſo* in an Act of the fourth Year of the Reign of King WILLIAM and Queen MARY, which prevents the Citizens of the City of *York* from diſpoſing of their Perſonal Eſtates by their Wills, as others inhabiting within the Province of *York* by that Act may do.

6. An Act for the Increaſe of Seamen, and better Encouragement of Navigation, and Security of the Coal Trade.

7. An Act for enlarging the Term of Years granted by an Act paſſed in the Seſſion of Parliament, held in the eleventh and twelfth Years of King WILLIAM III. for the Repair of *Dover* Harbour.

8. An Act for the erecting a Workhouſe in the City of *Worceſter*, and for ſetting the Poor on Work there.

9. An Act for granting to her Majeſty an additional Subſidy of Tunnage and Poundage for three Years; and for laying a further Duty upon *French* Wines condemned as lawful Prize; and for aſcertaining the Values of unrated Goods imported from the *Eaſt-Indies*.

10. An Act to enlarge the Time for the Purchaſers of the forfeited Eſtates in *Ireland*, to make the Payments of their Purchaſe-money.

11. An Act for the making more effectual her Majeſty's gracious Intentions for the Augmentation of the Maintenance of the poor Clergy, by enabling her Majeſty to grant in Perpetuity the Revenues of the Firſt Fruits and Tenths; and alſo for enabling any other Perſons to make Grants for the ſame Purpoſe.

12. An Act for the raiſing the Militia for the Year one thouſand ſeven hundred and four, notwithſtanding the Month's Pay formerly advanced be not repaid.

13. An Act for prolonging the Time by an Act of Parliament made in the firſt Year of her Majeſty's Reign, for importing Thrown Silk of the Growth of *Sicily* from *Leghorn*.

14. An Act for the better ſecuring and regulating the Duties upon Salt.

15. An Act for the better and more regular paying and aſſigning the Annuities, after the Rate of three Pounds

per

per Cent. per Ann. payable to ſeveral Bankers, and other Patentees, or thoſe claiming under them.

16. An Act for the diſcharging out of Priſon ſuch inſolvent Debtors as ſhall ſerve, or procure a Perſon to ſerve, in her Majeſty's Fleet or Army.

17. An Act for the better charging ſeveral Accountants with Intereſt Monies by them received, and to be received.

18. An Act for the further Explanation and Regulation of Privilege of Parliament in relation to Perſons in publick Offices.

19. An Act for raiſing Recruits for the Land Forces, and Marines, and for diſpenſing with Part of the Act for the Encouragement and Increaſe of Shipping and Navigation, during the preſent War.

20. An Act for puniſhing Mutiny, Deſertion, and falſe Muſters, and for better paying of the Army and Quarters, and for ſatisfying divers Arrears, and for a further Continuance of the Powers of the five Commiſſioners for examining and determining the Accounts of the Army.

PRIVATE ACTS.

1. AN Act for naturalizing *Elizabeth Cholmondeley*, Wife of *George Cholmondeley*, Eſq;

2. An Act to enable the Guardian of the Earl of *Warwick* and *Holland*, during his Minority, to make Leaſes of ſeveral Meſſuages in or near *Weſt Smithfield*.

3. An Act for ſettling and confirming ſeveral Exchanges with *Ralph* Earl of *Montague*, of ſeveral Lands and Common of *Simon Motton*, and others, lying in *Geddington*, in the County of *Northampton*, for ſeveral Lands of the ſaid Earl's, lying near to the ſame, and for confirming ſeveral Agreements relating to the ſaid Exchanges.

4. An Act for confirming the Execution of a certain Agreement made between *Ralph* Lord *Grey*, Baron of *Werke*, and *Charles* Lord *Oſſulſtone* and the Lady *Mary* his Wife, touching certain Manors, Lands, and Tenements, in the Counties of *Northumberland*, *Middleſex*, and City of *London*, and alſo between *Laurence* Earl of *Rocheſter*, and the ſaid Lord *Grey*, concerning other Manors, Lands, and Tenements, in the ſaid County of *Northumberland*, County Palatine of *Durham*, and Town of *Berwick* upon *Tweed*.

5. An Act for veſting ſeveral Eſtates in the Counties of *Cornwall*, and *Devon*, and ſeveral Leaſehold Eſtates, in Truſtees, to be ſold for raiſing Portions for the younger Children of *George* Lord *Carteret*, deceaſed, and for laying out the Overplus of the Money raiſed by ſuch Sales, in Purchaſe of other Lands.

6. An Act for Sale of the Eſtate of *Henry* Lord Viſcount *Dillon* in the Kingdom of *Ireland*, for Payment of his Debts, and for ſettling an Equivalent in other Part of his Eſtate on the Viſcounteſs his Wife, for her Jointure.

7. An Act to enable Sir *George Wheeler*, Knight, and Doctor in Divinity, to make Leaſes of ſome Houſes and Ground in *Chanon Row* in *Weſtminſter*.

8. An Act to enable Sir *John Aſtley*, Baronet, to make a Jointure upon his Marriage, during his Minority, and to enable him to buy in any Rent-charge, or other Incumbrance upon his Eſtate.

9. An Act for confirming and better Execution of Articles, and the Agreements therein contained, for the Diſpoſition and Diviſion of the Eſtate of the late Lord *Jermyn*, among his Coheirs.

10. An Act for ſupplying the Defect of the Execution of a Power in Sir *John Ivory*, Knight, deceaſed, for making Proviſion for his younger Children.

11. An Act to enable Sir *Thomas Tipping*, Baronet, to ſell the Manor of *Ickford* in the County of *Bucks*, for Payment of a Debt charged thereon, and laying out the Surplus Money in purchaſe of other Lands, to be ſettled to the ſame Uſes.

12. An Act to diſcharge the Governor and Company for making hollow Sword-blades in *England*, of the Sum of eighteen thouſand eight hundred ſixty-four Pounds, ſeven Shillings, and one Penny halfpenny, by Miſtake overcharged in the Purchaſe-money, for ſeveral forfeited and other Eſtates and Intereſts in *Ireland*, purchaſed by them.

13. An Act for veſting ſeveral Eſtates of Sir *Charles Bickerſtaffe*, Knight, in Truſtees, to be ſold for Payment of Debts, and making Proviſion for his Wife and Daughter.

14. An Act for Sale of certain Lands in *Charwelton*, in the County of *Northampton*, of *William Adams*, Clerk, for Payment of Debts, and of Portions to his younger Brothers and Siſters, and ſettling other Lands of greater Value upon his Wife and Children in lieu thereof.

15. An Act for veſting the Eſtate of *Thomas Leigh*, late of *Ridge* in the County of *Cheſter*, Eſq; deceaſed, in Truſtees, for the Payment of his Debts, perfecting his Purchaſes, and better effecting the Purpoſes in his Will.

16. An Act for the making void certain Uſes, Eſtates, and Truſts, limited in the Marriage Settlement of *Henry Awdley*, Eſq; of certain Manors and Lands contained in that Settlement, and ſettling other Manors and Lands of better Value, to and for the ſame Uſes, Eſtates, and Truſts.

17. An Act to enable *Robert Cawdron*, Eſq; to ſettle Part of his Eſtate (which he has improved) for raiſing Portions for his younger Children.

18. An Act for veſting Lands in *Eſſex*, deviſed by Sir *Robert Kemp*, Knight, deceaſed, to the Children, and Grand Children of *Elizabeth Outlaw*, one of his Siſters and Coheirs, in Truſtees, to be ſold for the Benefit of the Deviſees.

19. An Act for the veſting of nine Meſſuages in the Pariſh of St. *Giles in the Fields*, in the County of *Middleſex*, being the Eſtate of *William Jarmin* and *Mary* his Wife, in Truſtees, to be ſold, and for ſettling in lieu thereof a Meſſuage, and certain Lands in *Whipſnade*, *Tottrenhoe*, and *Studham*, in the County of *Bedford*.

20. An Act to enable *John Jenkins*, Eſq; to ſell Lands in the Counties of *Durham* and *Northumberland*, for Payment of Debts charged thereupon.

21. An Act for veſting in Truſtees Part of the Eſtate of *Thomas Harlackenden Bowes*, Eſq; for Payment of the Debts and Legacies wherewith the ſaid Eſtate is charged, and for preſerving the Reſidue clear of Charges for the Benefit of *Thomas Bowes*, Eſq; an Infant.

22. An Act to enable *Arabella Foot* to lay out Monies belonging to her Son *Topham Foot*, in Purchaſes of Lands for his Benefit.

23. An Act to enable the Lord High Treaſurer of *England*, or Commiſſioners of the Treaſury for the time being, to compound with *John Ferrer*, Eſq; for a Debt due from him as Surety for *John Maſon*, Gent. late Receiver General for the County of *Cambridge* and Iſle of *Ely*.

24. An Act for the veſting the Manor of *Michael Church*, in the County of *Radnor*, and other Lands in the County of *Salop*, of *Mary Bowdler*, and *William Bowdler*, Gent. in certain Truſtees, for the Payment of the Debts, and making

making Proviſion for the younger Children of the ſaid *William Bowdler*.

25. An Act for ſettling the Manor of *Creech* in the County of *Somerſet*, in Truſtees, to enable them to renew Leaſes for the Maintenance of the younger Sons of *William Keyt*, Eſq; deceaſed, during their Minority.

26. An Act for Sale of ſome Part of the Eſtate of *John Holden*, Gent. and *Robert Holden*, his Son, for Payment of their Debts, and for diſpoſing of younger Children Apprentices.

27. An Act for naturalizing *Iſaac Kops*.

28. An Act for naturalizing *Rene Rance*, *Matthew Decker*, and others.

29. An Act for naturalizing *Henry Boiſrond de St. Leger*, *Peter la Grange*, *Lewis Wadden*, and others.

30. An Act to veſt the Manor of *Hanſlop*, and *Caſtlethrop*, and all other the Lands and Hereditaments of Sir *Peter Tyrrel* Baronet, and *Thomas Tyrrel* Eſq; his Son, in the County of *Bucks*, in Truſtees, to ſell Part thereof for Payment of Debts, and to ſettle other Lands and Hereditaments there, being of an equal Value, in lieu of Lands to be ſold.

31. An Act to enable Sir *John Cowper* Knight, and *Anthony Henley*, Eſq; to make a Partition, and grant Building Leaſes of ſeveral Meſſuages and Tenements in *Lincoln's Inn Fields*, in the Pariſhes of St. *Giles in the Fields*, and St. *Clement Danes*, in the County of *Middleſex*.

32. An Act to veſt Part of the Eſtate of Sir *Chriſtopher Phillipſon* Knight, in Truſtees, to be ſold for Payment of Debts, and for charging Part thereof with Maintenance for a Daughter who is a Lunatick.

33. An Act for veſting the Manor of *Yeovilton*, in the County of *Somerſet*, and other Lands therein mentioned, of *William Cary* Eſq; in Truſtees, for diſcharging Incumbrances, and making Proviſion for his younger Children, and ſettling other Lands in the County of *Devon* in lieu thereof.

34. An Act for veſting divers Manors and Lands of *Matthew Hollworthy* Eſq; in Truſtees, to be ſold, and purchaſing other Manors or Lands of equal Value, and limiting the Manors or Lands to be purchaſed to the ſame Uſes, as the Lands to be ſold are limited

35. An Act for enabling *Bernard Cotton* Eſq; to ſell ſome Part of his Eſtate for Payment of his Debts, and for confirming ſeveral Conveyances already made of ſeveral other Parcels of his Eſtate by himſelf and Truſtees, to ſeveral Purchaſers thereof.

36. An Act to charge the Eſtate of *Ambroſe Andrews* Gent. with Monies for Payment of Debts, and for ſupplying ſome Defects in the Settlement of the ſaid Eſtate, for making a Jointure and Leaſes upon the ſaid Eſtate.

37. An Act to eſtabliſh and confirm a Partition and Agreement of and touching the Eſtate of Sir *Thomas Style*, late of *Wateringbury*, in the County of *Kent*, Baronet.

38. An Act for ſettling the Eſtate of Dr. *Thomas Lamplugh*, deceaſed, purſuant to his Marriage Articles and Settlement prepared for that Purpoſe, and for Proviſion for his younger Children.

39. An Act for the better veſting in *Giles Frampton* Eſq; the Manor and Farm of *Moorton* alias *Moreton*, and *Hurſt*, in the County of *Dorſet*, in Poſſeſſion, and for the better ſecuring the ſame, and the other Manors, Farms, Meſſuages, Lands, Tenements, and Hereditaments, late of *William Frampton* Eſq; deceaſed, to him the ſaid *Giles Frampton*, and ſuch as are entitled in Remainder after him, upon the Death of *Tregonwell Frampton* Eſq;

40. An Act to enable *George Evelyn* to raiſe Portions for his Brothers and Siſters, according to his Father's Will.

41. An Act for Sale of Part of the Eſtate of *James Torr* Gent. deceaſed, for Payment of his Debts, and for ſettling other Part thereof to the Uſes therein mentioned.

42. An Act to ſubject the Eſtate of *Robert Coke* of *Truſley*, in the County of *Derby* Eſq; and *William Coke*, his Son and Heir Apparent, to the Payment of the ſaid *Robert Coke's* Debts, and to make Proviſion for the Wife and younger Children of the ſaid *William Coke*.

43. An Act for the ſetting aſide a voluntary Settlement made by *Mary Fermour*, Widow, and for ratifying a Partition made of the Manors of *Merſham* and *Pett*, and divers Lands in the County of *Suſſex*, between her and *Bartholomew Walmeſly* Eſq; and others.

44. An Act for the Improvement of the Eſtate of *John Briſco* in the County of *Cumberland*.

45. An Act for making good the Proviſion intended for Captain *James Roch*, out of the forfeited Eſtates in *Ireland*, and for reſtoring to the Biſhoprick of *Cloyne* in the ſaid Kingdom the Manor and Lands of *Donomore*.

46. An Act for ſetting aſide voluntary Settlements made by *John Hawe* Gent. of Eſtates in the Counties of *Stafford* and *Warwick*, and ſettling ſome Part of his Eſtate upon the ſaid *John Hawe*, and his Son, and for making Proviſion for the Maintenance of his Son and Daughter, and raiſing a Portion for ſuch Daughter, and ſelling the Reſidue for Payment of his Debts.

47. An Act for Sale of the Eſtate of *John Digby* Eſq; deceaſed, in the County of *Buckingham*, and dividing the Money between Sir *John Conway* Baronet, and *Richard Moſtyn* Eſq; and for ſettling the Eſtate of Sir *John Conway*, in the County of *Flint*, and making Proviſion for his Son and Daughter, according to an Agreement for that Purpoſe.

48. An Act for the further Recompenſing of *John Baker* Gent. and his Family, for the Service of Col. *Baker* at *Londonderry* in *Ireland*, and for ſtating the Accounts of the late Receivers of the Rents and Profits of the forfeited Eſtates in *Ireland*.

49. An Act, that the Ships, the *Golden Scar* and *Bull*, being taken as Prize, and condemned, may have Freedom of trading as *Engliſh* Ships.

50. An Act to naturalize *Daniel Barbier*, *John Kerron du Cheſne*, and others.

51. An Act for naturalizing *Henry de Hant*, *George Chabot*, and others.

PUBLICK ACTS.

Anno 3 & 4 Annæ.

1. AN Act for granting an Aid to her Majeſty, by a Land Tax, to be raiſed in the Year one thouſand ſeven hundred and five.

2. An Act for raiſing Monies by Sale of ſeveral Annuities, for carrying on the preſent War.

3. An Act for continuing the Duties upon Malt, Mum, Cyder, and Perry, for one Year.

4. An Act for continuing Duties upon Low Wines, and upon Coffee, Tea, Chocolate, Spices, and Pictures, and upon Hawkers, Pedlars, and petty Chapmen, and upon Muſlins; and for granting new Duties upon ſeveral of the ſaid Commodities, and alſo upon Callicoes, China Ware, and Drugs.

5. An Act for granting to her Majeſty a further Subſidy on Wines, and Merchandizes imported.

6. An Act for the better enabling her Majeſty to grant the Honour and Manor of *Woodſtock*, with the Hundred of *Wootton*, to the Duke of *Marlborough*, and his Heirs,

in

in Conſideration of the eminent Services by him performed to her Majeſty and the Publick.

7. An Act for the effectual ſecuring the Kingdom of *England* from the apparent Dangers that may ariſe from ſeveral Acts lately paſſed in the Parliament of *Scotland*.

8. An Act to permit the Exportation of *Iriſh* Linen Cloth to the Plantations, and to prohibit the Importation of *Scotch* Linen into *Ireland*.

9. An Act for giving like Remedy upon Promiſſory Notes, as is now uſed upon Bills of Exchange, and for the better Payment of Inland Bills of Exchange.

10. An Act for encouraging the Importation of Naval Stores from her Majeſty's Plantations in *America*.

11. An Act for the better recruiting her Majeſty's Land Forces, and the Marines, for the Year one thouſand ſeven hundred and five.

12. An Act for the Relief of the Creditors of *Thomas Pitkin*, a Bankrupt, and for the apprehending of him, and the Diſcovery of the Effects of the ſaid *Thomas Pitkin*, and his Accomplices.

13. An Act for prohibiting all Trade and Commerce with *France*.

14. An Act to prevent all traiterous Correſpondence with her Majeſty's Enemies.

15. An Act for the Relief of *Fulke Emes* Gent. and others, who had elapſed their Times, either for paying their Money, or naming their Nominees, for purchaſing Annuities; and alſo for Relief of Sir *John Mead* Knight and Baronet, who had elapſed his Time for paying Part of his Purchaſe-money for a forfeited Eſtate in *Ireland*, and alſo for Relief of *Dorothy Ireland*, and others, in Reſpect of ſeveral Tickets for Payment of Annuities, and of ſeveral Million Lottery, and Malt Lottery Tickets, and Exchequer Bills, and Debentures to Army, which have been burnt or loſt.

16. An Act for puniſhing Mutiny and Deſertion, and falſe Muſters; and for the better Payment of the Army and their Quarters.

17. An Act for raiſing the Militia for the Year one thouſand ſeven hundred and five, although the Month's Pay formerly advanced be not repaid.

18. An Act for making perpetual an Act for the more eaſy Recovery of ſmall Tithes; and alſo an Act for the more eaſy obtaining Partition of Lands in Coparcenary, Jointtenancy, and Tenancy in Common; and alſo for making more effectual and amending ſeveral Acts relating to the Return of Jurors.

PRIVATE ACTS.

1. AN Act for ſettling the Right of ſeveral Parcels of Land, and other Tenements, and of certain Fiſhings, and Tithes of Fiſhings, in the Society of the Governor and Aſſiſtants, *London*, of the new Plantation in *Ulſter*, within the Realm of *Ireland*, and their Succeſſors; and for ſettling a Rent Charge of 250 *l. per Annum* upon the Lord Biſhop of *Derry*, and his Succeſſors for ever.

2. An Act for naturalizing *Thomas Levingſton*, Viſcount *Teviott* in the Kingdom of *Scotland*.

3. An Act for naturalizing *Louiſe Marie Creſſet*, the Wife of *James Creſſet*, Eſq;

4. An Act to enable *Thomas Pile*, Eſq; and *Elizabeth Freke*, to make Leaſes for Lives of the Eſtate of *Thomas Freke* of *Iwerne Courtney*, Eſq; deceaſed, as alſo the Son of *George Pitt*, Eſq; ſo to do, when entitled, and in actual Poſſeſſion of the Premiſſes; and that he may be enabled to make a Jointure upon any Woman he ſhall marry, out of the ſame; and for eſtabliſhing a School in *Iwerne Courtney*, and augmenting the Vicarage of *Corne Abbas*, in the County of *Dorſet*.

5. An Act to enable *Agnes Hacche*, Widow, and other Truſtees, to make Leaſes, and ſell Lands, in the County of *Devon*, for Payment of the Debts and Legacies of *Robert Hacche*, Eſq; deceaſed; and for the Maintenance and Advancement of his Daughters Portions.

6. An Act for confirming an Agreement between the Executors of *Moſes Gould*, Eſq; deceaſed, and his Relict, for Payment of the Debts and Maintenance of the younger Children of the ſaid *Moſes Gould*, and for ſettling other Part of his Eſtate.

7. An Act for Sale of the Eſtate of *Daniel Drake*, Gent. deceaſed, for the Proviſion of his Widow and Children, according to his Will.

8. An Act for naturalizing *Henry Bowman*.

9. An Act for veſting in Truſtees certain Manors and Lands of *William* Duke of *Devonſhire*, and *William Cavendiſh*, commonly called Marquis of *Hartington*, to enable them to mortgage the ſame for Payment of Debts, and ſubject thereunto to ſettle the ſame to the like Uſes, as the ſame are now ſettled.

10. An Act to enable the Right Honourable *John* Lord *Powlet*, and *Bridget* Lady *Powlet*, his Wife, with the Conſent of their Truſtees, to ſell their Shares and Intereſt of and in certain Manors and Lands in the County of *Kent*, and to purchaſe other Lands or Hereditaments of the like Value, to be ſettled to the ſame Uſes.

11. An Act to veſt the Eſtate of *Charles* Lord *Howard*, Baron of *Eſcrick*, in Truſtees, to ſell the ſame for Payment of his Debts.

12. An Act for Sale of ſeveral Eſtates in *England* and *Ireland*, for Payment of the Debts of *Charles* late Earl of *Burlington* and *Cork*.

13. An Act for confirming an Agreement made by certain Articles by and between *John* Earl of *Kildare*, *Richard* Lord *Bellew*, both of the Kingdom of *Ireland*, and *Frances* his Lady, *Charlotte* Counteſs of *Newburgh* of the Kingdom of *Scotland*, and *William Rowley*, Eſq; and for ſelling Part of the Eſtate of the ſaid Earl of *Kildare*, for the Purpoſes therein mentioned.

14. An Act for Confirmation of an Agreement made between *Thomas* late Lord Biſhop of *Carliſle*, and *Thomas Cook*, Eſq; for veſting the Rectory of *Melborne* in the County of *Derby*, in the ſaid *Thomas Cook* and his Heirs, upon Augmentation of the Rents to the Biſhoprick of *Carliſle*, and of the Stipend to the Vicar of *Melborne*.

15. An Act for Sale of ſeveral Manors and Lands in the Counties of *Hereford*, *Radnor*, and *Brecon*, for Payment of the Debts of *Richard* and *Thomas Williams*, late of *Cabalva* in the County of *Radnor*, Eſquires, deceaſed.

16. An Act for veſting in Truſtees all the Eſtate of *Baldwin Malett*, Eſq; and *William Malett*, his Son and Heir apparent, for Payment of the Debts of the ſaid *Baldwin Malett* to her Majeſty, as he was Receiver General for for the County of *Somorſet*, and City and County of the City of *Briſtol*, and for ſettling the Reſidue on the ſaid *William Malett*, his Heirs and Aſſigns for ever, as by Agreement between the ſaid *Baldwin Malett* and *William Malett*.

17. An Act to empower the Lord High Treaſurer or Commiſſioners of the Treaſury, to compound with *Richard Cobb*, Eſq; as one of the Sureties of *Thomas Cobb*, Gent. deceaſed, Receiver General for the County of *Southampton*, and *Iſle of Wight*.

18. An Act to impower the Lord High Treaſurer, or Commiſſioners of the Treaſury, to compound with *John Drake*, *John Hunton*, and *Edmund Cocke*, as Sureties for *Auguſtine*

Auguſtine Briggs, Receiver General for the County of *Norfolk* and City of *Norwich*.

19. An Act to impower the Lord High Treaſurer or Commiſſioners of the Treaſury to compound with Sir *Michael Biddulph*, Baronet, as he was one of the Sureties for *Morgan Whitley*, Eſq; Receiver General for the Counties of *Cheſter* and *North Wales*.

20. An Act for ſettling of the Tithes of certain Lands in *Francton*, in the County of *Warwick*, upon *Simon Biddulph*, Baronet, and his Heirs, and for ſettling a Rent-charge in lieu thereof, upon the preſent Rector there, and his Succeſſors for ever.

21. An Act for the Augmentation of the Vicarage of *Gainſborough*, in the County of *Lincoln*.

22. An Act to empower the Lord High Treaſurer, or Commiſſioners of the Treaſury, to compound with *Thomas Whitley*, Eſq; as he was one of the Sureties for *Morgan Whitley*, Eſq; late Receiver General for the Counties of *Cheſter* and *North Wales*.

23. An Act for Sale of the Eſtate of *Ambroſe Scudamore*, Eſq; deceaſed, for Payment of the Mortgage-money and Debts thereupon, and placing out the overplus Money to the Uſes therein mentioned.

24. An Act for Sale of certain Lands and Tenements in *Heſton* in the County of *Middleſex*, late the Eſtate of *Matthew Liſter* and his Wife, and *Timothy Whitfield* and his Wife, for the Purpoſes therein mentioned.

25. An Act to enable *James Lockart*, Eſq; and his Wife, to ſell certain Lands, Tenements, and Hereditaments in the County of *Eſſex*, late of Sir *Thomas Luckin*, Baronet, deceaſed, for Payment of their Debts, and to purchaſe other Lands with the Overplus of the Money, to be ſettled to like Uſes.

26. An Act for raiſing Money by a Mortgage of a Plantation in the *Barbadoes*, to pay the Debts of *Robert Hooper*.

27. An Act for Sale of Part of the Eſtate of *Edward Baines*, Gent. for Diſcharge of a Mortgage thereupon, and making Proviſion for his Daughters.

28. An Act for ſevering and diſuniting the Church or Chapel of *Horne*, from the Church or Chapel of *Bleachingley*, in the County of *Surrey*.

29. An Act to enable Truſtees to raiſe Money to pay the Debts of *Mark Delves*, Eſq; deceaſed.

30. An Act for Sale of ſeveral Lands and Hereditaments of *Thomas Goddard* of *Rudlow*, in the County of *Wilts*, Eſq; deceaſed, for Payment of his Debts, and for ſettling the Overplus upon *Ambroſe Goddard*, for the Purpoſes therein mentioned.

31. An Act for Sale of ſeveral Lands and Hereditaments of *George Nodes*, Eſq; in the County of *Hertford*, for Payment of his Debts, and the Debts of *George Nodes*, Eſq; his Father, deceaſed, charged thereupon.

32. An Act to enable *Joſeph Hinxman* of *North Hinton*, in the County of *Southampton*, Eſq; to ſell ſome Eſtates in *Andover*, in the ſaid County; and for the ſettling other Eſtates in *Chriſt Church Twyneham* in the ſaid County, of a better Value, to the ſame Uſes.

33. An Act for Sale of ſeveral Lands in the Counties of *Durham* and *Northumberland*, late of *Patricius Crow*, Eſq; deceaſed, for the raiſing the Portions charged thereupon for his younger Children.

34. An Act for veſting an Eſtate mortgaged in Fee by *Thomas Burr*, to *Anthony Tomkins* (now an Infant) in Truſtees, to reconvey the ſame to the ſaid *Thomas Burr*, or as he ſhall appoint, upon Payment of all the Monies due on the ſaid Mortgage.

35. An Act for confirming and making good the laſt Will and Teſtament of *Hugh Nanney*, Eſq; deceaſed.

36. An Act to impower the Lord High Treaſurer, or Commiſſioners of the Treaſury, to compound with *John Maſon*, Gent. who was Receiver General for the County, Univerſity, and Town of *Cambridge*, and *Iſle of Ely*; and alſo with *John Pickering*, Silkman, one of the ſaid *John Maſon*'s Sureties, as he was ſuch Receiver.

37. An Act for Sale of the Eſtate of *Charles Bludworth*, Eſq; deceaſed, for Payment of his Debts.

38. An Act for veſting the Eſtate late of *Thomas Guy*, Gent. deceaſed, for Payment of his Debts.

39. An Act to enable *John Proctor*, of *Rock* in the County of *Northumberland*, Eſq; to ſell or otherwiſe diſpoſe of his Lands in *Shawdon*, *Shawdon Woodhouſe*, and *Crawley*, upon ſettling Lands of like Value in the ſaid County, in lieu thereof.

40. An Act for Sale of Part of the Eſtate of *John Sands*, Eſq; in the County of *Surrey*, for Payment of his Debts, and raiſing a Portion for his Daughter.

41. An Act for Sale of the Eſtate of *Richard Ball*, in *Little Appleby* and *Great Appleby*, in the Counties of *Derby* and *Leiceſter*, and for laying out ſo much of the Money as will purchaſe another Eſtate of equal Value, to be ſettled to the ſame Uſes, and the Reſidue in making Proviſion for younger Children.

42. An Act to enable *Edmund Waller*, Eſq; to charge his Eſtate (not ſettled on his Wife in Jointure) with a Sum of Money for Payment of his Debts.

43. An Act for raiſing Money for Payment of the Debts of *Thomas Hatcher*, Eſq; by Sale or Mortgage of ſome Part of his Eſtate, and for the better Execution of ſeveral Powers in his Marriage Settlement.

44. An Act to enable *John Green*, of *Gavellacre* in the County of *Southampton*, Clerk, to ſell ſome Eſtates in *Hackleſton*, in the County of *Wilts*; and for the ſettling other Eſtates in *Gavellacre*, in the County of *Southampton*, of a better Value, to the ſame Uſes.

45. An Act to naturalize *Margarita Cecilia Cadogan*, Wife of Brigadier General *Cadogan*, *Gilbert Alfleck*, and *John Herman Louis*.

46. An Act for enabling Truſtees to make Leaſes of Part of the Manor of *Dingley*, and Lands there, for Payment of the Debts of *James Griffin*, Eſq; and raiſing Portions for younger Children.

47. An Act for the better Explanation of the Settlement of the Eſtate of *William Trafford*, Gent. and *Clare* his Wife, and *William* their eldeſt Son, and for making more effectual a Proviſion for younger Children, according to Agreements between them.

48. An Act for veſting the Equity of Redemption of the Manor and capital Meſſuage of *Latchford*, with the Appurtenances, and divers Freehold Meſſuages, Farms, and Lands, in *Latchford* and *Haſely*, in the County of *Oxon*, late the Eſtate of *William Lenthall*, Eſq; deceaſed, in Truſtees, to be ſold for diſcharging of Incumbrances thereupon.

49. An Act to enable *William Cavendiſh*, Eſq; to make a Settlement in Jointure upon any Wife he ſhall marry, and for the better raiſing the Portions charged upon his Eſtate, and for confirming Infranchiſements of ſeveral Copyhold Eſtates made by his Father, within the Manor of *Dovebridge* in the Counties of *Stafford* and *Derby*.

50. An Act to enable Sir *George Warburton*, Baronet, to ſell the Manor or Lordſhip of *Pulford* in the County of *Cheſter*, to perform an Agreement made upon his Marriage for Payment of ſeveral Portions charged upon his Eſtate; and alſo to pay ſome Debts which his Father had Power to charge.

51. An Act for Sale of ſeveral Lands and chattel Eſtates, in the County of *Devon*, and City and County of *Exon*, of *Joſeph Price*, for Payment of his Debts and Legacies charged upon his Eſtate, and for a Proviſion for himſelf, his Wife, and Family.

52. An Act to naturalize *Andrew Girardot*, alias *Devermenoux*, *Francis Buzelin*, and others.

53. An Act to make ſome Alterations and Amendments in an Act of Parliament obtained the laſt Seſſion by Sir *Peter Tyrrill*, and *Thomas Tyrrill* his Son, in order to enable them to ſell ſeveral Lands in *Hanſlop*, and *Caſtlethrop*, in the County of *Bucks*, which were ſettled upon the Marriage of the ſaid *Thomas Tyrrill* and *Dorothy* his Wife, and to ſettle other Lands in lieu thereof.

54. An Act for Sale of Part of the Eſtate of *Baptiſt May*, Eſq; deceaſed, for reimburſing *Charles May*, Eſq; his Nephew, ſuch Monies as he has expended for diſcharging the Debts, Legacies, and Funeral Expences of the ſaid *Baptiſt May*.

55. An Act for Sale of the Eſtate of *Thomas Holdford*, Eſq; in *Plumbly*, and elſewhere, in the County of *Cheſter*, conſiſting chiefly in Reverſions, to raiſe Money for Payment of his Debts, and purchaſing an Eſtate in Poſſeſſion, to be ſettled to the ſame Uſes as the other Eſtate was ſettled.

56. An Act for confirming a Leaſe heretofore made, of certain Meſſuages and Lands in *Epſom*, by Sir *Joſeph Sheldon*, and Sir *James Edwards*, to *Humphry Bean*, and agreed to be aſſigned to Sir *Thomas Cooke*, Knight, and for enabling a Leaſe of other Lands adjoining to the ſame, to be made to him.

57. An Act for veſting in Truſtees the Eſtate late of Sir *Thomas Worſopp*, Knight, and *John Worſopp*, Eſq; his Son, deceaſed, in *Finſbury-Fields*, or *Moor-Fields*, in the Pariſh of *Shoreditch*, in the County of *Middleſex*, to be ſold for the Payment of Debts and Legacies, and the Overplus of the Money remaining, to be laid out for the purchaſing of Meſſuages, Lands, Tenements, or Hereditaments of Inheritance in the Kingdom of *Ireland*, to be ſettled as in the Act is particularly mentioned.

58. An Act to empower the Lord High Treaſurer, or Commiſſioners of the Treaſury, to compound with *Thomas Kenyon*, Executor of *Luke Lloyd*, Eſq; as he was one of the Sureties of *Morgan Whitley*, Eſq; as he was Receiver General for the Counties of *Cheſter* and *North Wales*.

59. An Act for veſting the Eſtate of *Joſeph Grainge*, and *Elizabeth* his Wife, in Truſtees, to be ſold, and to diſpoſe of Part of the Money ariſing by ſuch Sale for the Maintenance of the ſaid *Elizabeth*, purſuant to their Marriage Settlement, and to apply the Reſidue to the Payment of the Debts of the ſaid *Joſeph Grainge*.

60. An Act to enable Truſtees to ſell ſuch Part of the Eſtate of *Richard Liſter*, Eſq; and *Frances Pate Liſter*, his Wife, ſole Daughter and Heir of Sir *Thomas Smith*, Baronet, deceaſed, in the County of *Cheſter*, and City of *Cheſter*, as remains unſold, in order to raiſe Money for the Payment of the Debts of the ſaid Sir *Thomas Smith*, and for Portions for younger Children of the ſaid *Frances Pate Liſter*; and for applying the Overplus in the Purchaſe of other Lands, to be ſettled to the ſame Uſes as they are now ſettled; and likewiſe for confirming ſuch Leaſes and Sales as have been made towards a Diſcharge of the ſaid Debts.

61. An Act to empower the Lord High Treaſurer, or Commiſſioners of the Treaſury, to compound with *Michael Wicks*, Eſq; late Receiver General of the Plantation Duties in the Port of *London*.

PUBLICK ACTS.

Anno 4 & 5 Annæ.

1. AN Act for exhibiting a Bill in this preſent Parliament for naturalizing the moſt Excellent Princeſs *Sophia*, Electreſs and Dutcheſs Dowager of *Hanover*, and the Iſſue of her Body.

2. An Act for granting an Aid to her Majeſty by a Land Tax to be raiſed in the Year one thouſand ſeven hundred and ſix.

3. An Act to repeal ſeveral Clauſes in the Statute made in the third and fourth Years of her preſent Majeſty's Reign, for ſecuring the Kingdom of *England* from ſeveral Acts lately paſſed in the Parliament of *Scotland*.

4. An Act for the Naturalization of the moſt Excellent Princeſs *Sophia*, Electreſs and Dutcheſs Dowager of *Hanover*, and the Iſſue of her Body.

5. An Act for continuing the Duties upon Malt, Mum, Cyder, and Perry, for the Service of the Year one thouſand ſeven hundred and ſix.

6. An Act for continuing an additional Subſidy of Tonnage and Poundage, and certain Duties upon Coals, Culm, and Cinders, and additional Duties of Exciſe, and for ſettling and eſtabliſhing a Fund thereby, and by other Ways and Means, for Payment of Annuities, to be ſold for raiſing a further Supply to her Majeſty, for the Service of the Year one thouſand ſeven hundred and ſix, and other Uſes therein mentioned.

7. An Act for making the Town of *New Roſs*, in the County of *Wexford* in the Kingdom of *Ireland*, a Port for the exporting of *Wool* from *Ireland* into this Kingdom.

8. An Act for the better Security of her Majeſty's Perſon and Government, and of the Succeſſion to the Crown of *England* in the Proteſtant Line.

9. An Act for repairing the Highways between *Barnhill* and *Hatton Heath*, in the County of *Cheſter*.

10. An Act for the better recruiting her Majeſty's Army and Marines.

11. An Act for continuing an Act made in the Seſſion held in the third and fourth Years of her Majeſty's Reign, intituled, *An Act for puniſhing Mutiny and Deſertion, and falſe Muſters, and for the better Payment of the Army and Quarters*.

12. An Act for laying further Duties on Low Wines, and for preventing the Damage to her Majeſty's Revenue by Importation of foreign cut Whalebone, and for making ſome Proviſions as to the Stamp Duties, and the Duties on Births, Burials, and Marriages, and the Salt Duties, and touching Million Lottery Tickets, and for enabling her Majeſty to diſpoſe the Effects of *William Kidd*, a notorious Pirate, to the Uſe of *Greenwich* Hoſpital, and for appropriating the publick Monies granted in this Seſſion of Parliament.

13. An Act for the better ordering and governing the Watermen and Lightermen upon the River of *Thames*.

14. An Act for the better collecting Charity Money on Briefs, by Letters Patent, and preventing Abuſes in relation to ſuch Charities.

15. An Act for making the River *Stower* navigable, from the Town of *Maningtree* in the County of *Eſſex*, to the Town of *Sudbury* in the County of *Suffolk*.

The TITLES of the STATUTES.

16. An Act for the Amendment of the Law, and the better Advancement of Juſtice.
17. An Act to prevent Frauds frequently committed by Bankrupts.
18. An Act for enlarging the Pier and Harbour of *Parton* in the County of *Cumberland*.
19. An Act for the Encouragement and Increaſe of Seamen, and for the better and ſpeedier Manning her Majeſty's Fleet.
20. An Act for the better enabling the Maſter, Wardens, and Aſſiſtants of *Trinity Houſe*, to rebuild the Light-Houſe on the *Edyſtone* Rock.
21. An Act for the Increaſe and better Preſervation of Salmon, and other Fiſh, in the Rivers within the Counties of *Southampton* and *Wilts*.
22. An Act to impower the Lord High Treaſurer, or Commiſſioners of the Treaſury, to iſſue out of the Monies ariſing by the Coinage Duty, any Sum not exceeding five hundred Pounds, over and above the Sum of three thouſand Pounds yearly, for the Uſes of the Mint.
23. An Act for raiſing the Militia for the Year one thouſand ſeven hundred and ſix, notwithſtanding the Month's Pay formerly advanced be not repaid; and for an Account to be made of Trophy Monies.
24. An Act to enlarge the Time for regiſtring unſatisfied Debentures upon the forfeited Eſtates in *Ireland*, and for renewing of other Debentures, which have been loſt, burnt, or deſtroyed.
25. An Act for the paying and clearing the ſeveral Regiments commanded by Lieutenant General *Stewart*, Colonel *Hill*, and Brigadier *Holt*, and for ſupplying the Defect of the Muſter Rolls of thoſe and ſeveral other Regiments.
26. An Act for making effectual a Grant of their late Majeſties King WILLIAM and Queen MARY, of the Town and Lands of *Sea Town* to the Archbiſhopric of *Dublin*, and for reſtoring the ſame to the ſaid See.
27. An Act for the impropriate Tithes of the Pariſh of Saint *Bridget alias Bride's*, *London*.

PRIVATE ACTS.

1. AN Act for Sale of the Eſtate late of *Thomas Chute*, Eſq; in the County of *Warwick*, and laying out the Monies ariſing thereby, in the Purchaſe of other Lands and Hereditaments in the County of *Norfolk*, to be ſettled to the ſame Uſes as the *Warwickſhire* Eſtate ſtands ſettled.
2. An Act for naturalizing *William Burnet*, Eſq;
3. An Act for naturalizing *Peter Silveſtre*, Doctor of Phyſick.
4. An Act for naturalizing *Adelaide* Dutcheſs of *Shrewſbury*.
5. An Act for exchanging the Parſonage Houſe, and certain Glebe Lands belonging to the Rectory of *Watton* at *Stone* in the County of *Hertford*, for a certain other Houſe and Lands of greater Value, lying in *Watton* at *Stone* aforeſaid, of and belonging to *Philip Boteler*, Eſq;
6. An Act to enable Sir *Thomas Cave*, Baronet, to ſell certain Lands in the County of *Northampton*, to raiſe Money to pay his Brothers and Siſters Portions, and ſettle other Lands in the ſaid County of *Northampton*, and County of *Leiceſter*, of better Value, to the ſame Uſes.
7. An Act for confirming an Agreement made upon the Marriage of *Charles Owen*, Eſq; and *Dorothy* his Wife, of *Naſh* in the County of *Pembroke*.
8. An Act for Sale of Part of the Eſtate of *James Hamilton*, Eſq; a Minor, for Payment of his Debts, and for raiſing Portions for younger Children, and for making Fee Farms, and Leaſes for Lives, during his Minority.
9. An Act for ſupplying a Defect (by the Death of a Truſtee) in the Appointment of Proviſions for the younger Children of *Henry Smalman*, Eſq; deceaſed, and for making the ſaid Proviſion more effectual for ſuch younger Children.
10. An Act to enable *John Edwards*, Gentleman, to ſell certain Lands in the County of *Norfolk*, for Payment of Debts.
11. An Act to permit the making up of Clothes with Buttons of Cloth, for Exportation, for cloathing the Army of the Allies, notwithſtanding the Act againſt Cloth Buttons.
12. An Act for the Relief of Sir *Stephen Evence*, Knight, and *Henry Corniſh*, Eſq;
13. An Act for Relief of *John Aſgill*, Eſq; in relation to his Purchaſe of Part of the forfeited Eſtates in *Ireland*.
14. An Act for naturalizing *William Lewis Legrand*.
15. An Act for the Relief of Colonel *Samuel Venner*.
16. An Act for naturalizing *Jacob Pechillis* and others.
17. An Act for enabling *James* Duke of *Ormond*, and *Charles* Earl of *Arran*, to ſettle Fee Farm Rents in the County of *Tipperary* in the Kingdom of *Ireland*, purſuant to an Agreement upon the Marriage of the ſaid Earl of *Arran*, and for making good ſeveral Grants made by the ſaid Earl in Fee Farm.
18. An Act for veſting the Inheritance of a Meſſuage and Gardens in *Acton*, in the County of *Middleſex*, purchaſed by the Right Honourable *Evelyn* Earl of *Kingſton* upon *Hull*, in Truſtees, for the ſaid Earl and his Heirs.
19. An Act for making the Exemplification of the Will of *Edward* late Earl of *Conway*, under the Seal of the Court of *Chancery*, in the Kingdom of *Ireland*, and the Depoſitions relating to the ſame, Evidence on Hearings in Equity and Trial at Law.
20. An Act to enable *Scrope* Lord Viſcount *Howe* of the Kingdom of *Ireland*, to make a certain Proviſion for his Daughters by his firſt Wife, that which was intended, being, as expreſſed in Marriage Settlement, uncertain and contingent.
21. An Act to enlarge the Power of *Richard* Lord *Bulkeley*, Viſcount *Caſhells* in the Kingdom of *Ireland*, of leaſing his Eſtate in *Cheſhire*, for Performance and Satisfaction of the Truſts upon the ſaid Eſtate.
22. An Act for Sale of Part of the Eſtate of *Henry* Lord *Coleraine*, Baron of *Coleraine* in the Kingdom of *Ireland* and ſupplying the Want of Inrollment of a Deed concerning other Part of his Eſtate.
23. An Act for the ſupplying the Defect of a common Recovery, ſuffered by *Philip Smith*, Eſq; Viſcount *Strangford* of the Kingdom of *Ireland*, and *George Smith*, Eſq; his eldeſt Son, and of the Deed which declared the Uſes of the ſaid Recovery.
24. An Act for Sale of the Manor of *Temple Dioniſley*, alias *Dinſley*, and other Lands in the County of *Hertford*, for the Payment of the Debts of Sir *Edwin Sadlier*, Baronet, and other Purpoſes.
25. An Act to enable Sir *John Humble*, Baronet, and his Truſtees, to ſettle ſeveral Meſſuages, Lands, and Hereditaments, lying in the Counties of *Lincoln*, *Surrey*, and *Kent*, purſuant to the Articles and Agreements made upon his Marriage with Dame *Sarah* his now Wife.
26. An Act for veſting the Eſtate of *Richard Bold*, Eſq; in Truſtees, to be leaſed, ſold, or mortgaged, for raiſing the Portions, Debts, and Monies to which the ſame is liable.
27. An Act for veſting certain Terms for forty Years, in Truſtees,

Truſtees, which were granted by *John Abington*, Eſq; deceaſed, and to impower them to grant, renew, and fill up Leaſes, according to the Uſage of the Manor therein mentioned, and for raiſing Portions for the younger Children of the ſaid *John Abington*.

28. An Act for veſting the Equity of Redemption of the Lands and Tenements lying in the County of *Leiceſter*, late the Eſtate of *John Digby* Eſq; deceaſed, in Truſtees, to the Intent that the ſame may be ſold for the diſcharging of the Mortgages and other Incumbrances thereon.

29. An Act to impower *Thomas Carey*, and *George Hatley*, of *London*, Merchants, to import the Remainder of a Quantity of *French* Wines from *Copenhagen*, contracted for before the firſt Day of *January* one thouſand ſeven hundred and four.

30. An Act to enable Truſtees to make Proviſion for Payment of Debts of *William Huggeſen*, Eſq; and for raiſing Portions for his younger Sons, and for making good the intended Settlement upon the Marriage of *William Huggeſſen* the younger, Gent.

31. An Act for Sale of Lands in the Counties of *Southampton* and *Dorſet*, late the Eſtate of *Thomas Deane*, Eſq; deceaſed, for Payment of the Debts and Legacies charged thereupon, and for other Purpoſes therein mentioned.

32. An Act for Augmenting the Number of Canons Reſidentiary, in the Cathedral Church of *Litchfield*, and for improving the Deanry and Prebends of the ſaid Cathedral.

33. An Act for Relief of Non Commiſſion Officers and Private Soldiers of the Lord *Drogheda*'s and Colonel *Coot*'s Regiments.

34. An Act for Sale of the Manor and Eſtate of and in *Hetherſedge* and *Dore* in the County of *Derby*, the Eſtate of *Chriſtopher Pegg*, Eſq; and mortgaging Part of his Manor and Eſtate of and in *Beauchiff* and *Strawberry Lee* in the ſame County, for raiſing Money for Payment of Debts and Incumbrances thereon, and for making Proviſion for his Family.

35. An Act to enable *William Gomeldon*, Eſq; to ſell a Farm in *Kent*, to diſcharge an Incumbrance upon the ſame, and to apply the Reſidue of the Monies ariſing by ſuch Sale, in Payment of the ſaid *William Gomeldon*'s Debts.

36. An Act for veſting a Mortgage of *Humphrey Courtney*, Eſq; deceaſed, in Truſtees, to be ſold to diſcharge the Mortgages, Debts and Incumbrances on the ſaid Eſtate.

37. An Act for veſting, in Truſtees, the Eſtate of *Morris Goulſton*, Eſq; for the raiſing his Siſters Portions, and Payment of Debts, and other Purpoſes therein mentioned.

38. An Act for veſting certain Meſſuages and Lands in the Counties of *Devon* and *Cornwal*, of *Nicholas Row*, Eſq; in Truſtees, to be ſold, and applying the greateſt Part of the Purchaſe-money to the Uſes of his Marriage Settlement, and the Reſidue for Payment of Debts.

39. An Act for the Relief of Colonel *John Rice*.

40. An Act for the removing all Doubts touching the ſaving Clauſe of one Act of Parliament, intituled, *An Act for veſting divers Manors and Lands of* Matthew Holworthy, *Eſq; in Truſtees, to be ſold, and purchaſing other Manors or Lands of equal Value, and limiting the Manors or Lands to be purchaſed to the ſame Uſes, as the Lands to be ſold are limited.*

41. An Act for Sale of the Manor of *Barwick Hall*, and other Lands in the County of *Eſſex*, the Eſtate of *William Forbes*, Eſq; and for purchaſing other Lands to be ſettled to the ſame Uſes.

42. An Act to veſt certain Lands and Tenements in the Counties of *Kent*, the Eſtate of *Richard Thornhill*, Eſq; in Truſtees, to be ſold for the Payment of Debts, and his Siſter's Portions charged thereupon, and for ſecuring the Reſidue of the Purchaſe-money, to the Uſes of his Marriage Settlement.

43. An Act to enable *John Brett Fiſher*, Eſq; and *Judith* his Wife, to ſell Lands for the Payment of his Debts, and making Proviſion for his Wife and Children, in Caſe they ſhall have any.

44. An Act to enable *John Williams*, an Infant, notwithſtanding his Infancy, to renew a Leaſe of the Parſonage of *Bugden*, held under one of the Prebendaries of the Cathedral Church of *Lincoln*; and alſo for ſettling the Prebend of *Bugden*, as an Augmentation for the Vicar of *Bugden*, and veſting the Eccleſiaſtical Juriſdiction of the Pariſh of *Bugden* in the Biſhop of *Lincoln*.

45. An Act for the Sale of Lands in the County of *Lincoln*, late the Eſtate of *John Stanhope*, Eſq; deceaſed, for Payment of his Debts.

46. An Act for taking the Eſtate in Law, for a Mortgage made by *John Sands*, Eſq; which is deſcended to the Daughters and Coheirs of *John Pargiter*, deceaſed (who are Infants) they being only Truſtees for *Henry Raper*, Merchant.

47. An Act to impower the Lord High Treaſurer of *England*, or Commiſſioners of the Treaſury for the time being, to compound with *Thomas Thomkins* and *John Chagneau*, and their Securities, for the Debts owing by them reſpectively to her Majeſty.

48. An Act to enable Truſtees to ſell ſeveral Houſes and Lands in and near *Portſmouth*, late the Eſtate of *Elizabeth Hicks*, for Payment of a Debt and Intereſt charged thereupon, and for laying out the Reſidue of the Money in other Lands, to be ſettled to the ſame Uſes.

49. An Act for veſting the Freehold and Copyhold Eſtate of *Thomas Gower*, Gent. deceaſed, in Truſtees, to be ſold for Payment of Debts, and ſettling the Remainder for the Benefit of his Daughters.

50. An Act for veſting the Eſtate of *Valentine Crome* of *Maiden Early* in the County of *Berks*, Gent. in Truſtees, to be ſold for Payment of his Father's Debts, and making a Proviſion for himſelf and Brother.

51. An Act for the Sale of Lands, late of *John Ballet*, Gent. deceaſed, for the more ſpeedy Payment of his Debts, and raiſing Portions for his younger Children.

52. An Act for the more effectual Aſſuring of Part of the Lands of Inheritance of *William* and *Thomas Lambard* in the County of *Kent*, purſuant to a Deed of Settlement; and for aſſuring (in lieu of other Part thereof) other Lands of Inheritance therein alſo mentioned, and for better Proviſion for younger Children.

53. An Act for veſting the Capital Meſſuage, and other Lands and Tenements of *Foulke Wynne*, in the County *Denbigh*, Gent. and *Meredith Wynne* his Son, in Truſtees, to the Intent that Part thereof may be ſold for Payment of his Debts, and the Reſidue ſettled purſuant to Marriage Articles.

54. An Act for veſting the Eſtates of *Chriſtopher Reve* the Elder, Clerk, deceaſed, and of *Chriſtopher Reve*, Clerk, his only Son, alſo deceaſed, in certain Truſtees, to be ſold for the Payment of their ſeveral Debts and Legacies, and for making ſome Proviſion for *Dorothy* the Widow of the ſaid *Chriſtopher Reve* the Son, and for *Chriſtopher Reve* his only Child, an Infant.

55. An Act for veſting the Eſtate of *Arthur Vaughan* of *Tretherwen*, in the County of *Montgomery*, an Infant,

in Truſtees, to be ſold for Payment of ſuch Debts and Incumbrances, to which the ſame, or the ſaid Infant, in reſpect thereof, is liable.

56. An Act for veſting the Eſtate of *Elizabeth Hore*, in the County of *Bucks*, in Truſtees, to be ſold, and the Monies ariſing thereby, to be applied for the Payment of Debts charged thereon.

57. An Act for Sale of the Manor of *Eſtevening*, and other Lands and Hereditaments in *Swinſhead*, in the County of *Lincoln*, late the Eſtate of *Chriſtopher Fairfax*, Gent. deceaſed, for Payment of his Debts, and Benefit of his Children.

58. An Act for veſting Part of the Real Eſtate of *Ralph Baldwin*, Gent. in Truſtees, for a Proviſion for his younger Children.

59. An Act for ſettling and ſecuring Part of the Eſtates of *Robert Barry*, Clerk, and *Anne* his Wife, for the Benefit of the ſaid *Anne* and her Children, and Sale of other Part of the Eſtate of the ſaid *Robert Barry*, for Payment of his Debts.

60. An Act for veſting the Sum of two thouſand Pounds in Truſtees, to be applied to and for the Payment of the Debts of *John Holworthy*, Gent. purſuant to an Agreement with his Creditors.

61. An Act for the Sale of an Advowſon in *Suſſex*, late the Eſtate of *Michael Sorocold*, Clerk, deceaſed, for Payment of his Debts, and making Proviſion for his Widow and Child.

62. An Act for Sale of the Eſtate of *John Viccary*, deceaſed, in *Rockbear*, in the County of *Devon*, for Payment of his Debts charged thereupon, and for Maintenance of his Widow and Children.

63. An Act to impower the Lord High Treaſurer of *England*, or Commiſſioners of the Treaſury for the Time being, to compound with *Francis Clyes*, as Surety for *William Pennock*, late of *Exon*, Merchant, in ſix ſeveral Bonds, for Duties on Tobacco, which the ſaid *William Pennock* had at the Port of *Falmouth*, in *December*, one thouſand ſeven hundred and one.

64. An Act to rectify a Miſtake in, and explain an Act paſſed in the laſt Seſſion, to empower the Lord High Treaſurer, or Commiſſioners of the Treaſury, to compound with *Richard Cobb*, Eſq; as one of the Sureties for *Thomas Cobb*, Gent. Receiver General for the County of *Southampton* and *Iſle of Wight*.

65. An Act to make the Ship *L'Amazone*, taken and condemned as a Prize, and ſold in the Iſland of *Barbadoes*, Free.

66. An Act for naturalizing *Paul*, *Frances*, and *Katharine Kilſly*.

67. An Act for naturalizing of *Vincent de Laymerie*, and others.

PUBLICK ACTS.

Anno 5 Annæ.

1. AN Act for granting an Aid to her Majeſty, by a Land Tax, to be raiſed in the Year one thouſand ſeven hundred and ſeven.

2. An Act for continuing the Duties upon Malt, Mum, Cyder and Perry, for the Service of the Year one thouſand ſeven hundred and ſeven.

3. An Act for the ſettling of the Honours and Dignities of *John* Duke of *Marlborough* upon his Poſterity, and annexing the Honour and Manor of *Woodſtock*, and Houſe of *Blenheim*, to go along with the ſaid Honours.

4. An Act for ſettling upon *John* Duke of *Marlborough* and his Poſterity, a Penſion of five thouſand Pounds *per Annum*, for the more honourable Support of their Dignities, in like Manner as his Honours and Dignities, and the Honour and Manor of *Woodſtock*, and Houſe of *Blenheim*, are already limited and ſettled.

5. An Act for ſecuring the Church of *England* as by Law eſtabliſhed.

6. An Act for repealing a Clauſe in an Act, intituled, *An Act for the better apprehending, proſecuting, and puniſhing Felons that commit Burglaries, Houſe-breaking, or Robberies in Shops, Warehouſes, Coach-houſes, or Stables, or that ſteal Horſes.*

7. An Act for regulating and aſcertaining the Duties to be paid by the Unfreemen Importers of Coals into the Port and Borough of *Great Yarmouth*, in the County of *Norfolk*.

8. An Act for an Union of the two Kingdoms of *England* and *Scotland*.

9. An Act for rendering more effectual an Act paſſed in the firſt Year of her Majeſty's Reign, intituled, *An Act for the better preventing Eſcapes out of the* Queen's Bench *and* Fleet *Priſons*.

10. An Act for repairing the Highway between *Hockliffe* and *Woborne*, in the County of *Bedford*.

11. An Act for continuing the Acts formerly made for Repairing of the Highways in the County of *Hertford*.

12. An Act for the enlarging the Paſſage leading to *New Palace Yard* through the *Gatehouſe*, *Weſtminſter*.

13. An Act for continuing the Duties upon Houſes, to ſecure a yearly Fund for circulating Exchequer Bills, whereby a Sum not exceeding fifteen hundred thouſand Pounds is intended to be raiſed, for carrying on the War, and other her Majeſty's Occaſions.

14. An Act for the better Preſervation of the Game.

15. An Act for the better Recruiting her Majeſty's Land Forces and the Marines, for the Year one thouſand ſeven hundred and ſeven.

16. An Act for continuing an Act made in the third and fourth Years of her Majeſty's Reign, intituled, *An Act for puniſhing Mutiny and Deſertion, and Falſe Muſters, and for the better Payment of the Army and Quarters.*

17. An Act to repeal all the Laws prohibiting the Importation of Foreign Lace made with Thread.

18. An Act for Inrolments of Bargains and Sales within the *Weſt Riding* of the County of *York*, in the Regiſter Office there lately provided; and for making the ſaid Regiſter more effectual.

19. An Act for continuing the Duties on Low Wines, and Spirits of the firſt Extraction, and the Duties payable by Hawkers, Pedlars, and Petty Chapmen, and Part of the Duties on ſtamp'd Vellum, Parchment, and Paper, and the late Duties on Sweets, and the one third Subſidy of Tonnage and Poundage, and for ſettling and eſtabliſhing a Fund thereby, and by the Application of certain Overplus Monies, and otherwiſe, for Payment of Annuities, to be ſold for raiſing a further Supply to her Majeſty, for the Service of the Year one thouſand ſeven hundred and ſeven, and other Uſes therein expreſſed.

20. An Act for the better Encouragement of the Royal Luſtring Company.

21. An Act for repairing the Highway between *Fornhill* in the County of *Bedford*, and the Town of *Stony-Stratford* in the County of *Buckingham*.

22. An Act to explain and amend an Act of the laſt Seſſion of Parliament for preventing Frauds frequently committed by Bankrupts.

23. An Act to ſubject the Eſtate of *Thomas Brerewood* to the Creditors of *Thomas Pitkin*, notwithſtanding any Agree-

ment

ment or Compoſition made by the Creditors of the ſaid *Thomas Pitkin*.

24. An Act for diſcharging ſmall Livings from their Firſt Fruits and Tenths, and all Arrears thereof.

25. An Act for making the Acts more effectual for appropriating the forfeited Impropriations in *Ireland*, for the building of Churches, and augmenting poor Vicarages there.

26. An Act for repairing the Highways between *Shepherds-Shord* and the *Devizes*, and between the Top of *Aſhlinton Hill* and *Rowd Ford* in the County of *Wilts*.

27. An Act for continuing ſeveral Subſidies, Impoſitions, and Duties, and for making Proviſions therein mentioned, to raiſe Money by Way of Loan for the Service of the War, and other her Majeſty's neceſſary and important Occaſions; and for aſcertaining the Wine Meaſure.

28. An Act for raiſing the Militia for the Year one thouſand ſeven hundred and ſeven, notwithſtanding the Month's Pay formerly advanced be not repaid; and for an Account to be made of Trophy Money.

29. An Act for Eaſe of her Majeſty's Subjects in relation to the Duties upon Salt, and for making the like Allowances upon the Exportation of White Herrings, Fleſh, Oatmeal, and Grain called Beer *alias* Bigg, and are to be made upon Exportation of the like from *Scotland*.

30. An Act for the better ſecuring her Majeſty's Purchaſe of *Cotton Houſe* in *Weſtminſter*.

31. An Act for the encouraging the Diſcovery and Apprehending of Houſe-breakers.

32. An Act for the continuing the Laws for the Puniſhment of Vagrants, and for making ſuch Laws more effectual.

33. An Act for obliging *John Rice* to account for Debentures granted to him in the laſt Seſſion of Parliament.

34. An Act for continuing the Laws therein mentioned relating to the Poor, and to the buying and ſelling of Cattle in *Smithfield*, and for ſuppreſſing of Piracy.

PRIVATE ACTS.

1. AN Act for naturalizing *Maria Margaret* Lady *North and Grey*.

2. An Act to enable *Henry Grey*, ſecond Son of *Richard Nevill*, Eſq; to change his Name from *Nevill* to *Grey*, according to the Will of *Ralph* Lord *Grey* deceaſed.

3. An Act to make the Ship called the *Neptune* Privateer (a Foreign built Ship, late bought as a Wreck) a Free Ship.

4. An Act to make the Ship *Vigilantia* of *Stad* upon the River of *Elbe* in *Germany* (lately a Wreck) a Free Ship.

5. An Act for naturalizing *John Tigh*.

6. An Act to enable the Lord High Treaſurer, or Commiſſioners of the Treaſury for the time being, to compound with *Benjamin Nicholl*, Citizen and late Merchant of *London*, and his Sureties, for the Debt owing by him to her Majeſty.

7. An Act for the Relief of Sir *John Mead*, of the Kingdom of *Ireland*, Knight and Baronet.

8. An Act for empowering the Barons of the Court of Exchequer in *Ireland*, to grant a Commiſſion to ſome Perſons in *England*, to adminiſter to *Thomas Maule*, Eſq; Remembrancer of the ſaid Court, the uſual Oaths for the due Execution of his Office, and to enable him to take the Oaths, and ſubſcribe the Declaration, in the Court of *Chancery* in *England*, inſtead of thoſe requiſite to be taken and ſubſcribed by the Laws of *England* and *Ireland*, in order to qualify him to execute the ſaid Office.

9. An Act for naturalizing *Philip Vanden Enden*, Merchant.

10. An Act for making the Ship *Supply* a Free Ship.

11. An Act to enable the Right Honourable *Henry* Earl of *Thomond*, an Infant, to make a Settlement of his Eſtate upon his Marriage (notwithſtanding his Infancy) and for other the Purpoſes in the ſaid Act mentioned.

12. An Act for making more effectual a Settlement made by *William* Lord Biſhop of *Oxford*, for the Benefit of his Children.

13. An Act for diſcharging ſeveral Lands in the County of *Worceſter*, from the Sum of two thouſand Pounds, given by the Will of Dame *Elizabeth Rich*, Widow, deceaſed, for Charitable Uſes, and charging the ſame upon other Lands in the County of *Berks*.

14. An Act for ſupplying the Defect of an Appointment for the Proviſion of the younger Children of *John Canham*, Eſq; deceaſed, purſuant to his Marriage Settlement, and for ſettling an Eſtate in *Totteridge*, in lieu of thirteen hundred Pounds, the Remainder of a Sum of Money agreed to be laid out in a Purchaſe.

15. An Act for Sale of ſome Part of the Eſtate of *Hen. Darrel*, Eſq; deceaſed, and leaſing or mortgaging other Part thereof, to raiſe Money to pay his Debts charged thereupon, and for making Proviſion for his Widow and younger Children.

16. An Act for veſting Part of the Eſtate of *William Fitch*, Eſq; lying in the County of *Dorſet*, in Truſtees, to be ſold for the Payment of his Siſters Portions, and other Debts, and for preſerving the Reſidue free from all Power of Waſte, and for ſettling certain Tithes in the *Iſle of Wight* to the ſame Uſes.

17. An Act for enabling *Agnes Lee*, Widow, to renew certain Leaſes for Lives, belonging to *Richard Lee*, her Son, who is an Infant.

18. An Act for ſettling the Eſtate of *Daniel Thomas*, Gent. for the Benefit of his Wife and Children.

19. An Act for Sale of certain Houſes near *Aldgate* in *London*, late the Eſtate of *William Williams*, deceaſed, and for purchaſing Lands in lieu thereof.

20. An Act to empower the Lord High Treaſurer of *England*, or Commiſſioners of the Treaſury for the time being, to compound with *Nathaniel Rich*, Eſq; late Receiver General for the County of *Eſſex*.

21. An Act for the Relief of *John Baker*, his Mother, Brother, and Siſters, Widow and Children of Col. *Henry Baker*, deceaſed.

22. An Act for making the Ship *Prince* (Foreign built) a Free Ship.

23. An Act for diſcharging divers Manors and Lands of *Henry* Duke of *Beaufort*, from the Portions of his Daughters and younger Children by his preſent Ducheſs, and for charging other Manors and Lands of the ſaid Duke of greater Value with the like Portions.

24. An Act to enable *Henry Pye*, Eſq; to make a Jointure.

25. An Act for Sale of Part of the Eſtate of *William Potis*, for diſcharging his Brothers and Siſters Portions, and his Debts, and for confirming his Marriage Settlement, as to the Reſidue of his Eſtate, diſcharged of ſuch Portions.

26. An Act for veſting Lands in *Chelſea*, in the County of *Middleſex*, purchaſed of *Charles* Lord *Cheney* Viſcount *Newhaven* in *Scotland*, in the Queen's Majeſty, for the Accommodation of *Chelſea College*, and other Lands, in *John* Lord *Vaughan* Earl of *Carbury* in *Ireland*, and his Heirs.

27. An Act for confirming and eſtabliſhing the Partitions made between *William Pierrepoint*, Eſq; (ſince deceaſed) and

and the Honourable *Charles Egerton*, Esq; and others, of several Manors and Lands in the Counties of *Suffolk*, *Kent*, and *Surrey*, and to enable *William* and *Samuel Pierrepoint*, Infants, to make Partition of Land in other Counties, and to sell the same, and purchase other Lands to be settled to the same Uses, and for rectifying a Mistake in the Marriage Settlement of *William Peck*, Esq;

28. An Act for vesting in Trustees, a Messuage and Lands in *Ratcliffe Culey*, in the County of *Leicester*, to be sold, upon the Settling of another Estate of as great or greater Value, to the same Uses as the Lands to be sold are settled.

29. An Act for Relief of *Alexander Pendarvis*, Esq; in relation to five thousand Pounds, and Interest, provided for him out of Lands in *Ireland*.

30. An Act for the better Support and Maintenance of the Minister of *Tettenhall*, in the County of *Stafford*, for the Time being.

31. An Act to vest certain Mills and Lands in *Downton*, in the County of *Wilts* (the Estate of *William Eyre* a Lunatick) in Trustees, to be sold, and for applying Part of the Monies arising by the Sale thereof for Payment of the Debts of the said Lunatick, and making some Provision for *Ambrose Eyre*, his eldest Son and Heir, and for applying the Residue of such Monies in purchasing of other Lands, to be settled to the same Uses as the said Premisses to be sold are now settled.

32. An Act to enable Trustees to sell several Lands at *Colegreene* within the Manor of *Hertingfordbury*, in the County of *Hertford*, and the Manor of the Rectory of *Hertingfordbury* aforesaid, late the Estate of *Anne Winwood*, deceased, for Payment of a Debt of six hundred Pounds and Interest, due upon Mortgage and Bond, or Specialty; and for laying out the Residue of the Money arising by such Sale in the Purchase of other Lands or Tenements, to be settled to the same Uses as the said Lands are now settled.

33. An Act for vesting a Mansion House, and Lands thereunto adjoining, in the County of *Middlesex*, the Estate of *William Hyde*, Merchant, in Trustees, to be forthwith sold for the better Maintenance and present Provision for his Children.

34. An Act to vest several Lands and Hereditaments in the County of *York*, in *Robert Hitch*, Esq; and his Heirs, and to settle other Lands and Hereditaments in the said County in lieu thereof, and as an Exchange thereof, to the same Uses.

35. An Act for rectifying a Mistake, and for supplying the Defects in an Act of the third Year of her Majesty's Reign, for Sale of the Estate late of *Edward Baines*, for Discharge of a Mortgage thereupon, and for making Provision for his Daughters.

36. An Act for Sale of the Estate in the County of *Montgomery*, late Part of the Estate of *Gilbert Charlton*, Esq; deceased, and for purchasing other Estate or Estates in the Counties of *Nottingham*, *Leicester*, or *Lincoln*, to be settled to the like Uses as the Estate in the County of *Montgomery* was settled.

37. An Act for the Sale of certain Lands contained in the Marriage Settlement of *Daniel King* and *Jane* his Wife, and for purchasing other Lands of the same or greater Value, to be settled to the same Uses; also for giving Liberty to *Jane Nicholl*, Widow, and the Executors of Sir *William Pritchard*, to pay two Sums of four thousand Pounds, and two thousand Pounds, mentioned in the said Settlement, in the Life-time of the said *Jane Nicholl*.

38. An Act for Sale of Part of the Estate of *John Weedon* of *Souldern*, in the County of *Oxon*, Esq; for Payment of his Father's Debts and Legacies, and Portions to his younger Children, and for settling the rest of his Estate to the Uses of the Father's voluntary Settlement.

39. An Act to enable *Thomas Clarke*, an Infant, to make a Lease of a House in *St. Mary Axe* in *London*, to Sir *Jeffery Jefferys*, Knight.

40. An Act for encouraging the Rebuilding the antient Parish Church of *Humberstone*, in the County of *Lincoln*, and settling a Rent Charge of greater Value on the Bishop of *Lincoln* and his Successors, in lieu of the Rectory of *Humberstone*, and for other Purposes therein mentioned.

41. An Act for vesting the Reversion in Fee of certain Manors and Lands, in the County of *Kent*, late the Estate of *Mountague Drake*, Esq; deceased, in Trustees, to be sold for Payment of his Debts and Legacies.

42. An Act for the better Discovery of the Estate of *John Aynsworth* late of *London*, Merchant.

43. An Act to enable the Lord High Treasurer, or Commissioners of the Treasury for the Time being, to compound with *John Crosse*, Merchant, and his Sureties, for the Debt owing by him to her Majesty.

44. An Act to enable the Trustees of *William Elson*, an Infant, to sell Part of his Estate for Payment of his Father's Debts on Specialties.

45. An Act to enable the Lord Treasurer, or Commissioners of the Treasury for the Time being, to compound with *John Pye*, Gent. and his Sureties, for the Debt by him and them owing to her Majesty.

46. An Act for the Relief of *Elizabeth Wandsford*, and *Elizabeth Foulke*.

47. An Act for naturalizing *John Thomeur*, and others.

48. An Act to naturalize *Henry Van Holte*, and others.

PUBLICK ACTS.

Anno 6 Annæ.

1. AN Act for granting an Aid to her Majesty, to be raised by a Land Tax in *Great Britain*, for the Service of the Year one thousand seven hundred and eight.

2. An Act for repealing and declaring the Determination of two Acts passed in the Parliament of *Scotland*, the one, intituled, *Act for the Security of the Kingdom*; the other, *Act anent Peace and War*.

3. An Act for the better securing the Duties of *East India* Goods.

4. An Act for charging and continuing the Duties upon Malt, Mum, Cyder, and Perry, for the Service of the Year one thousand seven hundred and eight.

5. An Act for raising a further Supply to her Majesty, for the Service of the Year one thousand seven hundred and eight, and other Uses, by Sale of Annuities charged on a Fund, not exceeding forty thousand Pounds *per Annum*, to arise by appropriating several Surplusses, and by granting further Terms in the Duties on Low Wines, and on Hawkers, Pedlars, and Petty Chapmen, the Stamp Duties, the One Third Subsidy, the Duty on Sweets, and one of the Branches of Excise, and by making other Provision in this Act mentioned.

6. An Act for rendering the Union of the two Kingdoms more entire and complete.

7. An Act for the Security of her Majesty's Person and Government, and of the Succession to the Crown of *Great Britain* in the Protestant Line.

8. An Act for encouraging the Dressing and Dying of Woollen

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Woollen Cloths within this Kingdom, by laying a Duty upon Broad Cloth exported White.

9. An Act for the Exportation of White Woollen Cloth.

10. An Act for the better Recruiting her Majesty's Land Forces, and the Marines, for the Service of the Year one thousand seven hundred and eight.

11. An Act for continuing one Half Part of the Subsidies of Tonnage and Poundage, and other Duties upon Wines, Goods, and Merchandises imported, which were granted to the Crown in the twelfth Year of the Reign of King CHARLES II. and for settling a Fund thereby, and by other Ways and Means, for Payment of Annuities, not exceeding eighty thousand Pounds *per Annum*, to be sold for raising a further Supply to her Majesty, for the Service of the Year 1708. and other Uses therein expressed.

12. An Act to explain the Act of the last Session of Parliament, for the Ease of her Majesty's Subjects in Relation to Allowances out of the Duties upon Salt carried Coastwise, and also an Act of the first Year of her Majesty's Reign, in Relation to certain Salt-works near the Sea-side and Bay of *Holyhead* in the County of *Anglesea*.

13. An Act for the better securing the Trade of this Kingdom by Cruisers and Convoys.

14. An Act for the better Security of her Majesty's Person and Government.

15. An Act to impower her Majesty to secure and detain such Persons as her Majesty shall suspect are conspiring against her Person or Government.

16. An Act for repealing the Act of the first Year of King JAMES I. intituled, *An Act for the well garbling of Spices*; and for granting an Equivalent to the City of *London*, by admitting Brokers.

17. An Act for assuring to the *English* Company trading to the *East Indies*, on Account of the united Stock, a longer Time in the Fund and Trade therein mentioned, and for raising thereby the Sum of 1,200,000 *l.* for carrying on the War, and other her Majesty's Occasions.

18. An Act for the more effectual Discovery of the Death of Persons pretended to be alive, to the Prejudice of those who claim Estates after their Deaths.

19. An Act for continuing the Half Subsidies therein mentioned, with several Impositions and other Duties, to raise Money by Way of Loan, for the Service of the War, and other her Majesty's necessary and important Occasions, and for charging of Prize Goods and Seizures, and for taking off the Drawbacks of foreign Cordage, and to obviate the clandestine Importation of wrought Silks.

20. An Act for continuing an Act made in the third Year of her Majesty's Reign, intituled, *An Act for punishing Mutiny and Desertion and for false Musters, and for the better Payment of the Army and Quarters.*

21. An Act for the avoiding of Doubts and Questions touching the Statutes of divers Cathedral and Collegiate Churches.

22. An Act for continuing several Duties therein mentioned, upon Coffee, Chocolate, Spices, Pictures, and Muslins, and additional Duties upon several of the said Commodities, and certain Duties upon Callicoes, China Wares, and Drugs; and for continuing the Duties called the two third Subsidies of Tonnage and Poundage; for preserving the publick Credit; and for ascertaining the Duties of Coals exported for foreign Parts; and for securing the Credit of the Bank of *England*; and for passing several Accounts of Taxes raised in the County of *Monmouth*; and for promoting the Consumption of such Tobacco as shall have paid her Majesty's Duties.

23. An Act to make further Provision for electing and summoning sixteen Peers of *Scotland*, to sit in the House of Peers in the Parliament of *Great Britain*; and for trying Peers for Offences committed in *Scotland*; and for the further regulating of Votes in Elections of Members to serve in Parliament.

24. An Act for the further directing the Payment of the Equivalent Money.

25. An Act to enable her Majesty to make Leases and Copies of Offices, Lands, and Hereditaments, Parcel of her Dutchy of *Cornwall*, or annexed to the same.

26. An Act for settling and establishing a Court of Exchequer in the North Part of *Great Britain*, called *Scotland*.

27. An Act to enlarge the Time for returning the Certificates of all Ecclesiastical Livings, not exceeding the yearly Value of fifty Pounds; as also for discharging all Livings of that Value from the Payment of First Fruits; and for allowing Time to Archbishops and Bishops, and other Dignitaries, for Payment of their First Fruits.

28. An Act for continuing the Act for ascertaining the Tithes of Hemp and Flax.

29. An Act to repeal a Clause in an Act of the seventh Year of the Reign of his late Majesty, (for amending and repairing the Highways) which enjoins Waggoners and others to draw with a Pole between the Wheel Horses, or with double Shafts, and to oblige them to draw only with six Horses, or other Beasts, except up Hills.

30. An Act for ascertaining the Rates of foreign Coins in her Majesty's Plantations in *America*.

31. An Act for the better preventing Mischiefs that may happen by Fire.

32. An Act for regulating the Qualifications of the Elections of the Governor, Deputy Governor, or Directors, and Voters of the Governor and Company of the Bank of *England*.

33. An Act for the Importation of Cochineal from any Ports in *Spain*, during the present War, and six Months longer.

34. An Act for limiting a Time to Persons to come in and make their Claims to any of the forfeited Estates and other Interests in *Ireland*, sold by the Trustees for Sale of those Estates to the Governor and Company for making hollow Sword Blades in *England*, and divers other Purchasers.

35. An Act for the publick registring of all Deeds, Conveyances, Wills, and other Incumbrances that shall be made of, or that may affect any Honours, Manors, Lands, Tenements, or Hereditaments, within the East Riding of the County of *York*, or the Town and County of the Town of *Kingston upon Hull*, after the 29th Day of *September* 1708. and for the rendring the Register in the West Riding more compleat.

36. An Act for raising the Militia of this Kingdom for the Year 1708. although the Month's Pay formerly advanced be not repaid.

37. An Act for the Encouragement of the Trade to *America*.

PRIVATE ACTS.

1. AN Act for repairing, amending, and enlarging the Highways between the Top of *Kingsdown Hill* and the City of *Bath*, and also several other Highways leading to and through the said City; and for cleansing, paving, and lightning the Streets, and regulating the Chairmen there.

2. An Act for vesting in *Ralph Freeman*, the younger, Esq; and his Heirs, divers Manors and Lands in the County of *Essex*, comprized in his Marriage Settlement,

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he having ſettled other Manors and Lands in the County of *Hertford*, of greater Value, to like Uſes in lieu thereof.

3. An Act for naturalizing *Katharine Clarke*, Daughter of Sir *William Clarke*, Bart. deceaſed.

4. An Act for naturalizing *Marcos Dos Santos*.

5. An Act for making good to *William Thompſon*, Eſq; the Benefit intended to be granted to his Anceſtors, and their Heirs, by certain Letters Patents of King CHARLES II. in lieu of the Caſtle of *Scarborough*, and other Things by them ſurrendred to and now enjoyed by the Crown.

6. An Act for erecting a Workhouſe in the Town and Borough of *Plymouth* in the County of *Devon*, and for ſetting the Poor on Work, and maintaining them there.

7. An Act for enlarging the Term in an Act made in the ſeventh Year of his late Majeſty's Reign, for repairing the Highways between the City of *London* and Town of *Harwich* in the County of *Eſſex*.

8. An Act for repairing the Harbour and Key of *Watchet* in the County of *Somerſet*.

9. An Act for the more effectual making and keeping the River *Tone* navigable from *Bridgewater* to *Taunton* in the County of *Somerſet*.

10. An Act for ſettling the Eſtate of *John* now Earl of *Exeter*, purſuant to Agreements made on the Marriage of the ſame Earl with *Elizabeth* Counteſs of *Exeter* his now Wife, ſubject to ſuch Alterations as are mentioned herein.

11. An Act to ſupply a Defect in an Act of Parliament made in the firſt Year of the Reign of her preſent Majeſty Queen ANNE, intituled, *An Act for raiſing* 1500 *l. by Mortgage of Lands in the County of* Dorſet, *for Payment of Debts, and for a further Proviſion and Maintenance of the younger Children of* Philip Caldecot, *Eſq*;

12. An Act to make the Ship *Ambuſcade* (a *French* Privateer taken by her Majeſty's Ship the *Dover*, and condemned and ſold as a Prize) a Free Ship.

13. An Act for erecting a Harbour and Key at *Eaſt Tarbet*, in the Shire of *Argyle*.

14. An Act for the better Amendment of that Way which leads from *Cherill* through *Calne* to *Studley* Bridge in the County of *Wilts*.

15. An Act for repairing the Highways from *Old Stratford* in the County of *Northampton*, to *Dunchurch* in the County of *Warwick*.

16. An Act for the Reverſal of the Attainder of Sir *Henry Bond*, Bart. in *Ireland*.

17. An Act for making effectual the Proviſion intended by *William Bromley*, late of *Holt Caſtle* in the County of *Worceſter*, Eſq; for *Dorothy Bromley* his youngeſt Daughter.

18. An Act for ſelling the Eſtate of *Thomas Stephens*, Eſq; in the Counties of *Cheſter* and *Stafford*, and for ſettling of another Eſtate of as great or greater Value, in the County of *Glouceſter*, to the ſame Uſes.

19. An Act for veſting in *Roger Tuckfield*, Eſq; ſeveral Lands purchaſed for him by Sir *William Davye*, Bart. deceaſed.

20. An Act for making two large Fly Boats (*Ruſſia* built) one called the *Thomas and Henry*, the other the *Richard and Jane*, free Ships to trade to *Ruſſia*.

21. An Act for naturalizing *Peter Des Maizeaux*, *Francis Heilman*, *John Riſteau*, *Peter Bouvot*, and others.

22. An Act to enable the Right Honourable the Counteſs of *Bindon*, together with the Right Honourable *Henry* Earl of *Bindon*, her now Huſband, to make Leaſes of the Manor and Town of *Carlowe* in the County of *Catherlagh*, and *Queens County* in the Kingdom of *Ireland*, and for the evidencing of the Settlements made by *Henry* late Earl of *Thomond*.

23. An Act for veſting the Equity of Redemption of the Manor and Capital Meſſuage of *Great Haſeley*, with the Appurtenances, and divers Meſſuages, Farms, and Lands in *Haſeley* and *Latchford* in the County of *Oxford*, late the Eſtate of *William Lenthall*, Eſq; deceaſed (in Truſtees) to be ſold for diſcharging of Incumbrances thereupon.

24. An Act for veſting ſeveral Meſſuages, Houſes, Lands, and Tenements, in the County of *Dublin*, in the Kingdom of *Ireland*, formerly the Eſtate of *Thomas Boyd*, Eſq; in a Truſtee, to be ſold for the Payment of the Debts of *Letice* late Counteſs of *Kilmarnock*, deceaſed, and for raiſing Portions for the younger Children of the ſaid Counteſs.

25. An Act to veſt the Eſtate of *Edward Cheek*, Eſq; deceaſed, in *Somerſetſhire*, remaining unſold at his Death, in Truſtees, to be ſold to ſatisfy the Demands of the Lady *Ruſſel*, his Mother, and *Eſſex Cheek* his Siſter, and to veſt the Remainder of the Monies ariſing by Sale of the ſaid Eſtate, in the Purchaſe of other Lands, to be ſettled on *Edward Cheek*, an Infant, and his Heirs.

26. An Act to enable Sir *William Wyndham* of *Orchard Wyndham* in the County of *Somerſet*, Bart. to make a Marriage Settlement, and for other Purpoſes therein mentioned, during his Minority.

27. An Act for explaining and amending a Proviſo and Power for enabling Sir *John Wentworth*, Bart. and his Brothers, to make a Wife a Jointure.

28. An Act to enable Sir *Ralph Milbank*, Bart. to make a Jointure and Settlement upon ſuch Woman as he ſhall marry, as if he were of full Age.

29. An Act for Sale of the Manor of *Swindon*, and ſeveral Meſſuages, Lands, and Hereditaments in the County of *York*, late Part of the Eſtate of *Chriſtopher Liſter*, Eſq; and after of *Thomas Liſter*, Eſq; both deceaſed, for Payment of the Legacies and Debts of the ſaid *Chriſtopher Liſter*, and a Mortgage of the ſaid *Thomas Liſter*.

30. An Act to impower the Lord High Treaſurer of *Great Britain*, or Commiſſioners of the Treaſury, to compound with *Richard Panke*, Citizen and late Merchant of *London*, for a Debt due to her Majeſty.

31. An Act for the Sale of a Piece of Ground, late of *John Killingworth*, Eſq; deceaſed, on which ſtood ſeveral old and decayed Tenements, and applying the Purchaſe-money for the Benefit of his Wife and Daughters.

32. An Act for vacating the Settlement made upon the Marriage of *Henry Mayne*, and for making a reaſonable Proviſion for the Maintenance of his only Son (who is an Ideot) during his Life.

33. An Act for Sale of Part of the Eſtate of *James Hamilton*, Eſq; deceaſed.

34. An Act for the Relief of Col. *Richard Sutton*, and other *Aids de Camp*.

35. An Act for the Relief of Capt. *James Roch*.

36. An Act for the Relief of Lieutenant Colonel *John Savery*.

37. An Act for naturalizing *John Affleck*, Eſq; and *Mary Dutry*.

38. An Act for naturalizing *Peter Dubordieu*, and others.

PUBLICK.

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PUBLICK ACTS.

Anno 7 Annæ.

1. AN Act for granting an Aid to her Majeſty, to be raiſed by a Land Tax in *Great Britain*, for the Service of the Year 1709.
2. An Act for the ſpeedy and effectual recruiting her Majeſty's Land Forces and Marines, for the Service of the Year 1709.
3. An Act for charging and continuing the Duties upon Malt, Mum, Cyder, and Perry, for the Service of the Year 1709.
4. An Act for puniſhing Mutiny and Deſertion and falſe Muſters, and for the better Payment of the Army and Quarters.
5. An Act for naturalizing Foreign Proteſtants.
6. An Act for explaining and making more effectual that Part of an Act paſſed in the fifth Year of her preſent Majeſty's Reign, concerning the buying and ſelling of Cattle in *Smithfield*, and for giving Leave for bringing up Calves dead to *London*, as formerly.
7. An Act for enlarging the Capital Stock of the Bank of *England*, and for raiſing a further Supply to her Majeſty, for the Year 1709.
8. An Act for continuing ſeveral Impoſitions and Duties, to raiſe Money by way of Loan; and for exporting *Britiſh* Copper and Braſs Wire Duty free; and for circulating a further Sum in Exchequer Bills, in caſe a new Contract be made in that Behalf; and concerning the Oaths to be adminiſtred in relation to *Italian* Thrown Silks; and touching Oils and Plantation Goods of Foreigners, taken or to be taken as Prize; and concerning Drugs of *America*, to be imported from her Majeſty's Plantations; and for appropriating the Monies given in this Seſſion of Parliament; and for making out Debentures for two Tranſport Ships in this Act named; and to allow a further Time for regiſtring certain Debentures; and for Relief of Perſons who have loſt ſuch Tickets, Exchequer Bills, Debentures, Tallies, or Orders, as in this Act are mentioned.
9. An Act for giving the Commiſſioners of Sewers for the City of *London*, the ſame Powers as the Commiſſioners of Sewers for Counties have; and to oblige Collectors for the Sewers to account.
10. An Act for rendring more effectual the Laws concerning Commiſſioners of Sewers.
11. An Act for aſcertaining and directing the Payment of the Allowances to be made for or upon the Exportation from *Scotland* of Fiſh, Beef, and Pork, cured with Foreign Salt imported before 1 *May*, 1707. and for diſpoſing ſuch Salt ſtill remaining in the Hands of her Majeſty's Subjects there, and for aſcertaining and ſecuring the Allowances for Fiſh and Fleſh exported and to be exported from *Scotland*, for the future.
12. An Act for preſerving the Privileges of Ambaſſadors, and other publick Miniſters of Foreign Princes and States.
13. An Act for the better aſcertaining the Lengths and Breadths of Woollen Cloth made in the County of *York*.
14. An Act for the better Preſervation of Parochial Libraries in that Part of *Great Britain* called *England*.
15. An Act for altering *Whitſuntide* and *Lammas* Terms for the Court of *Exchequer* in *Scotland*.
16. An Act to prevent the laying of Wagers relating to the Publick.
17. An Act for making more effectual an Act made in the ſixth Year of her Majeſty's Reign, for the better preventing of Miſchiefs that may happen by Fire.
18. An Act to preſerve the Rights of Patrons to Advowſons.
19. An Act to enable Infants who are ſeiſed or poſſeſſed of Eſtates in Fee, in Truſt, or by way of Mortgage, to make Conveyances of ſuch Eſtates.
20. An Act for the publick regiſtring of Deeds, Conveyances, and Wills, and other Incumbrances which ſhall be made of, or that may affect any Honours, Manors, Lands, Tenements, or Hereditaments, within the County of *Middleſex*, after the 29th of *September*, 1709.
21. An Act for improving the Union of the two Kingdoms.
22. An Act for the Queen's moſt gracious, general, and free Pardon.
23. An Act for raiſing the Militia for the Year 1709, although the Month's Pay formerly advanced be not repaid.
24. An Act for continuing the former Act for the Encouragement of Coinage, and to encourage the bringing Foreign Coins, and *Britiſh* or Foreign Plate, to be coined, and for making Proviſion for the Mints in *Scotland*, and for the proſecuting Offences concerning the Coin in *England*.
25. An Act for making perpetual an Act for the better preventing the counterfeiting the current Coin of this Kingdom; as alſo an Act for giving like Remedy upon Promiſſory Notes, as is uſed upon Bills of Exchange, and for the better Payment of Inland Bills of Exchange; and alſo for continuing ſeveral Acts made in the fourth and fifth Years of her Majeſty's Reign, for preventing Frauds committed by Bankrupts.
26. An Act for appointing Commiſſioners to treat and agree for ſuch Lands, Tenements, and Hereditaments as ſhall be judged proper to be purchaſed for the better fortifying *Portſmouth*, *Chatham*, and *Harwich*.

PRIVATE ACTS.

1. AN Act for continuing an Act made in the firſt Year of her Majeſty's Reign, intituled, *An Act for the rebuilding and repairing of the Piers of the Town and Port of* Whitby *in the County of* York.
2. An Act for naturalizing *Charletta Chriſtiana* Lady *Duffus*.
3. An Act to enable *Edward Sainthill* (late *Edward Yard)* Eſq; to change his Sirname from *Yard* to *Sainthill*, according to the Will of *Samuel Sainthill*, Eſq; deceaſed.
4. An Act for continuing an Act made in the ſeventh and eighth Years of the Reign of his late Majeſty King WILLIAM, intituled, *An Act for repairing the Highways between* Wymondham *and* Attleborough *in the County of* Norfolk, and for including therein the Road leading from *Wymondham* to *Hetherſett*, over the Commons belonging to the ſaid Towns.
5. An Act for preſerving and enlarging the Harbour of *Whitehaven*, in the County of *Cumberland*.
6. An Act for building a Church or Chapel in the Town of *Mancheſter* in the County of *Lancaſter*.
7. An Act to enable *Anne Crewe* (late *Offley)* Widow, and *John Crewe* (late *Offley)* her Son and Heir Apparent, to change their Sirnames from *Offley* to *Crew*, according to the Settlement of *John Crew*, Eſq; deceaſed.
8. An Act for veſting in Truſtees the Reverſion of ſeveral Lands and Tenements expectant on Leaſes for Lives, the Eſtate of *Hugh Stafford* of *Pynes* in the County of *Devon*, Eſq; to be ſold for Payment of Debts, and

and by discharging his Power of Leasing, to secure other Lands to come into Possession to his Son in lieu thereof.

9. An Act to enable *William Collins*, Clerk, *Thomas Parrat*, and *William Day*, Gent. to dispose of certain Lands, for the Payment of the Debts of *John Granger*, and for making Provision for the Widow and younger Children of *Nicholas Granger*, his late Father, deceased.

10. An Act for further enabling *George Penne*, Esq; to sell Lands for Payment of his Debts, by enlarging a Trust for that Purpose contained in a former Act, intituled, *An Act to enable* George Penne, *Esq; to sell Lands for the Payment of his Debts, and other Purposes therein mentioned.*

11. An Act for naturalizing *Lewis de Rosset*, *Peter Brozet*, and others.

12. An Act for repairing and improving of *Morrison*'s *Haven*, and the Fort there, in the Shire of *East Lothian*, alias *Hadington*.

13. An Act for building a Parish Church, and Parsonage House, and making a new Church-yard, and a new Parish in *Birmingham*, in the County of *Warwick*, to be called the Parish of St. *Philip*.

14. An Act for vesting in *John* Duke of *Newcastle* and his Heirs, certain Lands belonging to the Vicarage of *Walesby*, in the County of *Nottingham*, in the lieu of an annual Rent of 10*l. per Ann.* payable to the Vicar of the said Vicarage, and his Successors for ever.

15. An Act to vest the Estates which came to the Right Honourable *Other* Earl of *Plymouth*, by his Mother, in Trustees, to be sold for raising Money to pay off Debts charged upon his paternal Estate, and to enable him to cut Coppices.

16. An Act for the explaining and making more effectual an Act made *Anno primo Annæ Reginæ*, intituled, *An Act giving further Time to* John *Lord Bishop of* Chichester, *and his Successors, to make Leases of certain Houses and Ground in and near* Chancery Lane, *belonging to the Bishoprick of* Chichester.

17. An Act to explain a Clause in a Statute made in the 27th Year of the Reign of King HENRY VIII. enabling Tenants in Tail in Possession, to make Jointures to Wives, and enlarging the same, so as *Richard* Lord *Willoughby de Eroke*, and others, Tenants in Tail in Possession, may make Jointures to the Wives of their eldest Sons or Grandsons.

18. An Act for vesting some Part of the Estate in the County of *Lincoln*, included in the Marriage Settlement of the Right Honourable *William Powlett*, Esq; commonly called Lord *William Powlett*, in Trustees, to be sold for the raising Money to discharge an Incumbrance fallen on the same, by virtue of a Decree of the High Court of *Chancery*; and to confirm an Agreement made by the said Lord *William Powlett*, with the Right Honourable the Countess Dowager of *Bridgwater*, and the Executor of the late Duke of *Bolton*, deceased, relating to such Incumbrance.

19. An Act for vesting the Barony of *Wem*, and Manors of *Wem* and *Loppington*, and several Lands and Tenements in the County of *Salop*, and the Manors of *Dolby* and *Broughton*, and Lands thereto belonging in the County of *Leicester*, and the Manor of *Fulmer*, and several Lands and Tenements in the County of *Bucks*, late the Estate of *George* late Lord *Jefferies*, deceased, in Trustees, to be sold for Payment of Debts and Portions, and other Purposes therein mentioned.

20. An Act to enable the Honourable *William Cecil*, Esq; with others, to sell Lands for the Payment of several Debts charged upon his Estate by the Right Honourable *John* late Earl of *Exeter*, deceased, his late Father.

21. An Act for vesting in Trustees the fourth Part of a fourth Part (being the Share of Sir *Roger Bradshaigh*, Bart.) of the Estate of the late Countess of *Oxford*, to be sold, to pay Portions and Debts, and with the Remainder of the Money arising by such Sale, to purchase other Lands to be settled to the same Uses as his Paternal Estate is by his Marriage Settlement.

22. An Act to reverse the Outlawry and Attainder of *Christopher* Lord Baron of *Slane* in *Ireland*.

23. An Act for vesting divers Manors, Messuages, Lands, and Tenements of *John Lacy*, Esq; in the Counties of *Essex*, *Cambridge*, and *Middlesex*, in Trustees, to be sold for Payment of his Debts, making Provision for his Children unprovided for, and other Purposes therein mentioned.

24. An Act for vesting the Site, Capital Messuage, or Farm of the Manor of *South Stoke*, and Lands thereunto belonging, in the County of *Somerset*, late the Estate of *John Gay*, Gent. deceased, in Trustees, to be sold for the speedier Payment of his Debts, and better Performance of the Trusts therein mentioned.

25. An Act to empower the Lord High Treasurer of *Great Britain*, or Commissioners of the Treasury, to compound with the Sureties of *Samuel Pacey*, deceased, late Receiver General for the County of *Suffolk*.

26. An Act to enable the Lord High Treasurer, or Commissioners of the Treasury for the time being, to compound with *William Mallett*, Esq; for the Debt of his Father, for whom he was Surety while Receiver General of the County of *Somerset*, and City of *Bristol*.

27. An Act for better establishing certain Charities of *John Pierrepont*.

28. An Act for vesting the Estate of *Gideon Haydon*, Esq; deceased, lying in the County of *Devon*, in Trustees, to be sold for the Payment of the Debts wherewith it stands incumbred, and settling the Overplus to the Uses in his Marriage Settlement limited and declared.

29. An Act for the better Performance of the Will of *Stephen Harvey*, Esq; deceased, and making Provision for his Children.

30. An Act for the Reversal of the Outlawry of *Eleanor Bagot*, the Wife of *John Bagot*.

31. An Act to enable *William How* of *Somerton Early*, in the County of *Somerset*, Esq; to sell the Manor and Farm of *Gunvile-Eastbury*, *alias Tarrant-Gunvile*, in the County of *Dorset*, and several Messuages, Lands, Tenements and Hereditaments in *Gunvile-Eastbury*, *alias Tarrant-Gunvile* aforesaid, and to settle other Lands and Hereditaments of greater Value to the same Uses to which the said Manor and Premisses in *Gunvile-Eastbury*, *alias Tarrant-Gunvile*, now stand limited, in lieu thereof.

32. An Act to enable *John Elye* Esq; to raise Monies out of his Estate to pay his Debts, and for settling the Residue thereof, together with the Estate of *Elizabeth* his Wife, to the Uses intended by his Marriage Settlement.

33. An Act for Sale of certain Lands and Annuities late the Estate of *John Coldham*, of *Tootin Graveney*, Esq; deceased, for raising of Portions for his Grand Children, according to his Will.

34. An Act to make the Ships, the *Barclay Castle*, and *James*, of *Montrose*, Free Ships.

35. An Act for the Payment of the Debts of Sir *John Bolles*, Bart. a Lunatick.

36. An Act to enable *Thomas Bulkeley*, Gent. to sell Part of the Estate comprized in his Marriage Settlement, to pay off Debts which were precedent to, and do affect the said Settlement.

37. An Act for the Relief of the Non-Commission Officers

cers and Soldiers of the reſpective Companies of the three Regiments of Col. *Thomas Handaſyde*, Col. *John Liveſay*, and Lieutenant General *Erle*, and of the four Independent Companies at *New York* in *America*.

38. An Act for annexing the Rectory or Parſonage of *Haſely* in the County of *Oxon*, to the Deanery of the King's Free Chapel of *St. George* within his Caſtle of *Windſor*, and for veſting the Advowſon of the Rectory and Parochial Church of *St. Mary, alias North Church Barkhamſtead*, in the County of *Hertford*, in the Dean and Canons of the King's Free Chapel of *St. George* within his Caſtle of *Windſor*, in lieu thereof.

39. An Act to enable *James Stopford*, Eſq; to ſell Lands in the County of *Nottingham*, for Payment of Debts and Portions.

40. An Act for confirming a Term of five hundred Years, created by *Richard Minſhul*, Eſq; and his Truſtees, for ſecuring the Payment of 2000 *l.* and Intereſt.

41. An Act for the Relief of the Earl of *Clanriccard* (lately called Lord *Bophin*) of the Kingdom of *Ireland*, in relation to his Eſtate, and for the more effectual ſelling or ſettling the Eſtate of the ſaid Earl to Proteſtants.

42. An Act to explain an Act made in the firſt Year of her Majeſty's Reign, intituled, *An Act to oblige* Edward Whitaker *to account for ſuch Sums of Publick Money, as hath been received by him.*

43. An Act to enable *Anthony Stafford*, Gent. to ſell or mortgage ſome Part of his Lands and Hereditaments in the Counties of *Derby* and *Cheſter*, for the Payment of his Father's Debts and his own, and the better ſettling and ſecuring the reſt for the Benefit of his Wife and Family.

44. An Act for veſting the Equity of Redemption of the Manor of *Backwell*, in the County of *Somerſett*, in Truſtees, to be ſold purſuant to the Will of *Caroletta Nettles*, deceaſed, and a Decree in Chancery.

PUBLICK ACTS.

Anno 8 *Annæ.*

1. AN Act for granting an Aid to her Majeſty, to be raiſed by a Land Tax in *Great Britain*, for the Service of the Year 1710.

2. An Act to prohibit the Exportation of Corn, Malt, Meal, Flour, Bread, Biſcuit, and Starch, and Low Wines, Spirits, Worts, and Waſh drawn from Malted Corn.

3. An Act for charging and continuing the Duties upon Malt, Mum, Cyder, and Perry, for the Service of the Year 1710.

4. An Act for continuing Part of the Duties upon Coals, Culm, and Cinders, and granting new Duties upon Houſes having twenty Windows or more, to raiſe the Sum of 1,500,000 *l.* by Way of a Lottery, for the Service of the Year 1710.

5. An Act to continue the Act for recruiting her Majeſty's Land Forces and Marines, for the Service of the Year 1710.

6. An Act for employing the Manufacturers, by encouraging the Conſumption of Raw Silk, and Mohair Yarn.

7. An Act for granting to her Majeſty new Duties of Exciſe, and upon ſeveral imported Commodities, and for eſtabliſhing a yearly Fund thereby, and by other Ways and Means, to raiſe 600,000 *l.* by Sale of Annuities, and (in Default thereof) by another Lottery, for the Service of the Year 1710.

8. An Act for clearing, preſerving, and maintaining the Harbour of *Catwater*, lying near *Plymouth*, in the County of *Devon*; and for the cleanſing and keeping clean the Pool, commonly called *Sutton Pool*, lying in *Plymouth* aforeſaid.

9. An Act for laying certain Duties upon Candles, and certain Rates upon Monies to be given with Clerks and Apprentices, towards raiſing her Majeſty's Supply for the Service of the Year 1710.

10. An Act to continue the Act for puniſhing Mutiny and Deſertion, and for the better Payment of the Army and Quarters.

11. An Act to explain ſo much of the Act for prohibiting the Exportation of Corn, Malt, Meal, Flour, Bread, Biſcuit, and Starch, and Low Wines, Spirits, Worts, and Waſh drawn from Malted Corn; by which Act the ſaid Commodities are admitted to be carried from the Iſle of *Wight* to ſeveral Markets; and for giving Liberty to export certain Quantities of Oatmeal, for the Uſe of the *Britiſh* Hoſpitals beyond the Seas.

12. An Act for making a convenient Dock or Baſon at *Leverpoole*, for the Security of all Ships trading to and from the ſaid Port of *Leverpoole*.

13. An Act for continuing ſeveral Impoſitions, Additional Impoſitions, and Duties upon Goods imported, to raiſe Money by Way of Loan for the Service of the Year 1710. and for taking off the Over-ſea Duty on Coals exported in *Britiſh* Bottoms; and for better preventing Frauds in Drawbacks upon Certificate Goods; and for aſcertaining the Duties of Corans imported in *Venetian* Ships; and to give further Time to foreign Merchants for Exportation of certain foreign Goods imported; and to limit a Time for Proſecutions upon certain Bonds given by Merchants; and for continuing certain Fees of the Officers of the Cuſtoms; and to prevent Imbezilments by ſuch Officers; and for appropriating the Monies granted to her Majeſty; and for replacing Monies paid or to be paid for making good any Deficiencies on the Annuity Acts; and for Encouragement to raiſe Navel Stores in her Majeſty's Plantations; and to give further Time for regiſtring Debentures, as is therein mentioned.

14. An Act for the better Security of Rents, and to prevent Frauds committed by Tenants.

15. An Act for explaining and enlarging an Act of the ſixth Year of her Majeſty's Reign, intitled, *An Act for the Security of her Majeſty's Perſon and Government.*

16. An Act for diſcharging the Attendance of Noblemen, Barons, and Freeholders, upon the Lords of Juſticiary in their Circuits, in that Part of *Great Britain* called *Scotland*; and for aboliſhing the Method of exhibiting Criminal Informations by the Porteous Roll.

17. An Act for explaining and making more effectual an Act for the better enabling the Maſter, Wardens, and Aſſiſtants of *Trinity Houſe* to rebuild the Light Houſe on the *Edyſtone* Rock.

18. An Act to regulate the Price and Aſſiſe of Bread.

19. An Act for the Encouragement of Learning, by veſting the Copies of printed Books in the Authors or Purchaſers of ſuch Copies, during the Times therein mentioned.

20. An Act for raiſing the Militia for the Year 1710, although the Month's Pay formerly advanced be not repaid.

21. An Act for veſting certain Lands, Tenements, and Hereditaments, in Truſtees, for the better fortifying and ſecuring the Harbours and Docks at *Portſmouth*, *Chatham*, and *Harwich*.

The TITLES of the STATUTES.

PRIVATE ACTS.

1. AN Act to enable *Peyton Altham*, an Infant, Truſtee, to join in ſuffering a common Recovery, or levying a Fine of an Eſtate in *Eſſex*, as if he were of full Age.
2. An Act for repairing the Highways between the Houſe commonly called the *Horſhoe Houſe*, in the Pariſh of *Stoke Goldington*, in the County of *Bucks*, and the Town of *Northampton*.
3. An Act to enable *Peter Patteſworth*, Eſq; and the Truſtees in his Marriage Settlement, to ſell certain Lands and Hereditaments, in the Counties of *Southampton* and *Suſſex*, for Payment of his Debts, and to ſettle another Eſtate of greater yearly Value, for the better Proviſion of his Family.
4. An Act for making effectual the Proviſions intended by *William Hayward*, late of *Quedgley*, in the County of *Glouceſter*, Eſq; deceaſed, for Payment of his Debts, and providing Portions for his younger Children.
5. An Act for Sale of ſeveral Tenements in *Check Lane*, near *Weſt Smithfield* (the Eſtate of *James Brydges*, Eſq;) and for purchaſing and ſettling other Eſtates to the ſame Uſes.
6. An Act for confirming and eſtabliſhing a Partition, made between *Edward Rigby*, Gent. the Honourable *Charles Egerton*, Eſq; and the Honourable *Elizabeth* his Wife, and others, of ſeveral Manors and Hereditaments in the County of *Eſſex*, heretofore the Eſtate of the Right Honourable *Anne* late Counteſs of *Oxford*, deceaſed, and to enable *Margaret*, *Anne*, and *Katharine Lennard*, Infants, to make Partition of other Lands and Tenements, in the County of *Hertford*, and in *London*, other Part of the ſaid Counteſs of *Oxford*'s Eſtate.
7. An Act to veſt in, and enable Truſtees to ſell ſome Out-parts of the Eſtate, late of Sir *John Rolle*, Knight of the *Bath*, deceaſed, for the Payment of Debts, Legacies, and Portions; and for ſettling of other Lands to the ſame Uſes.
8. An Act for Sale of ſeveral Lands and Hereditaments of *Iſaac Knight*, Eſq; in the Counties of *Nottingham* and *York*, for Payment of the Portion of *Hannah* the Wife of *Thomas Stones*, Eſq; and the Arrears of an Annuity payable to *Dickenſon Knight*, Gent. and for ſettling the Overplus to the ſame Uſes, to which the Lands to be ſold do ſtand limited, and for charging other Lands with the ſaid Annuity.
9. An Act for veſting the Eſtate of *Thomas Berrie*, Eſq; deceaſed, in Truſtees, to be ſold, for diſcharging ſeveral Mortgages thereupon, and other his Debts, which his Perſonal Eſtate will not extend to pay, and for laying out the Surplus-money for the Benefit of his Widow and Heir at Law.
10. An Act for veſting the ſeveral Manors and Lands therein mentioned, in the County of *Oxon*, late the Inheritance of *William Jennens*, Eſq; deceaſed, and by his Marriage Settlement conveyed to the Uſes therein expreſſed, in Truſtees, to be ſold for clearing ſeveral Incumbrances thereupon, precedent to the ſaid Marriage Settlement, and inveſting the Surplus of the Money ariſing by ſuch Sale, in a Purchaſe of other Lands to the like Uſes, as were limited by the ſaid Marriage Settlement; and for veſting in the ſaid Truſtees ſuch Eſtate and Intereſt as the ſaid *William Jennens*, or the Truſtees named in his Marriage Settlement, had in certain Lands, heretofore called the *Marſh Lands*, in the Pariſh of St. *Giles in the Fields*, in the County of *Middleſex*, ſubject to the ſeveral precedent Incumbrances thereupon, to be ſold for the Purpoſes therein mentioned.
11. An Act for the more effectual Proviſion for the Poor in the Town of *Kingſton upon Hull*.
12. An Act for repairing and amending the Highways leading from *Seven Oaks* to *Woods Gate* and *Tunbridge Wells*, in the County of *Kent*.
13. An Act for Sale of Part of the Eſtate of *Anthony* Lord Viſcount *Gormanſton*, for Payment of his Debts, and for ſecuring a Jointure, and a Maintenance for *Margaret* Viſcounteſs *Gormanſton*, in lieu of a Rent Charge payable to her out of the ſaid Viſcount's Eſtate.
14. An Act to enable *Henry Summers*, Eſq; to make Sale of the Manor of *Gaynes*, and other Lands in *Huntingdonſhire*, and in lieu thereof to ſettle Lands in *Eſſex* of a greater Value, to the ſame Uſes the ſaid *Huntingdonſhire* Eſtate was ſettled.
15. An Act for making more effectual the Act for the repairing the Highways between *Fornhill*, in the County of *Bedford*, and *Stony Stratford*, in the County of *Bucks*.
16. An Act to confirm Articles of Partition made between the Earl and Counteſs of *Wemyſs*, of the one Part, and *Anne Robinſon*, Spinſter, of the other Part, of their Eſtates in the Counties of *Oxon*, *Northampton*, and *Kent*; and for veſting their reſpective Moieties in Truſtees to be ſold.
17. An Act to make ſeveral Truſts in the Marriage Settlements of *Edward Southwell*, Eſq; and the Lady *Elizabeth* his late Wife, more effectual to anſwer the Intent of them, and to explain ſeveral Powers therein.
18. An Act to enable Truſtees to ſell ſome Fenny Lands in the Counties of *Huntingdon* and *Cambridge*, Part of the Eſtate of *Anthony Hammond*, Eſq; and to ſettle other Lands in lieu thereof.
19. An Act to enable Truſtees to grant, renew, and fill up Leaſes of the Eſtate of *Arthur Tremayne*, Eſq; (an Infant) during his Minority.
20. An Act for the encloſing *Ropley* Commons, in the County of *Southampton*; and for the Improvement of the old diſparked Park of *Farnham*, in the Counties of *Surrey* and *Southampton*.
21. An Act to enable the Truſtees of the Laſt Will and Teſtament of *Thomas Hobbs*, Doctor in Phyſick, deceaſed, with *Abraham Weeks*, Eſq; to make a Jointure upon the Wife of the ſaid *Abraham Weeks*.
22. An Act to enable certain Truſtees to raiſe Part of the Portions deſigned for the younger Children of *Clifton Pack*, Eſq; deceaſed, and *Penelope* his Wife, by their Marriage Settlement.
23. An Act for the Relief of *Joſeph Cooper*, Gent.
24. An Act for veſting the Freehold and Copyhold Eſtate late of *William Emerton*, Eſq; deceaſed, in the Pariſh of *Chevening*, in the County of *Kent*, in Truſtees, to be ſold for the better Support of his Widow, and Advancement of his two Daughters.
25. An Act to enable the Corporation of *Leverpoole* to make a Grant to Sir *Oleave Moore*, Bart. for Liberty to bring Freſh Water into the ſaid Town of *Leverpoole*.
26. An Act for Sale of Part of the Eſtate of *George Scot*, Eſq; in the County of *Kent*, for Payment of Debts.
27. An Act to enable Truſtees to recover the Perſonal Eſtates of *William Bigg* and *Iſabel Bigg*, now veſted in *John Bigg*, a Lunatick, their Son and Heir, and Executor of his Father, for the Payment of Debts and Legacies.
28. An Act for veſting the Eſtate and Effects of *John Coggs* and *John Dann*, Goldſmiths and Copartners, in Truſtees, for the ſpeedier Payment of their Creditors, and for determining Differences thereupon.

The TITLES of the STATUTES.

PUBLICK ACTS.

Anno 9 Annæ.

1. AN Act for granting an Aid to her Majesty, to be raised by a Land Tax in *Great Britain*, for the Service of the Year 1711.
2. An Act to oblige Ships coming from Places infected, more effectually to perform their Quarantine.
3. An Act for charging and continuing the Duties upon Malt, Mum, Cyder, and Perry, for the Service of the Year 1711.
4. An Act to continue the Acts for recruiting her Majesty's Land Forces and Marines, for the Service of the Year 1711.
5. An Act for securing the Freedom of Parliaments, by the farther qualifying the Members to sit in the House of Commons.
6. An Act for reviving, continuing, and appropriating certain Duties upon several Commodities to be exported; and certain Duties upon Coals to be water-born, and carried Coastwise; and for granting further Duties upon Candles, for thirty-two Years, to raise 150,000 *l.* by Way of a Lottery, for the Service of the Year one thousand seven hundred and eleven; and for suppressing such unlawful Lotteries, and such Insurance Offices, as are therein mentioned.
7. An Act for enabling and obliging the Bank of *England*, for the Time therein mentioned, to exchange all Exchequer Bills for ready Money upon Demand; and to disable any Person to be Governor, Deputy Governor, or Director of the Bank of *England*, and a Director of the *East India* Company, at the same Time.
8. An Act to repeal the Act of the third and fourth Year of her Majesty's Reign, intituled, *An Act for prohibiting all Trade and Commerce with* France, so far as it relates to the prohibiting the Importation of *French* Wines.
9. An Act to continue the Acts for punishing Mutiny and Desertion, and false Musters, and for the better Payment of the Army, and Quarters; and for approving of Medicines for the Army.
10. An Act for establishing a General Post Office for all her Majesty's Dominions, and for settling a weekly Sum out of the Revenues thereof, for the Service of the War, and other her Majesty's Occasions.
11. An Act for laying certain Duties upon Hides and Skins, tanned, tawed, or dressed, and upon Vellum and Parchment, for the Term of thirty-two Years, for prosecuting the War, and other her Majesty's most necessary Occasions.
12. An Act for laying a Duty upon Hops.
13. An Act for taking, examining, and stating the publick Accounts of this Kingdom.
14. An Act for the better preventing of excessive and deceitful Gaming.
15. An Act for making more effectual an Act of the forty-third Year of the Reign of Queen ELIZABETH, intituled, *An Act concerning the Assises of Fuel*, so far as it relates to the Assise of Billet.
16. An Act to make an Attempt on the Life of a Privy Counsellor, in the Execution of his Office, to be Felony without Benefit of Clergy.
17. An Act for the Preservation of White and other Pine Trees growing in her Majesty's Colonies of *New Hampshire*, the *Massachusets Bay*, and Province of *Main*, *Rhode Island*, and *Providence Plantation*, the *Narraganset* Country or *King's Province*, and *Connecticut*, in *New England*, and *New York*, and *New Jersey* in *America*, for the masting her Majesty's Navy.
18. An Act to render more effectual an Act made in the sixth Year of her present Majesty, intituled, *An Act to repeal a Clause in an Act of the seventh Year of the Reign of his late Majesty, for amending Highways, which enjoins Waggoners and others to draw with a Pole between the Wheel Horses, or with double Shafts, and to oblige them to draw only with six Horses, or other Beasts, except up Hills.*
19. An Act to enable her Majesty to grant the Site of the Castle of *Exon*, (Parcel of her Dutchy of *Cornwall*) for ninety-nine Years, for the Use and Benefit of the County of *Devon*.
20. An Act for rendring the Proceedings upon the Writs of *Mandamus*, and Informations in the Nature of a *Quo Warranto*, more speedy and effectual; and for the more easy trying and determining the Rights of Offices and Franchises in Corporations and Boroughs.
21. An Act for making good Deficiencies, and satisfying the publick Debts; and for erecting a Corporation to carry on a Trade to the *South Seas*, and for the Encouragement of the Fishery; and for Liberty to trade in unwrought Iron with the Subjects of *Spain*; and to repeal the Acts for registring Seamen.
22. An Act for granting to her Majesty several Duties upon Coals, for building fifty new Churches in and about the Cities of *London* and *Westminster*, and Suburbs thereof, and other Purposes therein mentioned.
23. An Act for licensing and regulating Hackney Coaches and Chairs; and for charging certain new Duties on stamp'd Vellum, Parchment and Paper, and on Cards and Dice, and on the Exportation of Rock Salt for *Ireland*; and for securing thereby, and by a weekly Payment out of the Post-Office, and by several Duties on Hides and Skins, a yearly Fund of one hundred eighty-six thousand six hundred and seventy Pounds, for thirty-two Years, to be applied to the Satisfaction of such Orders as are therein mentioned, to the Contributors of any Sum not exceeding two Millions, to be raised for carrying on the War, and other her Majesty's Occasions.
24. An Act for Relief of the Creditors and Proprietors of the Company of Mine Adventurers, [illegible] establishing a Method for settling the Differences bet[illegible] the Company and their Creditors, and for uniting [illegible] in order to an effectual working the Mines of the [illegible]mpany.
25. An Act for making the Act of the fifth Year of her Majesty's Reign, for the better Preservation of the Game, perpetual, and for making the same more effectual.
26. An Act for the better Preservation and Improvement of the Fishery within the River of *Thames*, and for regulating and governing the Company of Fishermen of the said River.
27. An Act for the Encouragement of the Trade to *America*.
28. An Act to dissolve the present, and prevent the future Combination of Coal Owners, Lightermen, Masters of Ships, and others, to advance the Price of Coals, in Prejudice of the Navigation, Trade, and Manufactures of this Kingdom, and for the further Encouragement of the Coal Trade.
29. An Act for raising the Militia for the Year one thousand seven hundred and eleven, although the Month's Pay formerly advanced be not repaid.
30. An Act for reviving and continuing an Act made in the first Year of her Majesty's Reign, for the more effectual preventing Abuses and Frauds of Persons employed in the working up the Woollen, Linen, Fustian, Cotton, and Iron Manufactures of this Kingdom.

PRIVATE

The TITLES of the STATUTES.

PRIVATE ACTS.

1. AN Act for the Sale of Lands and Tenements, late of Sir *Philip Monoux*, Baronet, deceaſed, in *Broome* and Pariſh of *Southill* in the County of *Bedford*, according to his Will.
2. An Act for rectifying a Miſtake, and enlarging the Time for a Compoſition given by an Act of Parliament paſſed in the ſeventh Year of her Majeſty's Reign, intituled, *An Act to enable the Lord High Treaſurer, or Commiſſioners of the Treaſury for the time being, to compound with* William Mallet, *Eſq; for the Debt of his Father, for whom he was Surety, while Receiver General for the County of* Somerſet *and City of* Briſtol.
3. An Act for Sale of the Barton and Farm of *Polleſloe* in the County of *Devon*, late the Eſtate of *Sebaſtian Iſaac*, Eſq; deceaſed, for diſcharging Incumbrances thereupon, and for Diſtribution of the Surplus-money.
4. An Act for ratifying ſeveral Purchaſes lately made with the publick Stock of the County of *Devon*, and for making further Purchaſes for the Uſe of the ſaid County, with the publick Stock thereof; and alſo for regulating and better Employment of the publick Stock of the ſaid County.
5. An Act to veſt the Manor, or reputed Manor of *Wadborough*, alias *Waberrow*, in the County of *Worceſter*, and other Lands there, which came to the Right Honourable *Other* Earl of *Plymouth*, by his Mother, in Truſtees, to be ſold for raiſing more Money to pay off Debts charged upon his paternal Eſtate, and for other Purpoſes.
6. An Act for Sale of the Manor of *Reaverſby*, and other Lands in the County of *Lincoln*, the Eſtate of *Henry Bowes* Earl of *Berkſhire*, and to ſettle other Lands in the County of *Stafford* to the ſame Uſes.
7. An Act for repairing and amending the Highways leading from *Royſton* in the County of *Hertford* to *Wandeſford Bridge* in the County of *Huntingdon*.
8. An Act for repairing the Highways from *Sheet Bridge* in the Pariſh of *Petersfield*, to the Town of *Portſmouth*, in the County of *Southampton*.
9. An Act for repairing the Highways between *Dunſtable* and *Hockley* in the County of *Bedford*.
10. An Act for ſettling the Eſtates of the Right Noble *Evelyn* Lord Marquis of *Dorcheſter*, and *William Pierrepont*, Eſq; commonly called Lord *Kingſton*, Son and Heir Apparent of the ſaid Lord Marquis; and alſo for ſettling the Eſtate late of *John Hall*, Eſq; on the Marriage of the ſaid *William Pierrepont*, Eſq;
11. An Act to enable *Arthur* Earl of *Angleſey*, and *Henry Hyde*, Eſq; commonly called *Henry* Viſcount *Hyde*, to take in *England* the Oath of Office as Vice Treaſurer, and Receiver General, and Paymaſter General of her Majeſty's Revenues in her Kingdom of *Ireland*, and to qualify themſelves in *England* for the legal Enjoyment of the ſaid Office.
12. An Act to enable the Earl of *Thomond* to make Leaſes for three Lives, with Covenants for Renewal thereof for ever, and Grants in Fee Farm, of the Lands and Hereditaments in *Ireland*, compriſed in his Marriage Settlement.
13. An Act for veſting in *Henry Arundel*, Eſq; and his Heirs, the Truſt in the Eſtate of the Lord Viſcount *Montagu*, which is veſted in her Majeſty by the Attainder of *John Caryll*, Eſq; for High Treaſon.
14. An Act for diſcharging *John* Lord Biſhop of *Rapho* in the Kingdom of *Ireland*, from all Penalties, Diſabilities, and Incapacities, incurred by him in omitting to take the Oath of Abjuration on or before the firſt Day of *Auguſt* one thouſand ſeven hundred and three, and for making all Eccleſiaſtical and Civil Acts done by him, as Biſhop of *Rapho*, after ſuch Omiſſion, to be of the ſame Validity as they would have been if he had taken the ſaid Oath in due Time.
15. An Act for eſtabliſhing a Purchaſe of certain Fee Farms, Lands, and Hereditaments, in the Kingdom of *Ireland*, made by Sir *Alexander Cairnes*, Baronet, of his Grace *James* Duke of *Ormond*, in purſuance of a Power given him by an Act of Parliament paſſed in this Kingdom in the twelfth Year of his late Majeſty's Reign Reign, notwithſtanding an Act paſſed in *Ireland* in the ninth Year of the Reign of her preſent Majeſty, or a Deed dated the five and twentieth of *April* one thouſand ſeven hundred and ten, therein mentioned.
16. An Act for confirming to the Principal and Scholars of *King's Hall* and College of *Braſon Noſe* in the Univerſity of *Oxford*, the Purchaſe of the Advowſons of *Stepney* and other Churches, and for ſettling the ſame to the Benefit of the ſaid College.
17. An Act for confirming a Leaſe for one and twenty Years, made by *Jeffery Palmer*, Eſq; and others, of Lands in *Carlton Curlieu* in the County of *Leiceſter*, for Payment of the Debts of the ſaid *Jeffery Palmer*.
18. An Act for Sale of ſuch Part of the Eſtate of *Nathaniel Mathew*, late of *Peterſham* in the County of *Surrey*, Gent. deceaſed, as will be ſufficient to diſcharge his Debts and Legacies thereon charged by his Laſt Will and Teſtament; and for ſettling the Remainder thereof to the Uſes in the ſaid Will mentioned.
19. An Act for Sale of ſeveral Lands and Hereditaments of *William Henden*, Eſq; in the County of *Kent*, for Payment of his Debts, and for ſettling other Lands in the ſame County, of a better Value, to the ſame Uſes, in lieu thereof.
20. An Act for Sale of the Eſtate of *Humphry Pooler*, in the Pariſh of *Hartlebury*, in the County of *Worceſter*.
21. An Act for the Sale of Part of the Eſtate of Sir *Richard Allin*, *alias Anguiſh*, Baronet, in the Counties of *Suffolk* and *Norfolk*, for Payment of his Debts, and ſettling the Remainder according to his Marriage Articles.
22. An Act to enable Truſtees to perform the Marriage Articles of Sir *Richard Groſvenor*, Baronet, and Dame *Jane* his Wife, notwithſtanding the Lunacy of Dame *Mary Groſvenor*, and the Infancy of her younger Children; and for ſettling the Eſtate in the Family, and making Building Leaſes, as effectually as if the ſaid Dame *Mary* was of ſound Mind, and her Children of full Age, and all had joined in levying Fines.
23. An Act for veſting ſeveral Meſſuages or Tenements in *Bride Lane*, and elſewhere, in the Pariſh of St. *Bridget*, *alias* St. *Brides*, *London*, of *John Painter*, Eſq; in Truſtees, to be ſold in lieu and Satisfaction of other Manors, Meſſuages, Lands, and Tenements of a greater Value, ſettled by the ſaid *John Poynter* to ſuch Uſes, and upon ſuch Truſts, as the ſaid Houſes in *London* are ſettled.
24. An Act to enable *John Hardres*, Eſq; and *Anne* his Wife, to ſell certain Lands in the County of *Kent*, and for ſettling of others to the Uſes therein mentioned.
25. An Act for veſting certain Lands in the Pariſh of *Woodchurch* in the County of *Kent*, formerly purchaſed by *Winifred Bridger* and *Laurence Bridger*, in certain Truſtees, to be ſold for the raiſing Money for the Purpoſes therein mentioned.
26. An Act for the Sale of the Manor of *Great Bealings*, and ſeveral Farms, Lands, and Hereditaments, late the Eſtate of *Henry Wood*, *alias Webb*, Eſq; deceaſed, in *Great Bealings*, and ſeveral other Places in the County of *Suffolk*, for diſcharging a Mortgage thereon, and for Payment of other Debts of the ſaid *Henry Wood*, *alias Webb*,

Webb, and for applying the Overplus-money (if any) arising by ſuch Sale, for the Benefit of *Henry Wood*, *alias Webb* (an Infant) his Son and Heir.

27. An Act for veſting a certain Piece of Ground being Part of a Field called *Stonebridge Field*, adjoining to *Piccadilly* in the County of *Middleſex*, in Truſtees, to diſpoſe of the ſame, to diſcharge a Debt to the Crown, and to other Uſes.

28. An Act to veſt the Eſtate of Sir *Henry Robinſon*, Knt. a Lunatick, lying in *Cranſley* in the County of *Northampton*, in Truſtees, to enable them to make a Settlement on the Marriage of *John Robinſon*, Eſq; only Son and Heir Apparent of the ſaid Sir *Henry*, and for other Purpoſes therein mentioned.

29. An Act to enable Truſtees to make, renew, and fill up Leaſes of the Eſtate of *William Burgoyne*, late of the City of *Exon*, Merchant, deceaſed, during the Minority of his Son and Daughters.

30. An Act for diſſolving the Marriage of *Stephen Jermin*, the only Son of *Stephen Jermin*, of *London*, Merchant, with *Sarah Bell*, and to enable him to marry again.

31. An Act for confirming the Sale of the Eſtate of *John Weſton*, Eſq; in the County of *Surrey*, and diſcharging it from the Demands of the Crown.

32. An Act for the Sale of the Eſtates late of *William Hubbald*, and of his Father *Edward Hubbald*, in the County of *Surrey*, for the Satisfaction of the ſaid *William Hubbald*'s Debt to the Crown, and to preſerve the Surplus thereof for the Purpoſes therein mentioned.

33. An Act to explain and make more effectual a Clauſe relating to the Eſtate of Dame *Rebecca Lytton*, deceaſed, in an Act of Parliament made in the ſeventh Year of her Majeſty's Reign, intituled, *An Act for Payment of the Debts of Sir* John Bolles, *Baronet*, *a Lunatick*.

34. An Act for veſting the Manor of *Buckſteep*, and ſeveral Lands in *Suſſex*, the Eſtate of *Joſeph Weller*, Eſq; in Truſtees, to be ſold for diſcharging the Incumbrances thereon, and applying the Surplus-money to certain Uſes and Truſts therein mentioned.

35. An Act for the Relief of *Abraham Roth* of the Kingdom of *Ireland*, Eſq; in relation to the Purchaſe of Part of the forfeited Eſtates in *Ireland*.

36. An Act to enable *Robert Jones* of *Funmun Caſtle* in the County of *Glamorgan*, Eſq; to make Leaſes for three Lives, or for ninety-nine Years determinable in three Lives, of the Manors, Lands, and Hereditaments in the County of *Glamorgan*, limited to himſelf for Life by his Marriage Settlement; and for ſettling other Lands to the Uſes of that Settlement in lieu and Recompence of ſuch Power.

37. An Act for the Sale of certain Lands and Tithes in the Pariſh of *Tonge* in the County of *Leiceſter*, late the Eſtate of *William Muggleſtone* deceaſed, and for the Diſtribution of the Money thereby ariſing, purſuant to a Settlement made of the ſaid Lands and Tithes by the ſaid *William Muggleſtone*.

38. An Act for enabling *Charles* Lord Viſcount *Cullen*, to ſell the Manor and Advowſon of the Church of *Elmeſthorpe* in the County of *Leiceſter*, for the Payment of his Debts.

39. An Act for Sale of Part of the Eſtate of *Theophilus Biddulph*, Eſq; for Payment of his Debts.

40. An Act to enable Truſtees to make Building Leaſes of Part of the Eſtate late of *John Lovett* deceaſed, lying in the City of *Dublin*.

41. An Act for Sale of Timber upon the Eſtate of *Thomas Skeffington*, Eſq; an Infant, for Payment of his Father's Debts.

42. An Act for confirming an Agreement made between *Philip Saltmarſh* and *Thomas Bennet*, Eſqrs. for a Partition, Diviſion and Exchange of ſeveral Eſtates in the Counties of *Nottingham* and *Dorſet*, and other Purpoſes therein mentioned.

43. An Act for Sale of Part of the Eſtate of *Richard Brideoake*, Eſq; in the County of *Oxon*, and charging other Part thereof with two Annuities, for Payment and Satisfaction of ſeveral Incumbrances affecting his whole Eſtate; and for confirming an Agreement made between the ſaid *Richard Brideoake* and others claiming Common in *Hook Norton Warren* and *Hook Norton Lays*, in the ſame County.

44. An Act for the Sale of the Manor of *Frognal*, and other Lands and Hereditaments in the County of *Kent*, the Eſtate of *George Clerk*, Eſq; for Payment of Debts, and ſettling an Eſtate in the County of *Leiceſter* and City of *London*, to the ſame Uſes as the Eſtate in Kent was ſettled.

PUBLICK ACTS.

Anno 10 *Annæ*.

1. AN Act for granting an Aid to her Majeſty to be raiſed by a Land Tax in *Great Britain*, for the Service of the Year 1512.

2. An Act for preſerving the Proteſtant Religion, by better ſecuring the Church of *England* as by Law eſtabliſhed; and for confirming the Toleration granted to Proteſtant Diſſenters by an Act, intituled, *An Act for exempting their Majeſties Proteſtant Subjects, diſſenting from the Church of* England, *from the Penalties of certain Laws*, and for ſupplying the Defects thereof; and for the further ſecuring the Proteſtant Succeſſion, by requiring the Practicers of the Law in *North Britain* to take the Oaths, and ſubſcribe the Declaration therein mentioned.

3. An Act for charging and continuing the Duties upon Malt, Mum, Cyder, and Perry, for the Service of the Year 1712, and for applying Part of the Coinage Duties, to pay the Deficiency of the Value of Plate coined, and to pay for the recoining the old Money in *Scotland*.

4. An Act for ſettling the Precedence of the moſt Excellent Princeſs *Sophia*, Electreſs and Dutcheſs Dowager of *Hanover*, of the Elector her Son, and of the Electoral Prince the Duke of *Cambridge*.

5. An Act to repeal the Act of the ſeventh Year of her Majeſty's Reign, intituled, *An Act for naturalizing Foreign Proteſtants*, (except what relates to the Children of her Majeſty's natural-born Subjects, born out of her Majeſty's Allegiance.)

6. An Act for explaining and altering the Laws now in being concerning the Aſſiſes of Fuel, ſo far as they relate to the Aſſiſe of Billet, made or to be made of Beech Wood only.

7. An Act to prevent the diſturbing thoſe of the Epiſcopal Communion in that Part of *Great Britain* called *Scotland*, in the Exerciſe of their religious Worſhip, and in the Uſe of the Liturgy of the Church of *England*; and for repealing the Act paſſed in the Parliament of *Scotland*, intituled, *An Act againſt irregular Baptiſms and Marriages*.

8. An Act to continue the Act of the laſt Seſſion of Parliament, for taking, examining and ſtating the publick Accounts of the Kingdom, for one Year longer.

9. An Act for Recruiting her Majeſty's Land Forces and Marines, for the Service of the Year 1712.

10. An Act for puniſhing Mutiny and Deſertion, and falſe Muſters,

Muſters, and for the better Payment of the Army and Quarters.

11. An Act for enlarging the Time given to the Commiſſioners appointed by her Majeſty, purſuant to an Act for granting to her Majeſty ſeveral Duties on Coals, for building fifty new Churches in and about the Cities of *London* and *Weſtminſter*, and Suburbs thereof, and other Purpoſes therein mentioned; and alſo for giving the ſaid Commiſſioners farther Powers for better effecting the ſame; and for appointing Monies for Rebuilding the Pariſh Church of St. *Mary Woolnoth* in the City of *London*.

12. An Act to reſtore the Patrons to their ancient Rights of preſenting Miniſters to Churches vacant in that Part of *Great Britain* called *Scotland*.

13. An Act for repealing Part of an Act paſſed in the Parliament of *Scotland*, intituled, *Act for diſcharging the Yule Vacance*.

14. An Act for reviving and continuing ſeveral Acts therein mentioned, for preventing the Miſchiefs which may happen by Fire; for building and repairing County Gaols; for exempting Apothecaries from ſerving Pariſh and Ward Offices, and ſerving upon Juries; and relating to the Returning of Jurors.

15. An Act for repealing a Clauſe in the Statute made in the twenty-firſt Year of the Reign of King JAMES the Firſt, intituled, *An Act for the further Deſcription of a Bankrupt, and Relief of Creditors againſt ſuch as ſhall become Bankrupts, and for inflicting Corporal Puniſhment upon the Bankrupts in ſome Special Caſes*, which makes Deſcriptions of Bankrupts; and for the Explanation of the Laws relating to Bankruptcy in Caſe of Partnerſhip.

16. An Act for regulating, improving, and encouraging the Woollen Manufacture of mixed or medly Broad Cloth, and for the better Payment of the Poor employed therein.

17. An Act for the better Collecting and Recovering the Duties granted for the Support of the Royal Hoſpital at *Greenwich*, and for the further Benefit thereof; and for the preſerving her Majeſty's Harbour Moorings.

18. An Act to give further Time for inrolling ſuch Leaſes granted from the Crown, as have not been inrolled within the reſpective Times therein limited; and for making the Pleading of Deeds of Bargain and Sale inrolled, and of Fee-Farm Rents more eaſy.

19. An Act for laying ſeveral Duties upon all Soap and Paper made in *Great Britain*, or imported into the ſame; and upon chequered and ſtriped Linens imported; and upon certain Silks, Callicoes, Linens and Stuffs printed, painted, or ſtained; and upon ſeveral Kinds of ſtamped Vellum, Parchment, and Paper; and upon certain printed Papers, Pamphlets and Advertiſements; for raiſing the Sum of 1,800,000 *l.* by Way of Lottery towards her Majeſty's Supply; and for licenſing an additional Number of Hackney Chairs; and for charging certain Stocks of Cards and Dice; and for better ſecuring her Majeſty's Duties to ariſe in the Office for the Stamp Duties by Licenſes for Marriages, and otherwiſe; and for Relief of Perſons who have not claimed their Lottery Tickets in due Time, or have loſt Exchequer Bills, or Lottery Tickets; and for borrowing Money upon Stock (Part of the Capital of the *South Sea* Company) for the Uſe of the Publick.

20. An Act for the Relief of Inſolvent Debtors, by obliging their Creditors to accept the utmoſt Satisfaction they are capable to make, and reſtoring them to their Liberty.

21. An Act to prevent Abuſes in making Linen Cloth, and regulating the Lengths, Breadths, and equal ſorting of Yarn, for each Piece made in *Scotland*, and for whitening the ſame.

22. An Act for the Relief of Merchants importing Prize-Goods from *America*.

23. An Act for the more effectual preventing fraudulent Conveyances, in order to multiply Votes for electing Knights of Shires to ſerve in Parliament.

24. An Act for prolonging the Term for Payment of certain Duties granted by an Act made in the twelfth and thirteenth Years of his late Majeſty King WILLIAM, intituled, *An Act for recovering, ſecuring, and keeping in Repair the Harbour of* Minehead, *for the Benefit and Support of the Navigation and Trade of this Kingdom*.

25. An Act for raiſing the Militia for the Year 1712. although the Month's Pay formerly advanced be not repaid; and for rectifying a Miſtake in an Act paſſed this Seſſion of Parliament, intituled, *An Act for puniſhing Mutiny and Deſertion, and falſe Muſters, and for the better Payment of the Army and Quarters*; and for taking Accounts of Trophy Money formerly raiſed and collected.

26. An Act for laying additional Duties on Hides and Skins, Vellum and Parchment, and new Duties on Starch, Coffee, Tea, Drugs, Gilt and Silver Wire, and Policies of Inſurance, to ſecure a yearly Fund for Satisfaction of Orders to the Contributors of a further Sum of 1,800,000 *l.* towards her Majeſty's Supply; and for the better ſecuring the Duties on Candles; and for obviating Doubts concerning certain Payments in *Scotland*; and for ſuppreſſing unlawful Lotteries, and other Devices of the ſame Kind; and concerning Cake Soap; and for Relief of *Mary Ravenall*, in relation to an Annuity of 18 *l. per Annum*; and concerning Prize Cocoa Nuts brought from *America*; and certain Tickets which were intended to be ſubſcribed into the Stock of the *South Sea* Company; and for appropriating the Monies granted in this Seſſion of Parliament.

27. An Act for making effectual ſuch Agreement as ſhall be made between the Royal *African* Company of *England* and their Creditors.

28. An Act for continuing the Trade and Corporation Capacity of the United *Eaſt India* Company, although their Fund ſhould be redeemed.

29. An Act for better aſcertaining and ſecuring the Payments to be made to her Majeſty for Goods and Merchandizes to be imported from the *Eaſt Indies*, and other Places, within the Limits of the Charter granted to the *Eaſt India* Company.

30. An Act for continuing the Trade to the *South Seas*, granted by an Act of the laſt Seſſion of Parliament, although the Capital Stock of the ſaid Corporation ſhould be redeemed.

31. An Act for the appointing Commiſſioners to take, examine, and determine the Debts due to the Army, Tranſport Service, and Sick and Wounded.

32. An Act for enlarging the Time for the Miniſters, Advocates, and other Members of the College of Juſtice in *Scotland*, to take the Oaths therein mentioned.

33. An Act for appointing the Circuit Courts in that Part of *Great Britain* called *Scotland*, to be kept only once in the Year.

34. An Act for explaining ſeveral Clauſes in an Act paſſed the laſt Seſſions of Parliament for the Relief of the Sufferers of the Iſlands of *Nevis* and *St. Chriſtopher*, by Reaſon of the Invaſion of the *French* there, in the Year 1705.

PRIVATE

The TITLES of the STATUTES.

PRIVATE ACTS.

1. AN Act to make a Cauſey over the *Denes* from *Great Yarmouth* to *Caiſter*, in the County of *Norfolk*.
2. An Act to enable *John* Lord *Gower*, Baron of *Stittenham*, an Infant, to make a Settlement upon his Marriage.
3. An Act for enlarging the Term for Payment of certain Duties granted in and by an Act of Parliament paſſed in the ſeventh Year of her Majeſty's Reign, intituled, *An Act for preſerving and enlarging the Harbour of* Whitehaven, *in the County of* Cumberland.
4. An Act to enable Truſtees, during the Minority of *Wriotheſley* Duke of *Bedford*, and of the Lord *John Ruſſel* his Brother, to grant Leaſes of the Eſtate of the ſaid Duke, and Setts for getting Copper and other Ore and Minerals therein, and for rendring valid and effectual ſeveral ſuch Grants, or Setts, already made.
5. An Act for making the Exemplification of the Settlement made upon the Marriage of *James* Lord *Anneſly* with the Lady *Elizabeth Manors*, under the Great Seal of *Great Britain*, Evidence on Hearings in Equity and Trials at Law.
6. An Act for erecting a Workhouſe in the City and County of the City of *Norwich*, for the better Employment and Maintaining the Poor there.
7. An Act for repairing the Highway between a certain Place called *Kilburn Bridge*, in the County of *Middleſex*, and *Sparrows Herne*, in the County of *Hertford*.
8. An Act for making the River *Avon* in the Counties of *Somerſet* and *Glouceſter*, navigable from the City of *Bath* to or near *Hanhams Mills*.
9. An Act for the better Repairing and Amending the Road leading from *Ipſwich* to *Cleydon*, and the Road called the *Pye Road* in the County of *Suffolk*.
10. An Act for the better ſupplying the Town of *Boſton*, in the County of *Lincoln*, with Freſh Water.
11. An Act for compleating a Chapel of Eaſe in the Lower Town of *Deal*, in the County of *Kent*, by a Duty on Water-born Coals to be brought into the ſaid Town.
12. An Act for confirming and rendring more effectual certain Letters Patents of King JAMES the Firſt, for annexing a Canonry, and ſeveral Rectories, to the *Regius* Profeſſor of Divinity in the Univerſity of *Oxford*; and for the *Regius* Profeſſor, and Lady *Margaret*'s Reader of Divinity in the Univerſity of *Cambridge*.
13. An Act for enabling *James Griffin*, Eſq; and *Edward Griffin*, Son and Heir apparent of the ſaid *James Griffin*, to raiſe Money to pay the Debts of the ſaid *James*, and to make a Settlement for the Benefit of themſelves and their Family.
14. An Act to enable the Honourable *Algernoon Grevil*, Eſq; to make a Settlement of his Eſtate in the ſeveral Counties of *York* and *Warwick*, purſuant to Agreements made by him on his Marriage with the Honourable *Mary Somerſet*, his now Wife.
15. An Act for Sale of the Manor of *Hempſted*, and other Land therein mentioned, lying in the Counties of *Kent* and *Suſſex*, the Eſtate of Sir *Robert Guldeford*, Baronet, for the Payment of Debts, and for ſettling the *Camber* Farm, and other Lands in the County of *Suſſex*, to the ſame Uſes as the ſaid Manor of *Hempſted* now ſtands ſettled.
16. An Act for aſcertaining and eſtabliſhing the Glebe Land, Tithes, and other Profits of the Rectory of *Gothurſt* in the County of *Bucks*.
17. An Act for Sale of the Manor of *Dalham*, and other Manors and Hereditaments in the County of *Suffolk*, and elſewhere, late Eſtate of *Simon Patrick*, Clerk, deceaſed, for the ſeveral Purpoſes therein mentioned.
18. An Act for Sale of the Manor of *Agerdeſley*, *alias Agerſley*, and *Marchington*, and ſeveral Lands and Hereditaments in the County of *Stafford*, for Payment of Mortgage Monies charged theron, and other the Debts of the Honourable *Charles Egerton*, Eſq;
19. An Act to enable Truſtees to cut and ſell Timber on the Eſtate late of *Anthony Henley*, Eſq; deceaſed; and for applying the Money thereby ariſing, towards Payment of his younger Childrens Portions, provided by his Marriage Settlement; and alſo for transferring certain Eſtates by the ſame Settlement, now veſted in *Richard Norton*, Eſq; to other Truſtees on the ſame Truſts.
20. An Act for making a perpetual Augmentation to the Vicarage of *Duloe*, in the County of *Cornwall*, out of the Tithes and Profits of the Rectory of *Duloe*.
21. An Act for Sale of Part of the Eſtate late of *Edward Hill*, Eſq; deceaſed, in *Orton* and *Rowell*, in the County of *Northampton*, for the diſcharging ſeveral Incumbrances thereupon, and the Performance of the laſt Will of the ſaid *Edward Hill*, for the ſettling other Lands and Tenements, in *Rowell* aforeſaid, in lieu thereof, to the ſame Uſes.
22. An Act for enabling *Edward Southwell*, Eſq; to grant certain Houſes and Lands in the County of *Glouceſter*, to *Joſhua Franklyn*, of *Briſtol*, Merchant, for a Term of Years, in order to the better Improvement therof, and of other adjacent Lands of the ſaid *Edward Southwell*.
23. An Act to enable *Owen Thomas Bromſall*, Gent. to ſell divers Lands, Tenements, and Hereditaments in the County of *Bedford*, for the Purpoſes therein metioned.
24. An Act for veſting the Eſtate, late of *Bartholomew Vanhomrigh*, Eſq; deceaſed, lying in the Kingdom of *Ireland*, in Truſtees, to be ſold.
25. An Act for ſelling certain Lands, Part of the Manor of *Wrightfield*, *alias Whitefield*, and other Lands in the County of *Glouceſter*, for the Payment of the Debts heretofore of *Mary Fermor*, Widow, deceaſed, and of *John More*, jun. of *Kirtlington*, in the County of *Nottingham*, Eſq; and *Margaret* his Wife.
26. An Act to enable *William Weſtern*, Eſq; an Infant, to make a Settlement of his Eſtate upon his Marriage, notwithſtanding his Infancy.
27. An Act for Sale of the Manors of *North Court* and *Boynton*, in the Pariſh of *Swinfield* in the County of *Kent*, Part of the Eſtate of *Richard Gomeldon*, Eſq; for diſcharging Incumbrances.
28. An Act for confirming to *Agmondiſham Veſey*, Eſq; and his Children, the Benefit intended by an Act paſſed in the firſt Year of her Majeſty's Reign for their Relief, and for diſcharging him and them of the Rents and Profits of their Eſtate incurred before the paſſing of the ſaid Act.
29. An Act to explain an Act made in the ſeventh Year of her Majeſty's Reign, intituled, *An Act to empower the Lord High Treaſurer of* Great Britain, *or Commiſſioners of the Treaſury, to compound with the Sureties of* Samuel Pacey, *deceaſed, late receiver General for the County of* Suffolk, ſo far as it relates to *Joſeph Paſke*, one of the ſaid Sureties.
30. An Act to enable the Lord High Treaſurer, or Commiſſioners of the Treaſury of *Great Britain* for the time being, to compound with the Executor of *Michael Wicks*, Eſq; late Receiver General of the Plantation Duties in the Port of *London*, as the Lord High Treaſurer, or Commiſſioners of the Treaſury of *England*, were, by a former Act of Parliament enabled to do with the ſaid *Michael Wicks* himſelf.
31. An Act to make Free the *Content* Galley, a Running Ship, taken from the *French*, and condemned as Prize.
32. An

32. An Act for making the Ship *Succeſs*, a Free Ship.
33. An Act for repairing the Highway between *Highgate* Gatehouſe, in the County of *Middleſex*, and *Barnet* Blockhouſe, in the County of *Hertford*.
34. An Act for enlarging, amending, and maintaining the Road betwixt *Northfleet*, *Graveſend*, and *Rocheſter*, in the County of *Kent*.
35. An Act for uniting the Pariſh Churches of *Thordon* and *Ingrave* in the County of *Eſſex*.
36. An Act to veſt ſeveral Lands and Tenements in the County of *Warwick*, the Eſtate of *Thomas Viner*, late of *Ethrop* in the ſaid County, deceaſed, Eſq; in Truſtees, and to enable them to ſell Part thereof, for diſcharging ſeveral Debts and Incumbrances thereon, and to raiſe a preſent Proviſion for his Son and Heir, an Infant, and the reſt of his Children.
37. An Act to impower the Paymaſter of the Million Lottery Tickets, to pay to Sir *William Hodges*, Bart. the Money due upon fourteen Tickets in the ſaid Lottery.
38. An Act for the Relief of *George Mathew*, Eſq; againſt a Clauſe in an Act of Parliament paſſed in *Ireland*, whereby ſeveral Fines and Recoveries, and a Settlement of his late Wife's Eſtate are ſet aſide.
39. An Act for Sale of the Eſtate of *William Pierſon*, Eſq; deceaſed, for Payment of an Incumbrance thereupon, and a Debt due from the ſaid *William Pierſon* to her Majeſty, as he was Collector of the Cuſtoms at *Plymouth*.
40. An Act for veſting ſeveral Lands in *Battleſdon*, in the County of *Bedford*, in *John Hillerſdon*, Eſq; and his Heirs, diſcharged of ſeveral Uſes and Eſtates to which they are now limited, and for ſettling other Lands, of greater Value, in the ſame County, to the ſame Uſes.
41. An Act to enable *James* Duke of *Ormond*, and *Charles* Earl of *Arran*, of the Kingdom of *Ireland*, his Brother, to convey to her Majeſty the Regalities, Franchiſes, Liberties, and Juriſdictions in the County of *Tipperary*, in the Kingdom of *Ireland*, in order to their being extinguiſhed in the Crown, and to enable her Majeſty to grant an Equivalent for the ſame.
42. An Act for enlarging the Time for Sale of Part of the Eſtate of the Right Honourable *Richard* Lord *Belew*, of the Kingdom of *Ireland*, veſted in Truſtees by an Act of Parliament lately paſſed in the ſaid Kingdom.
43. An Act for the Relief of Sir *William Douglas*, Lieutenant General of her Majeſty's Forces.
44. An Act for veſting the Inheritance of the Manor of *Court at Week*, and divers other Lands, Tenements and Hereditaments in the County of *Kent*, in Truſtees, to be ſold for Payment of the Debts and Legacies of Sir *Robert Auſten*, Baronet, deceaſed.
45. An Act for confirming a Partition made between *William Pynſent*, Eſq; and *Mary* his Wife, *John Trevillian*, Eſq; and *Elizabeth* his Wife, and the Truſtees, of ſeveral Manors and Lands in the County of *Somerſet*.
46. An Act for Sale of ſome Part of the real Eſtate of *Baptiſt May*, Eſq; deceaſed, for Payment of his Debts, and for other Purpoſes therein mentioned.
47. An Act for Sale of the Eſtate of *Francis Moore*, Eſq; in the County of *Wilts*, for diſcharging an Incumbrance thereon, and providing a Portion for his only Daughter; and for other Purpoſes therein mentioned.
48. An Act for veſting ſeveral Lands in *Netherex*, *Rew*, *Silverton* and *Thorverton*, in the County of *Devon*, in Truſtees, to be ſold for the Purpoſes therein mentioned.
49. An Act for veſting in Truſtees the Real Eſtate of *Barbara*, ſole Daughter and Heir of *John Goring*, late of the City of *Litchfield*, Eſq; and now the Wife of Mr. *Walter Chetwynd*, for the Performance of Articles on her Marriage, notwithſtanding her Minority.
50. An Act for confirming a Leaſe made by *Jeffery Palmer* and *Robert Palmer*, Eſquires, for a further Proviſion for Payment of the Debts of the ſaid *Jeffery Palmer*.
51. An Act to enable the Lord High Treaſurer of *Great Britain*, or Commiſſioners of the Treaſury for the time being, to compound with *George Dixon*, Doctor in Divinity, as he was Surety for his Father, while Receiver General for the County of *Somerſet* and City of *Briſtol*.

PUBLICK ACTS.

12 *Annæ*, *Stat.* 1.

1. AN Act for granting an Aid to her Majeſty, to be raiſed by a Land-Tax in *Great Britain*, for the Service of the Year 1713.
2. An Act for granting to her Majeſty Duties upon Malt, Mum, Cyder and Perry, for the Service of the Year 1713, and for making forth Duplicates of Lottery Tickets loſt, burnt or deſtroyed; and for enlarging the Time for adjuſting Claims in ſeveral Lottery-Acts; and to puniſh the Counterfeiting or Forging of Lottery-Orders; and for explaining a late Act in relation to Stamp-Duties on Cuſtomary Eſtates, which paſs by Deed and Copy.
3. An Act to revive and continue the Act for taking, examining and ſtating the Publick Accounts of the Kingdom; and alſo to continue the Act for appointing Commiſſioners to take, examine and determine the Debts due to the Army, Tranſport-Service, and Sick and Wounded.
4. An Act for making Incloſures of ſome Part of the Common-Grounds, in the *Weſt-Riding* of the County of *York*, for the Endowing poor Vicarages and Chapelries, for the better Support of their Miniſters.
5. An Act to Explain a Clauſe in an Act of the laſt Seſſion of Parliament, intituled, *An Act for the more effectual Preventing fraudulent Conveyances, in order to multiply Votes for electing Knights of Shires to ſerve in Parliament*, as far as the ſame relates to the Aſcertaining the Value of Freeholds of 40 *s. per Annum*.
6. An Act for the better Regulating the Elections of Members to ſerve in Parliament for that Part of *Great Britain* called *Scotland*.
7. An Act for the more effectual Preventing and Puniſhing Robberies that ſhall be committed in Houſes.
8. An Act for raiſing the Militia for the Year 1713, although the Month's Pay formerly advanced be not repaid.
9. An Act for continuing an Act made in the third and fourth Years of the Reign of her preſent Majeſty, intituled, *An Act for encouraging the Importation of Naval Stores from her Majeſty's Plantations in* America; and for encouraging the Importation of Naval Stores from that Part of *Great Britain* called *Scotland*, to that Part of *Great Britain* called *England*.
10. An Act for continuing the Acts therein mentioned, for preventing Theft and Rapine upon the Northern Borders of *England*.
11. An Act to raiſe 1,200,000 *l.* for Publick Uſes, by circulating a further Sum in Exchequer-Bills; and for enabling her Majeſty to raiſe 500,000 *l.* on the Revenues appointed for Uſes of her Civil Government, to be applied for or towards Payment of ſuch Debts and Arrears owing to her Servants, Tradeſmen and others, as are therein mentioned.
12. An Act for the better Regulating the Forces to be continued in her Majeſty's Service; and for the Payment of the ſaid Forces, and of their Quarters.
13. An Act to enable ſuch Officers and Soldiers as have been in her Majeſty's Service during the late War, to exerciſe

exercise Trades, and for Officers to account with their Soldiers.

14. An Act for explaining the Acts for licensing Hackney-Chairs.

15. An Act for making perpetual an Act made in the seventh Year of the Reign of the late King *William*, intituled, *An Act to prevent false and double Returns of Members to serve in Parliament.*

16. An Act for the better Encouragement of the making Sail-Cloth in *Great Britain.*

17. An Act to vest in the Commissioners for building fifty New Churches in and about *London* and *Westminster*, and Suburbs thereof, as much of the Street near the Maypole in the *Strand* in the County of *Middlesex*, as shall be sufficient to build one of the said Churches upon; and for restoring to the Principal and Scholars of *Kings-Hall*, and College of *Brazen-Nose*, in the University of *Oxon*, their Right of Presentation to the Churches and Chapels in *Stepney* Parish.

18. An Act for making perpetual the Act made in the thirteenth and fourteenth Years of the Reign of the late King *Charles* II. intituled, *An Act for the better Relief of the Poor of this Kingdom:* And that Persons bound Apprentices to, or being hired Servants with Persons coming with Certificates, shall not gain Settlements by such Services or Apprenticeships: And for making perpetual the Act made in the sixth Year of her present Majesty's Reign, intituled, *An Act for the Importation of Cochineal from any Ports in* Spain, *during the present War, and six Months longer:* And for reviving a Clause in an Act made in the ninth and tenth Years of the Reign of the late King *William*, intituled, *An Act for settling the Trade to* Africa, for allowing foreign Copper Bars imported, to be exported.

PRIVATE ACTS.

Anno 12 *Annæ*, *Stat.* 1.

1. AN Act for repairing the Highway or Road from the *Stones-End* in the Parish of St. *Leonard Shoreditch* in the County of *Middlesex*, to the furthermost Part of the Northern Road in the Parish of *Endfield* in the same County, next to the Parish of *Cheshunt* in the County of *Hertford.*

2. An Act for confirming several Grants in Fee-Farm made by *Henry* Earl of *Thomond*, by Virtue or since the passing a former Act of Parliament; and for giving some Ease and Relief to the Purchasers under or since the said former Act.

3. An Act for confirming Articles, and vesting the Manor of *Kirby-Underwood* in the County of *Lincoln*, and other Manors, Lands and Hereditaments thereby agreed to be sold, in Trustees, for discharging the Debts of Sir *John Brownlow*, Bart. deceased, and his Daughters Portions, and other Purposes in the said Articles mentioned.

4. An Act for devesting the Crown of the Remainder in Fee-simple of and in the Manor and Advowson of *Staurton* in the County of *Wilts*, and several Lands, Tenements and Hereditaments, to the same Manor belonging, expectant on certain Estates-Tail, and for vesting the same in certain other Persons therein named, to the Intent the same may be barred by proper Methods in Law, for the Purposes therein mentioned.

5. An Act to enable Trustees to sell some Out-parts of the Estate of Sir *Bourchier Wrey*, Bart. in the County of *Devon*, for the Purposes therein mentioned.

6. An Act to enable *William Harvey*, the Elder, Esq; and *William Harvey*, Esq; his Son, to settle a Jointure, and grant a Lease, and for vesting the Inheritance, after a Term of five hundred Years, of Lands in *Suffolk*, in Trustees to be sold for raising Portions for his Daughters.

7. An Act for the Exchange of the Parsonage-House at *Charlton* in *Kent*, and Close thereto adjoining, in Lieu of another House and Lands there.

8. An Act for making the Chapelry of *Stockton* in the County of *Durham*, a distinct Parish.

9. An Act for Naturalizing *Lewis Vanden Enden.*

10. An Act for better enabling *James* Earl of *Salisbury*, and his Trustees, to make Sale of certain Manors, Lands and Hereditaments in the Counties of *Northampton* and *Dorset*, and a Fee-Farm Rent, for the Purposes in the said Act mentioned.

11. An Act for the Sale of the Reversion and Inheritance of the Manor of *Morley* in the County of *York*, together with a Term of 500 Years therein, decreed to be sold for Payment of Debts, and also for exchanging a Fee-Farm Rent of the Coheirs of *William* late Marquess of *Halifax*, issuing out of Part of *Leiffield* Forest in *Rutlandshire*, for a Fee-Farm Rent of *Daniel* Earl of *Nottingham*, issuing out of *Hartingfordbury* in *Hertfordshire*, and for settling the same to such Uses as the said Fee-Farm Rent in *Rutlandshire* was settled.

12. An Act for raising 5000 *l.* Portion out of several Lands in *Middlesex* and *Warwickshire*, charged therewith (being the Estate of the Right Honourable *Gilbert* Earl of *Coventry*) and for paying the same to the Lady *Anne Coventry*, his Daughter, at her Marriage, though the same should be before her Age of eighteen Years.

13. An Act for vesting divers Lands and Hereditaments in the Counties of *Warwick* and *Bedford*, (late the Estate of Sir *Roger Burgoyne*, Bart. deceased) in Trustees, for divers Purposes therein mentioned.

14. An Act for discharging the Manors and Lordships of *Bexwell* and *Tinworth* in the County of *Norfolk*, from the several Uses, Trusts and Estates thereof limited, in and by the Marriage-Settlement of Sir *John Holland*, Bart. with the Lady *Rebecca* his Wife; and for settling divers other Manors, Messuages, Lands, Tenements and Hereditaments of a greater Value, and which lie more convenient in the same County, in Lieu thereof.

15. An Act for enabling *Henry Lee* the Younger, alias *Lee Warner*, to make a Jointure upon his Marriage.

16. An Act for uniting and consolidating the Rectories, Advowsons and Parishes of *Melton* St. *Mary*'s, and *Melton All Saints*, in the Diocese of *Norwich*, in the County of *Norfolk.*

17. An Act to amend several Defects in an Act of Parliament, made in the tenth Year of the Reign of his late Majesty King *William* III. intituled, *An Act to enable* Thomas Byde, *Esq; an Infant, with the Consent of his Guardians and next Relations, to make a Contract for the buying in his Mother's Jointure; and to sell a small Estate in* Great Amwell *in the County of* Hertford; *and likewise for the securing and raising a Portion for* Barbara Byde, *Spinster, Sister of the said* Thomas Byde, *and for other Purposes in the said Act mentioned*, and to enable the said *Thomas Byde* to raise Monies, to make Leases for the Purposes in this present Act mentioned.

18. An Act to enable *William Booth*, Gent. to sell certain Lands and Hereditaments in the County of *Chester*, for Payment of the Debts of his Brother, with whom and for which he stands bound; and for applying the Surplus (if any) of the Money raised for such Purposes, towards Payment of his own proper Debts.

19. An Act to enable the Right Honourable *Charles* Lord *Weston* and Earl of *Arran* in the Kingdom of *Ireland*, to take the Oath of Office, as Master of her Majesty's Ordnance in the Kingdom of *Ireland*, before the Barons of her Majesty's Court of Exchequer at *Westminster*,

and to qualify himself for the legal Enjoyment of the said Office.

20. An Act for enabling Sir *Charles Gresham*, Bart. to raise the Sum of five thousand Pounds, and Interest, and Maintenance, for *Elizabeth* the Daughter of his Brother, Sir *Edward Gresham*, Bart. deceased; and to make Provision for his younger Children.

21. An Act to enable Sir *Edward Leighton*, Bart. to charge his Estate with 4000*l.* (preferable to 6000*l.* already charged thereupon by his Marriage-Settlement) for the Purposes therein mentioned.

22. An Act for Sale of several Lands and Tenements of *John Constable*, Gent. in the Parish of *Ockley* in the County of *Surrey*, for Payment of his Debts, and for settling other Lands in the same County, of a better Value, to the same Uses, in Lieu thereof.

23. An Act to enable *John Harrington*, Esq; and *Dorothy* his Wife, and *Charles Harrington*, Gent. Son and Heir apparent of the said *John Harrington*, to sell the Reversion of several Messuages and Tenements in *Liverpoole*, in the County of *Lancaster*, being the Inheritance of the said *Dorothy*, for Payment of their Debts, and settling an Equivalent upon the said *Dorothy*.

24. An Act to enable *Symes Parry* to change his Name of *Parry* to *Symes*, according to the Will of *John Symes*, Esq; deceased.

25. An Act to Naturalize *Simon Descury*, *Peter Ribot*, *Peter Laffite*, and others.

PUBLICK ACTS.

Anno 12 *Annæ*, *Stat.* 2.

1. AN Act for granting an Aid to her Majesty, to be raised by a Land-Tax in *Great Britain*, for the Service of the Year 1714.

2. An Act for allowing a Drawback upon the Exportation of Salt to be made Use of for the Curing of Fish taken at *North-Seas*, or at *Isleland*.

3. An Act for charging and continuing the Duties upon Malt, Mum, Cyder and Perry, for the Service of the Year 1714. and for the Encouragement of the distilling Brandy from malted Corn and Cyder; and for making forth Duplicates of Exchequer-Bills, and Lottery-Tickets, lost, burnt, or destroyed; and to enable the Governor and Company of the Bank of *England*, and others, to lend Money upon *South-Sea* Stock.

4. An Act for the better regulating the Forces to be continued in her Majesty's Service, and for the Payment of the said Forces, and of their Quarters.

5. An Act for taking away the new Additional Duty of 30*l. per Cent. ad Valorem*, imposed upon all Books and Prints imported into *Great Britain*, by an Act made in the tenth Year of the Reign of her present Majesty Queen *Anne*.

6. An Act for taking away Mortuaries within the Dioceses of *Bangor*, *Landaff*, St. *David's* and St. *Asaph's*, and giving a Recompence therefore to the Bishops of the said respective Dioceses; and for confirming several Letters Patents granted by her Majesty for perpetually annexing a Prebend of *Glocester* to the Mastership of *Pembroke* College in *Oxford*; and a Prebend of *Rochester* to the Provostship of *Oriel* College in *Oxford*; and a Prebend of *Norwich* to the Mastership of *Catharine-Hall* in *Cambridge*.

7. An Act to prevent the Growth of Schism, and for the further Security of the Churches of *England* and *Ireland*, as by Law established.

8. An Act for encouraging the Tobacco-Trade.

9. An Act for laying additional Duties on Soap and Paper, and upon certain Linens, Silks, Callicoes and Stuffs, and upon Starch and exported Coals, and upon Stamp'd Vellum, Parchment and Paper, and for raising 1,400,000 *l.* by way of a Lottery for her Majesty's Supply; and for Allowances on exporting made Wares of Leather, Sheep-Skins, and Lamb-Skins; and for Distribution of 4000*l.* due to the Officers and Seamen for Gun-Money; and to adjust the Property of Tickets in former Lotteries; and touching certain Shares of Stock in the Capital of the *South-Sea* Company; and for appropriating the Monies granted to her Majesty.

10. An Act for raising the Militia for the Year 1714, although the Month's Pay formerly advanced be not repaid; and for rectifying a Mistake in an Act passed in this present Session of Parliament, intituled, *An Act for the regulating the Forces to be continued in her Majesty's Service, and for Payment of the said Forces and their Quarters.*

11. An Act to prevent the Listing her Majesty's Subjects to serve as Soldiers, without her Majesty's Licence.

12. An Act for the better Maintenance of the Curates within the Church of *England*, and for preventing any ecclesiastical Persons from buying the next Avoidance of any Church-Preferment.

13. An Act to discharge and acquit the Commissioners of Equivalent for the Sum of three hundred eighty-one thousand five hundred and nine Pounds fifteen Shillings ten Pence Half-penny, by them duly issued out of the Sum of three hundred ninety-eight thousand eighty-five Pounds ten Shillings, which they received.

14. An Act for rendring more effectual an Act made in the third Year of the Reign of King *James* I. intituled, *An Act to prevent and avoid Dangers which may grow by Popish Recusants*; and also one other Act made in the first Year of the Reign of their late Majesties King *William* and Queen *Mary*, intituled, *An Act to vest in the two Universities the Presentations of Benefices belonging to Papists*; and for vesting in the Lords of Justiciary Power to inflict the same Punishments against Jesuits, Priests, and other trafficking Papists, which the Privy Council of *Scotland* was impowered to do by an Act passed in the Parliament of *Scotland*, intituled, *An Act for preventing the Growth of Popery.*

15. An Act for providing a publick Reward for such Person or Persons as shall discover the Longitude at Sea.

16. An Act to reduce the Rate of Interest, without any Prejudice to Parliamentary Securities.

17. An Act for the speedy and effectual preserving the Navigation of the River of *Thames*, by stopping the Breach in the Levels of *Havering* and *Dagenham* in the County of *Essex*; and for ascertaining the Coal-Measure.

18. An Act for the preserving all Ships and Goods thereof, which shall happen to be forced on Shore, or stranded upon the Coasts of this Kingdom, or any other of her Majesty's Dominions.

19. An Act to explain a Clause in an Act of Parliament of the tenth Year of her Majesty's Reign, for laying several Duties upon all Soap and Paper made in *Great Britain*, or imported into the same; and upon chequered and striped Linens imported and upon certain Silks, Callicoes, Linens and Stuffs, printed, painted or stained; and upon several Kinds of stampt Vellum, Parchment and Paper; and upon certain printed Pamphlets and Advertisements, for raising the Sum of 1,800,000 *l.* by way of a Lottery, and for other Purposes in the said Act mentioned; so far as the said Act relates to Lawns, Canvas, Buckrams, Barras, and *Silesia* Neckcloths.

20. An Act to explain and make more effectual an Act passed in the tenth Year of her Majesty's Reign, for preventing Abuses in making Linen Cloth, and regulating the

the Lengths and Breadths, and equal Sorting of Yarn in each Piece made in *Scotland*, and for whitening the ſame.

21. An Act to explain Part of an Act made in the ſeventh Year of her Majeſty's Reign, (for enlarging the Capital Stock of the Bank of *England*, and for raiſing a further Supply to her Majeſty, for the Service of the Year 1709.) ſo far as the ſame relates to unwrought Incle, imported into this Kingdom.

22. An Act to continue an Act of the ſixth Year of her Majeſty's Reign, intituled, *An Act to enable her Majeſty to make Leaſes and Copies of Offices, Lands, and Hereditaments, Parcel of her Dutchy of* Cornwall, *or annexed to the ſame.*

23. An Act for reducing the Laws relating to Rogues, Vagabonds, Sturdy Beggars and Vagrants, into one Act of Parliament; and for the more effectual puniſhing ſuch Rogues, Vagabonds, Sturdy Beggars and Vagrants, and ſending them whither they ought to be ſent.

PRIVATE ACTS.

Anno 12 *Annæ*, *Stat.* 2.

1. AN Act for the building a new Church or Chapel of Eaſe in *Great Yarmouth* in the County of *Norfolk*, by a Duty or Impoſition on all Coals, Culm and Cinders, to be landed there.

2. An Act for the repairing the Highways between *Shepherd's Shord* and *Horſley Upright Gate*, leading down *Bagdon-Hill* in the County of *Wilts*, and other ruinous Parts of Highways thereunto adjacent.

3. An Act for repairing the Highway or Road from the City of *Worceſter*, to the Borough of *Droitwich* in the County of *Worceſter*.

4. An Act for repairing the Highways between the *Bear Inn* in *Reading*, in the County of *Berks*, and a certain Place called *Burnt-Field* in the ſaid County.

5. An Act for Sale of Part of the Eſtate of *Joſeph Oliver*, Gent. lying in the County of *Devon*, and City of *Exon*, for Payment of his Debts, and for making Proviſion for Maintenance and Education of his Daughter.

6. An Act for making more effectual an Act paſſed in the ninth Year of her preſent Majeſty's Reign, intituled, *An Act for repairing the Highways between* Dunſtable *and* Hockley *in the County of* Bedford.

7. An Act for making the River *Nine* or *Nen*, running from *Northampton* to *Peterborough*, navigable.

8. An Act for veſting the Leaſe of the Rectory of *Cheſterfield* in the County of *Derby*, in Truſtees, to be ſold for the Payment of the Debts of *George Smith*, Eſq; deceaſed, and for making Proviſion for his Daughter.

9. An Act for the Sale of the Manor and Barton of *Widdicombe*, in the County of *Devon*, compriſed in the Marriage-Settlement of *Walter Hele*, Gent. and *Philippe* his Wife, and for raiſing and ſecuring the Sum of 1500*l.* for the Benefit of the Children of the ſaid *Walter* and *Philippe*.

10. An Act for upholding and repairing the Bridges and Highways in the County of *Edinburgh*.

11. An Act for Sale of the Eſtate of *John Tregagle*, Eſq; deceaſed, lying in the Counties of *Devon* and *Cornwall*, for Payment of Debts, and making Proviſion for his Children.

12. An Act to make Partition of the Manor of *Cottingham*, alias *Cottingham-Sarum*, in the County of *York*, between *Richard Wynne*, Eſq; and *Sarah* his Wife, and *John Barrington*, Eſq;

13. An Act for Naturalizing *Chriſtian William Kirchoff*.

14. An Act for repairing and amending the Highways between the Town or Village of *Tittenſor*, and the moſt Northern Part of *Talk on the Hill* in *But-Lane* in the County of *Stafford*.

15. An Act for making more effectual an Act paſſed in the 7th and 8th Years of the Reign of his late Majeſty K. *William* III. intituled, *An Act for erecting of Hoſpitals and Workhouſes in the City of* Briſtol, *and for the better employing and maintaining the Poor thereof.*

16. An Act for the more effectual Amending the Highways leading from *Royſton* in the County of *Hertford*, to *Wanſford-Bridge* in the County of *Huntingdon*.

17. An Act for parting and incloſing two great open Common Fields, and a large open Greenſward Common Down, lying and being in the Manor and Pariſh of *Thormarton*, alias *Farmington*, in the County of *Glouceſter*, and for other Purpoſes therein mentioned.

18. An Act for the Rendring valid and effectual two ſeveral Indentures of Demiſe and Mortgage, executed by *Scroop*, late Lord Viſcount *How*, in the Kingdom of *Ireland*, deceaſed, by Virtue of a former Act of Parliament, made for enabling him thereunto, notwithſtanding ſome Defects therein.

19. An Act for the Sale of ſome Out-parts of the Eſtate of *Simon Scroope*, Eſq; in the Counties of *York* and *Nottingham*, for Payment of his Debts, and for other Purpoſes therein mentioned.

20. An Act for the Sale of certain Meſſuages, Lands, Tenements and Hereditaments, contained in the Marriage-Settlement of *Francis Cherry*, Gent. deceaſed, and *Elizabeth* his Wife, and for the converting the ſame into ready Money for the Benefit of his Wife and Children; and for the Sale of divers other Manors, Meſſuages, Lands, Tenements and Hereditaments, for the Payment of the Debts of the ſaid *Francis Cherry*, and of the Debts of *William Cherry*, Eſq; deceaſed, and other Purpoſes in the ſaid Act mentioned.

21. An Act for Naturalizing *Samuel Du Pree*.

22. An Act to enable the Right Honourable *Rachel* Lady *Kingſton*, an Infant, to make a Leaſe of Part of her Jointure, notwithſtanding her Infancy.

23. An Act to enable the Right Honourable *Richard* Earl of *Bellamont*, to ſell certain Lands in *Ireland*, for raiſing Money to purchaſe the Jointure of *Lucy Anne* Counteſs Dowager of *Bellamont*, and for paying her Daughter's Portion.

24. An Act for confirming a Settlement made on the Marriage of the now Lord Viſcount *Maſſereen*; and for better ſecuring the Jointure of his Lady, and of *Rachel* Viſcounteſs Dowager *Maſſereen*; and for veſting in Truſtees certain Lands and Tithes in *Ireland*, to be ſold for the Purpoſes therein mentioned.

25. An Act for veſting in *Frederick Hamilton*, Eſq; certain Lands and Hereditaments in the Kingdom of *Ireland*, purchaſed by him of the Executors of *Joſeph Ivie*, Eſq; deceaſed, and for other Purpoſes therein mentioned.

26. An Act to enable Sir *Thomas Pendergaſt*, Bart. an Infant, to ſell Part of his Eſtate lying in the County of *Waterford* in the Kingdom of *Ireland*, for the Payment of his Father's Debts, and other Purpoſes therein mentioned.

27. An Act to impower the Lord High Treaſurer of *Great Britain*, or Commiſſioners of the Treaſury for the Time being, to compound with *Thomas Edwin* of *London*, Merchant, for ſuch Debts as he ſtands bound for, as Surety for *Thomas Coleman*, Tobacco-Merchant.

28. An Act to impower the Lord High Treaſurer of *Great Britain*, or the Commiſſioners of the Treaſury for the Time being, to compound with *Robert Wiſe* and his Sureties, for ſuch Debts as he owes to her Majeſty, or ſtands bound for as Surety for Cuſtoms of Tobacco.

29 An

The TITLES of the STATUTES.

29. An Act for diſſolving the Marriage of *Francis Loggin* with *Sarah Gardner*, and to enable him to marry again.
30. An Act to enable *Ambroſe Brown*, Eſq; and others, to make Sale of the Manor of *Bayham* in the Counties of *Suſſex* and *Kent*, and to ſettle other Lands and Tenements in the County of *Surrey*, to the ſame Uſes as the ſaid Manor of *Bayham* now ſtands ſettled.
31. An Act for veſting Part of the Eſtate of *William Brown*, an Infant, lying in the Pariſhes of *Bridgwater*, *Northpetherton* and *Weſton-Zoyland* in the County of *Somerſet*, in Truſtees, to be ſold for Payment of a Mortgage, and other Debts and Legacies.
32. An Act for Sale of Part of the Eſtate late of *Brereton Bourchier*, Eſq; deceaſed, for Payment of Debts, and other Purpoſes therein mentioned.
33. An Act for making effectual an Agreement made by the Commiſſioners for building fifty New Churches with *John Walker*, Eſq; for Ground in the *Strand* to build one of the new Churches upon.
34. An Act for Naturalizing *James Eymer* and others.
35. An Act for Naturalizing *Daniel Burr*.

THE

THE

STATUTES at Large, &c.

Anno Regni GULIELMI III. decimo.

'AT the Parliament begun at *Weſtminſter* the four and twentieth Day of *Auguſt*, *Anno Dom.* 1698. in the Tenth Year of the Reign of our Sovereign Lord *WILLIAM* the Third, by the Grace of God, of *England*, *Scotland*, *France*, and *Ireland*, King, Defender of the Faith, &c. And from thence continued by ſeveral Prorogations to the Sixth Day of *December* 1698, being the firſt Seſſion of this preſent Parliament.'

CAP. I.

An Act for Granting an Aid to his Majeſty, for diſbanding the Army and other neceſſary Occaſions.

BE it enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons in this preſent Parliament aſſembled, and by the Authority of the ſame, That the Army and all the reſpective Regiments, Troops, Companies, Officers and Soldiers of the ſaid Army, within the Kingdom of *England*, Dominion of *Wales*, and Town of *Berwick* upon *Tweed*, ſhall, on or before the ſix and twentieth Day of *March* one thouſand ſix hundred ninety-nine, be diſbanded, except ſuch Regiments, Troops and Companies conſiſting only of his Majeſty's natural born Subjects, not exceeding ſeven thouſand Perſons, Commiſſion and Non-commiſſion Officers included, as before the firſt Day of *March* one thouſand ſix hundred ninety-eight, ſhall be particularly expreſſed in and by his Majeſties Royal Proclamation under the Great Seal of *England*, in which Proclamation the particular Number only of each Regiment, Troop and Company ſhall be expreſſed.

☞ *Note*; this *Act in the later Editions is ſaid to be expired*; *but Whether in Part it is not ſtill in Force?*

And be it further enacted and declared, That immediately from and after the ſaid ſix and twentieth Day of *March* one thouſand ſix hundred ninety-nine, the ſaid Army, Regiments, Troops and Companies (except as before is excepted) is and are hereby actually diſbanded.

And be it further enacted by the Authority aforeſaid, That immediately from and after the ſaid ſix and twentieth Day of *March* one thouſand ſix hundred ninety-nine, all the Regiments, Troops and Companies, Officers and Soldiers, within the Kingdom of *Ireland*, not being his Majeſty's natural born Subjects, be and are hereby enacted and declared to be actually diſbanded.

And be it further enacted, That all other the Army, Regiments, Troops, Companies, Officers and Soldiers, within the ſaid Kingdom of *Ireland*, ſhall, on or before the firſt Day of *May*, one thouſand ſix hundred ninety-nine, be diſbanded, except ſuch Regiments, Troops and Companies conſiſting only of his Majeſty's natural born Subjects, not exceeding twelve thouſand Perſons, Commiſſion and Non-commiſſion Officers included, as before the tenth Day of *April* one thouſand ſix hundred ninety-nine, ſhall be particularly expreſſed in and by his Majeſties Royal Proclamation under the Great Seal of *Ireland*, in which Proclamation the particular Number only of each Regiment, Troop and Company ſhall be expreſſed.

And be it further enacted and declared, That immediately from and after the ſaid firſt Day of *May* one thouſand ſix hundred ninety-nine, the ſaid Army, Regiments, Troops and Companies in *Ireland* (except as before is excepted) is and are hereby actually diſbanded.

And be it further enacted and declared, That all ſuch Forces within the ſaid Kingdom of *Ireland*, not hereby directed to be diſbanded, which ſhall be maintained within that Kingdom, ſhall be maintained at the ſole Charge of the ſaid Kingdom of *Ireland*.

And be it further enacted, That all and every Commiſſion-officer and Officers who ſhall exerciſe any Power or Authority over the Soldiers in their reſpective Regiments, Troops or Companies after ſuch Officer or Officers ſhall be diſbanded, and every Perſon or Perſons that ſhall wittingly and willingly Adviſe, Frame, Contrive, Counterſign or put in Execution any Proclamation, Commiſſion, Act, Order or Command whatſoever, for continuing together any of the ſaid Regiments, Troops or Companies, or Parts of Regiments, Troops or Companies after they ſhall be diſbanded as aforeſaid, he or they ſo offending ſhall incur and ſuſtain the Pains, Penalties and Forfeitures limited, ordained and provided in and by the Statute of Proviſion and *Præmunire* made in the ſixteenth Year of King *Richard* the Second; and being thereof lawfully convicted, ſhall from thenceforth be diſabled, during his Life, to ſue or implead any Perſon in any Action Real or Perſonal in his own Right, or to make any Gift, Grant, Conveyance or other Diſpoſition of any his Lands, Tenements, Goods or Chattels which he hath to his own Uſe, either by Act executed in his Life-time, or by his laſt Will or otherwiſe, or to take any Gift, Conveyance or Legacy to his own Uſe: And none of the ſaid Soldiers or Non-commiſſioned Officers diſbanded, as aforeſaid, ſhall, after the Space of two Days after ſuch diſbanding, continue together above ten in a Company.

And for the Payment of the ſeveral Regiments, Troops and Companies in *England*, hereby declared and appointed to be diſbanded, and for ſupplying other neceſſary Occaſions of the Kingdom, and alſo for the Payment of the Arrears due to the Forces in *Ireland*, hereby appointed to be diſbanded, during their Continuance upon the *Engliſh* Eſtabliſhment: Be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for any Perſon or Perſons, Natives or Foreigners, Bodies Politick or Corporate, to advance and lend to his Majeſty, at the Receipt of his Majeſty's Exchequer, any Sum or Sums of Money, not exceeding the Sum of eight hundred thouſand Pounds; which Sum and Sums ſo to be advanced and lent, ſhall and may be charged upon the Credit of his Majeſty's Exchequer in general, and Tallies of Loan, and Orders for Repayment of the ſame ſhall be levied accordingly; of which ſaid Sum of eight hundred thouſand Pounds, ſo much ſhall in the firſt Place be applied for the paying off and diſbanding the Regiments, Troops and Companies within this Kingdom, hereby enacted to be diſbanded, as ſhall be ſufficient for that Service, and the Overplus ſhall be afterwards applied for other neceſſary Occaſions of the Kingdom; and all and every Sum and Sums of Money, ſo to be advanced and lent, not exceeding the ſame Sum of eight hundred thouſand Pounds, together with Intereſt for the ſame, not exceeding the Rate of ſeven Pounds *per Centum per Annum*, to be paid every three Months, until Satisfaction of the Principal, ſhall be payable, and be paid or ſatisfied in courſe, according to the Days or Times of lending the ſame, unto the reſpective Lender or Lenders of the ſame, his, her, or their Executors, Adminiſtrators, Succeſſors or Aſſigns, out of the firſt Aids or Supplies granted or to be granted to his Majeſty, in this preſent Seſſion of Parliament; and ſhall immediately be transferred unto ſuch Aid or Supply; any thing in this preſent Act, or any other Act or Acts of Parliament contained to the contrary notwithſtanding.

Provided always, and be it enacted by the Authority aforeſaid, That no Alien, who hath been, or at any time ſhall be naturalized within the Kingdom of *Ireland*, by Virtue of any Act of Parliament made or to be made within that Kingdom, or by reaſon of any Act or Thing done or to be done in purſuance thereof, ſhall be adjudged or reputed to be his Majeſty's natural born Subject, within the Meaning of this Act; nor ſhall any ſuch Perſon ſo naturalized, or to be naturalized, be capable of being continued within any Regiment, Troop or Company, which ſhall be excepted by either of his Majeſty's ſaid Proclamations.

Provided always, and be it enacted by the Authority aforeſaid, That in caſe any Regiments, Troops or Companies, or Parts of Regiments, Troops or Companies, which are to be diſbanded, or diſcharged from his Majeſty's Service, by Virtue of this Act, ſhall be embarked, or ready to be embarked, to be tranſported beyond the Seas, and ſhall be hindred by contrary Winds or Weather, beyond the ſaid ſix and twentieth Day of *March*, no Perſon or Perſons ſhall incur the ſaid Pains and Penalties by this Act ordained, for ſuch their Continuance together during ſuch Hindrance, as aforeſaid; any Thing herein to the contrary notwithſtanding.

CAP. II.

An Act to prevent the making or ſelling Buttons made of Cloth, Serge, Drugget, or other Stuffs.

4 & 5 *W. & M.* c. 10.

'WHEREAS the Maintenance and Subſiſtence of many Thouſands of Men, Women and Children, within this Kingdom, depends upon the making of Silk, Mohair, Gimp, and Thread Buttons with the Needle, and great Numbers of Throwſters, Twiſters, Spinners, Winders, Dyers and others, are employed in preparing the Materials of which ſuch Buttons are made: And whereas the Silk and Mohair, wherewith the ſaid Buttons are made, is purchaſed in *Turkey*, and other foreign Parts, in Exchange for our Woollen Manufacture, to the great Conſumption and Encouragement thereof: And whereas the making of ſuch Needle-wrought Buttons hath of late been much leſſened and diſcouraged by the making and wearing of Buttons made of the Shreds of Cloth, Serge, Drugget, Frize, Camlet, and other Stuffs and Materials of which Clothes are uſually made, and alſo by Buttons made of Wood only, and turned in Imitation of other Buttons; to the great Impoveriſhment of all thoſe whoſe Livelihood depended upon the making the ſaid Needle-wrought Buttons, and preparing the Materials thereof; and to the great Prejudice of the Woollen Manufacture, wherewith ſuch Materials are purchaſed as aforeſaid; by which Means great Numbers of the ſaid poor People are become burdenſome to their reſpective Pariſhes:' For Remedy whereof be it enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the Tenth Day of *February* one thouſand ſix hundred ninety and eight, no Perſon or Perſons whatſoever, within the Kingdom of *England*, Dominion of *Wales*, and Town of *Berwick* upon *Tweed*, ſhall make, ſell, or ſet on, or cauſe to be made, ſold, or ſet on any Clothes or wearing Garments whatſoever, any Buttons made of Cloth, Serge, Drugget, Frize, Camlet, or any other Stuffs of which Clothes and wearing Garments are uſually made, or any Buttons made of Wood only, and turned in Imitation of other Buttons, upon Forfeiture of the Sum of Forty Shillings for every Dozen of ſuch Buttons ſo made, ſold or ſet on, or cauſed to be made, ſold or ſet on as aforeſaid, and in like Proportion for any leſſer Quantity; one Moiety thereof to be to the Uſe of his Majeſty, his Heirs and Succeſſors, and the other Moiety thereof to him, her or them that ſhall ſue for the ſame, by Action of Debt, Bill, Plaint or Information, in any of his Majeſty's Courts of Record, wherein no Eſſoin, Protection or Wager of Law, or more than one Imparlance ſhall be allowed.

No Buttons to be ſold, or made, of Cloth, Serge, &c. or of Wood. Penalty.

'The Penalty made 5l. by 8 Annæ, c. 6. and 40s. laid on the Wearer by 7 Geo. 1. Stat. 1. c. 12. §. 1. 2 Salk. 612.' 2 *Ld. Raym.* 1276.

See 4 *Geo.* 1. c. 7.

CAP. III.

EXP. An Act to prohibit the Exportation of any Corn, Malt, Meal, Flour, Bread, Biſcuit or Starch for one Year, from the Tenth Day of *February* one thouſand ſix hundred ninety eight.

Anno Regni GULIELMI III. decimo & undecimo.

CAP. IV.

An Act to prohibit the exceſſive diſtilling of Spirits and Low Wines from Corn, and againſt the exporting of Beer and Ale, and to prevent Frauds in Diſtillers.

'WHEREAS it is found by Experience, that the drawing, diſtilling and making of Brandies or 'Spirits from Malt is one Cauſe of the preſent Dearneſs of Corn, eſpecially of Barley, in this 'Realm, and by Reaſon of the great Scarcity of Corn in Foreign Parts, and the Reſtraints which are or 'may be made there of diſtilling Spirits from Corn, great Demands are and may be made of Spirits drawn 'from malted Corn in this Kingdom, to ſupply the Occaſions of thoſe Foreign Parts, which muſt needs 'tend to a further enhancing of the Price of Corn here, and prove a great Grievance to many of his Ma-'jeſty's good Subjects, if a ſpeedy Remedy be not provided:' Be it therefore enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That no Perſon or Perſons whatſoever, from and after the laſt Day of *January* in the Year of our Lord one thouſand ſix hundred ninety-eight, and before the Firſt Day of *February* which ſhall be in the Year of our Lord one thouſand ſix hundred ninety-nine, ſhall directly or indirectly draw, diſtill or make, or cauſe or procure to be drawn, diſtilled or made within the Kingdom of *England*, Dominion of *Wales*, and Town of *Berwick* upon *Tweed*, any Brandy, *Aqua Vitæ*, Spirits, or Low Wines whatſoever, other than ſuch Quantities as are allowed by this Act, and under ſuch Reſtrictions, and in ſuch Manner and Form as are herein preſcribed, from any Malt, Corn or Grain, or from any Waſh or Liquors, produced or to be produced from any Malt, Corn or Grain whatſoever, under the Penalties and Forfeitures herein after mentioned (that is to ſay) that all the Brandy, *Aqua Vitæ*, Spirits and Low Wines, ſo made or drawn, ſhall be forfeited, and that every Offender and Offenders therein ſhall forfeit and pay the Sum of ten Shillings for every Gallon of Brandy, *Aqua Vitæ*, Spirits, or Low Wines, which ſhall be drawn, diſtilled, or made, contrary to this Act, and moreover, that all the Stills, Backs, Caſks, and other Utenſils and Veſſels employed in the diſtilling, drawing, making or keeping the ſame, or any Part thereof, ſhall be forfeited; the Moiety of all which Penalties and Forfeitures ſhall be to the King's Majeſty, his Heirs and Succeſſors, and the other Moiety to him or them that ſhall diſcover, inform or ſue for the ſame; and the ſaid Penalties and Forfeitures ſhall and may be recovered in the ſame Manner, and by the ſame Means, as any Penalties and Forfeitures by any of the Laws and Statutes for the Exciſe now in Force, for any Offence or Offences againſt the ſame, are or may be recovered: And that all Servants and others, who ſhall be wittingly or willingly aiding or aſſiſting in the making of the ſaid Spirits or Low Wines contrary to this Act, and being thereof duly convicted in any of his Majeſty's Courts of Record at *Weſtminſter*, or at the General Quarter-Seſſions of the County, City, Riding, or Place, where ſuch Offence ſhall be committed, or where ſuch Perſon or Perſons ſhall be apprehended or arreſted for ſuch Offence, ſhall ſuffer Impriſonment by the Space of ſix Months without Bail or Mainprize.

Penalty on diſtilling greater Quantities of Brandy, &c. than are allowed by this Act.

II. Provided always, That it ſhall and may be lawful for any Perſon or Perſons drawing Spirits, Brandy, or Low Wines from any Foreign Materials, or any *Engliſh* Materials, other than ſuch as are prohibited by this Act, to make uſe of a reaſonable Quantity of Yeaſt for the Fermentation of their Waſh, in order to the diſtilling of the ſame; any Thing in this or any other Act to the contrary notwithſtanding.

Yeaſt may be uſed for Fermentation of Waſh.

'III. And whereas it is found by Experience, That his Majeſty hath been very much defrauded of his 'Duties upon Low Wines and Spirits by many Diſtillers and other Perſons, who keep or ſet up private 'and concealed Warehouſes, Storehouſes, Cellars or other Places, or private or concealed Stills, Backs 'or other Veſſels for the making, preparing or keeping Waſh, Low Wines, Spirits or other Materials 'fit for Diſtillation, and by private Pipes and Stop-cocks, and other private Conveyances, have Commu-'nication between their private and publick Backs and other Veſſels, by which they do privately convey 'their Waſh or other Liquors fit for Diſtillation from one Back or other Veſſel to another, by Means 'whereof the Officers cannot take and keep a true and diſtinct Account of ſuch Waſh and other Liquors 'fit for Diſtillation, nor of the Low Wines and Spirits made or drawn from the ſame: And whereas the 'Gaugers and Officers of Exciſe are not ſufficiently impowered by Law, upon Suſpicion or Knowledge 'of ſuch Frauds, to enter the Houſes or Places where the ſame are practiſed without Conſent of the Poſ-'ſeſſors thereof, or upon Entry and Diſcovery of ſuch Frauds, cannot find out or diſcover the Perſon or 'Perſons concerned therein, by Reaſon that the true Owner or Owners, of ſuch Warehouſes, Store-'houſes, Cellars or other Places, Stills, Backs or other Veſſels, Spirits, Low Wines, Waſh or other 'Materials fit for Diſtillation, will not appear or claim any Intereſt therein, but frequently diſown the 'ſame;' Be it therefore enacted by the Authority aforeſaid, That every Diſtiller having and keeping any private Pipe or Stop-cock, or other private Conveyance, by which any Waſh or other Liquors fit for Diſtillation may be conveyed from one Back or Veſſel to another, or from any ſuch Back or other Veſſel to their Still or Stills, or into any other Place, ſhall, before the Eight and twentieth Day of *February* one thouſand ſix hundred ninety-eight, take up or demoliſh every ſuch Pipe, Stop-cock, or other private Conveyance, and ſhall alſo ſtop up every Hole in every ſuch Back or Waſhbatch, by which any Waſh or other Liquors fit for Diſtillation may be conveyed into or out of ſuch Back or Waſhbatch, or any of them, and that no Diſtiller, from and after the ſaid Eight and twentieth Day of *February*, ſhall have or keep

Private Pipe Stop-cock, &c. to be taken up.

keep any private Pipe, Stop-cock, or other private Conveyance, by which any Waſh or other Liquors fit for Diſtillation, may be conveyed from one Back or other Veſſel to another, or from any ſuch Back or other Veſſel to his or her Still or Stills, or into any other Place, nor ſhall have or keep any Hole in any ſuch Back or Waſhbatch, by which any Waſh, or any other Liquors fit for Diſtillation, may be conveyed into or out of ſuch Back or Waſhbatch, or any of them: On Pain to forfeit for every ſuch Pipe, Stop-cock, Conveyance and Hole, the Sum of one hundred Pounds.

Penalty on Diſtiller.

Exciſe Officers may ſearch for ſuch Pipes, &c.

IV. And for the better diſcovering of all ſuch Pipes, Stop-cocks, and other private Conveyances aforeſaid, be it further enacted, That from and after the ſaid Eight and twentieth Day of *February*, it ſhall and may be lawful to and for the Gaugers and Officers of Exciſe, or any of them, in the Day-time, and in the Preſence of a Conſtable, or other lawful Officer for the Peace (who are hereby required to be aiding and aſſiſting therein) on Requeſt firſt made and Cauſe declared, to break up the Ground in any Diſtilling-houſe, or the Ground near adjoining, or any Wall, Partition, or other Place, to ſearch for any ſuch Pipe, Stop-cock, or any other private Conveyance; and upon finding ſuch Pipe or other Conveyance, to break up the Ground, Houſe, Wall or other Partition or Place, through or into which any ſuch Pipe or other Conveyance ſhall lead, and to break up or cut any ſuch Pipe or other Conveyance, and to turn any Cock or Cocks, to try and examine whether ſuch Pipe or other Conveyance, may or can convey any Waſh or other Liquors fit for Diſtillation, out of one Back or Veſſel into another, or from any ſuch Back or Veſſel into any Still or Stills, or into any other Place.

and break up the ſame.

In caſe no Pipe be found, Officer to make Satisfaction to Owner.

V. Provided always, That in caſe upon ſuch Search, no ſuch Pipe or other private Conveyance ſhall be found, ſuch Gaugers and Officers of Exciſe ſhall make good the Ground, Wall, Houſe, or other Place ſo broken up, as aforeſaid, or make reaſonable Satisfaction to the Owner or Owners thereof, to be adjudged by Two of the next Juſtices of the Peace, whereof one to be of the *Quorum*; or the Party injured ſhall be at Liberty to bring his Action for the Damages by him ſuſtained; and what ſhall be adjudged by the ſaid Juſtices, or recovered upon ſuch Action, ſhall be paid out of his Majeſty's Revenue of Exciſe, by the Commiſſioners thereof for the Time being: And if any Diſtiller, or any other Perſon or Perſons whatſoever, ſhall oppoſe, obſtruct, or hinder any ſuch Gauger or Officer in the due Execution of the Powers hereby given and granted, every ſuch Diſtiller, and other Perſon ſhall forfeit and loſe, for every ſuch Offence, the Sum of one hundred Pounds.

Penalty on Diſtiller obſtructing Officer.

Diſtiller may uſe Pipes above Ground.

VI. Provided nevertheleſs and it is hereby declared, That it ſhall and may be lawful to and for any Diſtiller to keep and make uſe of any Pipe, Stop-cock, or other Conveyance above Ground, which are publick, and in open View, from one End thereof to the other, for the letting his Waſh out of his publick Coolers into his publick Backs or Waſh-batches, and for conveying his Waſh or Worts out of ſuch publick Back or Waſhbatch into his publick Stills; any Thing in this Act, or any other Law or Statute to the contrary in any wiſe notwithſtanding.

Officer ſuſpecting private Still, &c.

VII. And be it further enacted by the Authority aforeſaid, That in caſe the Gaugers or Officers of Exciſe, or any of them, ſhall know, or have cauſe to ſuſpect any ſuch private or concealed Still, Back, or other Veſſel, Spirits, Low Wines, Waſh, or other Materials preparing for Diſtillation, to be ſet up or kept in any Houſe or Place, and ſhall make Affidavit before one or more Juſtice or Juſtices of the Peace for the County or Place where he ſhall ſo know or ſuſpect ſuch private or concealed Still, Back, or other Veſſel, Spirits, Low Wines, or Materials preparing for Diſtillation, are or ſhall be ſo ſet up or kept, and ſhall in ſuch Affidavit declare the Grounds of ſuch his Knowledge or Suſpicion, then and in ſuch Caſe, it ſhall and may be lawful for ſuch Officer or Officers, in the Day-time, and in the Preſence of a Conſtable, or other lawful Officer of the Peace (who are hereby required to be aiding and aſſiſting therein) by Warrant from ſuch Juſtice or Juſtices of the Peace before whom ſuch Affidavit ſhall be made, to be directed to ſuch Officer or Officers of Exciſe (which Warrant the ſaid Juſtice or Juſtices of the Peace are hereby authorized and required to grant) to break open the Door, or any Part of ſuch Houſe or Place, where he or they ſhall ſo know or ſuſpect ſuch private or concealed Still, Back, or Veſſel, Spirits, Low Wines, or Materials for Diſtillation are ſo ſet up or kept; and to enter into ſuch Houſe or Place, and to ſeize all ſuch Stills, Backs, or other Veſſels, and alſo all ſuch Spirits, Low Wines, Waſh, or other Materials for Diſtillation that ſhall be found therein, and to detain and keep the ſame in ſuch Houſe or other Place where he or they ſhall find the ſame ſo kept private or concealed; and in caſe the ſame ſhall not, within twenty Days next after ſuch Seizure, be claimed by the true and lawful Owner thereof, then the ſaid Stills, Backs, and other Veſſels, Spirits, Low Wines, and Materials for Diſtillation ſhall be abſolutely forfeited, and ſhall and may be ſold at the next general Day of Sale, to be appointed by the Commiſſioners of Exciſe, or their Officer or Officers reſpectively, after the ſaid twenty Days are expired; one Moiety of the Proceed thereof (all neceſſary Charges being firſt deducted out of the whole) to be paid to the Uſe of his Majeſty, his Heirs and Succeſſors, and the other Moiety to the Party or Parties who ſhall ſo diſcover and ſeize the ſame; and in caſe ſuch Stills, Backs, and other Veſſels, Spirits, Low Wines, and Materials for Diſtillations, ſhall within the ſaid twenty Days be claimed by any Perſon or Perſons whatſoever, the Perſon or Perſons ſo claiming the ſame, ſhall forfeit and loſe for every ſuch Warehouſe, Storehouſe or other Place, in which any ſuch Still, Back, or other Veſſel ſhall be found, and alſo for every ſuch Still, Back, and other Veſſel found therein, the Sum of two hundred Pounds.

may ſeize the ſame, &c.

and if not claimed in 20 Days, ſhall be forfeited and ſold.

Penalty on Perſon claiming ſuch Still, &c.

If no private Still be found, Officer to make good the Damage.

VIII. Provided always, That in caſe upon ſuch breaking open any ſuch Door or Houſe, no ſuch private or concealed Back, Still, or other Veſſel, Spirits, Low Wines, Waſh, or other Materials for Diſtillation, ſhall be found, ſuch Gauger and Officers of Exciſe ſhall make good the Houſe or Place ſo broken up, as aforeſaid, or make reaſonable Satisfaction to the Owner or Owners thereof, to be adjudged by two of the next Juſtices of the Peace, whereof one to be of the *Quorum*; or the Party injured ſhall be at Liberty

berty to bring his Action for the Damages by him ſuſtained; and what ſhall be adjudged by the ſaid Juſtices, or recovered upon ſuch Action, ſhall be paid out of his Majeſty's Revenue of Exciſe, by the Commiſſioners thereof for the Time being; and if any Diſtiller, or any other Perſon or Perſons whatſoever, ſhall oppoſe, obſtruct, or hinder any ſuch Gauger or Officer ſo authorized, as aforeſaid, in the due Execution of the Powers hereby given and granted, every ſuch Diſtiller or other Perſon, ſhall forfeit and loſe the Sum of two hundred Pounds; all which ſaid Penalties ſhall be recovered and levied by the ſame Means and Methods, as any Fine or Penalty impoſed by any Law of Exciſe now in Force is recoverable: one Moiety of which ſaid Forfeitures ſhall be to his Majeſty, his Heirs and Succeſſors, and the other Moiety to him or them that will diſcover, inform, or ſue for the ſame, as aforeſaid. Penalty on Perſon oppoſing Officer.

'IX. And whereas many Diſtillers, on Pretence of rectifying of Spirits, do mix Spirits with Waſh and 'other Liquors, and afterward diſtil the ſame, whereby his Majeſty's Duties on low Wines are avoided, 'and not duly anſwered and paid, as by the former Acts is directed and appointed:' For Prevention whereof be it enacted and declared by the Authority aforeſaid, That all Spirits made or drawn by any Diſtiller from any Mixture of Spirits with any Kind of Waſh or other Liquor, (except common Water) ſhall be deemed and taken to be low Wines, and ſhall be chargeable with the Duties already ſet and impoſed on low Wines drawn from foreign Materials. All Spirits made from Mixture of Spirits with Waſh, deemed low Wines, and chargeable with the Duties.

X. Provided always, and be it enacted by the Authority aforeſaid, That in ſuch Houſe and Houſes, and other Edifices which were uſed as publick or open Diſtilleries for the drawing or diſtilling of Spirits or low Wines from Wort or Drink brewed from malted Corn, during the Year ended on the thirtieth Day of *September* one thouſand ſix hundred ninety and eight, or during any Part thereof (and in no other Houſe or Place whatſoever) it ſhall and may be lawful to and for the Owners and Occupiers of the ſaid Houſes and Diſtilleries reſpectively, at any Time or Times between the laſt Day of *January* one thouſand ſix hundred ninety and eight, and the firſt Day of *February* one thouſand ſix hundred ninety and nine, to draw, diſtil, and make, or cauſe to be drawn, diſtilled, and made, any Spirits or low Wines from Drink or Wort brewed from malted Corn, ſo as the whole Quantity of low Wines or Spirits of the firſt Extraction, which between the ſaid laſt Day of *January* one thouſand ſix hundred ninety and eight, and the ſaid firſt Day of *February* one thouſand ſix hundred ninety and nine, ſhall be drawn, diſtilled, or made in every ſuch Diſtillery reſpectively, from any Malt, Corn, or Grain or from the Produce thereof, do not in the whole exceed half the Quantity of low Wines or Spirits of the firſt Extraction, which in the Year already ended, as aforeſaid, were drawn, diſtilled, or made within the ſame Houſe or Diſtillery reſpectively, from Drink or Wort brewed with malted Corn, and ſo as the Quantity of low Wines or Spirits of the firſt Extraction, which in the firſt, ſecond, third and every other Kalendary Month of the Year, reckoned from the ſaid laſt Day of *January* one thouſand ſix hundred ninty and eight, ſhall be drawn, diſtilled, or made in every ſuch Diſtillery reſpectively, from Malt, Corn, or Grain, or from the Produce thereof, do not exceed half the Quantity of low Wines or Spirits of the firſt Extraction, which in the like firſt, ſecond, third, and every other Kalendary Month of the Year, ended as aforeſaid, were drawn, diſtilled, or made within the ſame Houſe or Diſtillery reſpectively, from Drink or Wort brewed with malted Corn; and in Caſe any Doubt or Controverſy ſhall ariſe concerning the Quantity of Spirits or low Wines which were drawn or diſtilled in any Houſe or Diſtillery within or during the ſaid Year, ended on the ſaid thirtieth D y of *September* one thouſand ſix hundred ninety and eight, or any Month of the ſame, from Drink or Worts brewed from malted Corn, or concerning the exceeding of half that Quantity or Proportion in the Year to be reckoned from the ſaid laſt Day of *January* one thouſand ſix hundred ninety and eight, or in any Month thereof, then the ſame ſhall be determined by the Accounts or Vouchers returned into the head Office of the Exciſe, containing the Quantities of ſuch low Wines or Spirits of the firſt Extraction made in every ſuch Houſe or Diſtillery within or during the Year already ended, as aforeſaid, whereby his Majeſty's Duties were charged or chargeable, or by the Entries of the ſame, to which all Perſons concerned (upon reaſonable Requeſt) ſhall have free Acceſs without Fee or Charge; any thing herein contained to the contrary notwithſtanding. Proviſo.

XI. And be it enacted by the Authority aforeſaid, That the Commiſſioners of the Exciſe, or any three or more of them, upon Requeſt to them made, ſhall make forth and deliver in Writing under their Hands, *gratis*, to the Owners or Occupiers aforeſaid, or ſuch as they ſhall appoint, a true Account of the Quantities of low Wines or Spirits of the firſt Extraction, charged in the ſaid Vouchers, as were made in every reſpective Diſtillery in each reſpective Month of the Year, ended at the thirtieth Day of *September* one thouſand ſix hundred ninety and eight, as aforeſaid, from Drink or Worts brewed with malted Corn.

XII. And be it further enacted by the Authority aforeſaid, That no Perſon or Perſons whatſoever, from and after the laſt Day of *February* in the Year of our Lord one thouſand ſix hundred ninety and eight, and before the firſt Day of *February* which ſhall be in the Year of our Lord one thouſand ſix hundred ninety and nine, ſhall directly or indirectly export, tranſport, carry out, convey, or cauſe or procure to be exported or tranſported, carried, or conveyed out of or from the ſaid Kingdom of *England*, Dominion of *Wales*, and Town of *Berwick* upon *Tweed*, or any of them, or load or lay on board, or cauſe or procure to be loaden or laid on board in any Ship, Veſſel, or Boat, in order to be exported or carried out of the Kingdom, Dominion, or Town aforeſaid, for any foreign Parts, any Beer Ale, or any Waſh or Worts drawn from Corn, or any Ale or Beer from which Spirits may be extracted, under the Pains and Forfeitures herein after mentioned; that is to ſay, for every Barrel of Beer, Ale, Waſh, or Worts ſo exported, the Sum of five Pounds, and ſo in Proportion for any greater or leſſer Quantity; one Moiety thereof to his Majeſty, and the other Moiety to the Informer, to be recovered as other Penalties by this Act are directed to be recovered. From 28 Feb. 1698. to 1 Feb. 1699. no Beer, Ale, &c. to be exported. Penalty.

XIII. Provided

Proviſo.

XIII. Provided always, That this Act or any Thing therein contained ſhall not extend to prohibit the Exportation or carrying out of ſuch Beer or Ale as ſhall be neceſſary to be carried in any Ship or other Veſſel or Veſſels, from this Kingdom, or the Dominion aforeſaid, or in their Return to the ſame, only for the Suſtenance or Drink of the Commanders, Maſters, Mariners, Paſſengers, or others in the ſame Ships, and not to be ſold in foreign Parts, or for the Supply of any of his Majeſty's Ships in foreign Parts; any Thing in this Act to the contrary notwithſtanding.

XIV. Provided alſo, That nothing in this Act contained ſhall extend to any Beer or Ale, which ſhall be exported, or ſhipped to be exported out or from any of the Ports of this Kingdom, or Dominion of *Wales*, unto ſuch of his Majeſty's Colonies in *America*, *Perſia*, or the *Eaſt Indies*, that have been uſually ſupplied with ſuch Liquors from this Kingdom, or from the Dominion of *Wales*, aforeſaid, or for the Suſtentation of the ſaid Iſlands and Colonies, Forts, Caſtles, or Factories therein only, ſo as the Exporters, before the ſhipping or laying on board the ſame for the Iſlands or Colonies for which the ſaid Liquor is deſigned, do give ſufficient Security, in treble the Value, to the Commiſſioners or Officers of his Majeſty's Cuſtoms reſpectively, who have hereby Power to take ſuch Security, in his Majeſty's Name, and to his Majeſty's Uſe, that ſuch Liquors ſhall not be landed in any Parts whatſoever, other than the Iſlands and Colonies for which the ſame ſhall be ſo declared; for taking which Security no Fee or Reward ſhall be demanded or received; and the ſaid Bond or Bonds, or other Securities, if not proſecuted within three Years, ſhall be void.

'Chales Bennet Diſtiller.'

XV. Provided always, That nothing in this Act contained ſhall extend to prevent or hinder *Charles Bennett* Diſtiller, from drawing or diſtilling Spirits or low Wines from Worts or Drink brewed from malted Corn, from the laſt Day of *January* one thouſand ſix hundred ninety-eight, to the firſt Day of *February* one thouſand ſix hundred ninety-nine; always ſo as the whole Quantity of low Wines or Spirits of the firſt Extraction, which between the ſaid laſt Day of *January* one thouſand ſix hundred ninety-eight, and the ſaid firſt Day of *February* one thouſand ſix hundred ninety-nine, ſhall be drawn diſtilled, or made in his now Diſtillery from any Malt, Corn or Grain, or from the Produce thereof, do not in the whole exceed half the Quantity of low Wines or Spirits of the firſt Extraction, by him drawn and extracted in the Year already ended on the thirtieth of *September* one thouſand ſix hundred ninety-eight, and ſo as the ſaid *Charles Bennett* doth obſerve and perform all Things elſe, as all other Diſtillers are by this Act obliged to obſerve and perform.

CAP. V.

'Re-enacted for 21 Years by 9 Geo. 1. c. 10. from the Year 1723.'

An Act for the clearing, repairing, preſerving and maintaining the Haven and Piers of *Great Yarmouth* in the County of *Norfolk*. From 24 *July* 1699, for Twenty-one Years, Ships unlading in *Yarmouth Road*, to pay for every Chaldron of Coals, Laſt of Wheat, Rye, &c. Weigh of Salt, Tun of Goods or Merchandize (except Fiſh) 12 *d.* Bailiffs and Aldermen, &c. to appoint Collectors of the Duties, who are to pay the ſame to the Chamberlains of the Borough, &c. Twelve Commiſſioners for inſpecting the Accounts to be nominated. Collectors to render to the Commiſſioners Account of Monies received, &c. to take an Oath, and be allowed 6 *d.* in the Pound. Collector may enter into Ship, &c. and for Nonpayment of Duty may diſtrain and ſell, rendering the Overplus. Fiſh, Oil, Fiſh Livers, and Proviſion, &c. exempted from Duty. Commiſſioners for *Norfolk* and *Suffolk* to be nominated yearly at the Quarter-Seſſions, and meet in ſix Weeks after at *Great Yarmouth*. In Caſe Commiſſioners do not meet, Bailiffs and Aldermen, &c. to put the Act in Execution, who may put in or diſplace any Collector, &c. In Caſe of Refuſal, Bailiffs to levy by Diſtreſs. Where no Diſtreſs, Perſon to be committed to Gaol. Bailiffs, &c. to make good the Monies collected. If any new Work be found neceſſary, Commiſſioners may contract for the ſame; Contract Money to be paid out of the Duties. Commiſſioners Bailiffs may act with the other Commiſſioners. EXP.

CAP. VI.

An Act to enlarge the Trade to *Ruſſia*.

'WHEREAS King PHILIP and Queen MARY, by their Letters Patents dated at *Weſtminſter* 'the Sixth Day of *February* in the firſt and ſecond Years of their Reign, being willing to animate, advance and further the Perſons in the ſaid Letters Patents named, in their good Purpoſe and 'profitable Adventure, for the diſcovering, deſcrying and finding out Iſles, Lands and Territories unknown, lying to the Northward, and by *Engliſh* Subjects before then not commonly frequented by Sea, 'as well for the Glory of God, as for illuſtrating the Royal Dignity in the Increaſe of the Revenues of 'the Crown, and the general Wealth of this Realm, and of the Subjects of the ſame (as in the ſaid Letters Patents is particularly expreſſed) did incorporate the ſaid Perſons by the Name of *Merchants Adventurers for the Diſcovery of Lands, Territories, Iſles, and Seigniories unknown, and not by the Seas and Navigations, before their ſaid late Adventure or Enterprize by Sea or Navigation, commonly frequented*, with Power 'to make Statutes, Acts, and Ordinances for the good Government of the ſaid Fellowſhip, and alſo to 'admit unto the ſaid Fellowſhip Perſons, to be free of the ſame; and that every Perſon or Perſons ſo to be 'admitted, ſhould from the time of his or their Admittances be free of the ſaid Fellowſhip; and that the 'ſaid Fellowſhip ſhould have and enjoy the ſole Trade to all the main Lands, Iſles, Ports, Havens, Creeks 'and Rivers of the Emperor of *Ruſſia*, and to all and ſingular other Lands, Dominions, Territories, Ports, 'Creeks and Arms of the Sea whatſoever, in the ſaid Letters Patents particularly mentioned and deſcribed; 'as by the ſaid Letters Patents (among other Things therein contained) more at large may and doth appear: And whereas the Liberties, Powers and Privileges granted by the ſaid Letters Patents, were after-

'wards,

'wards by an Act of Parliament made in the eighth Year of the Reign of Queen ELIZABETH, ratified and confirmed to the said Fellowship and their Successors, by the Name of *The Fellowship of* English *Merchants for Discovery of New Trades*, with Power to have and enjoy all and singular the Liberties, Privileges, Jurisdictions, Powers, and Authorities, as well in the said Letters Patents as Act of Parliament mentioned or contained, with a Prohibition, that no Subject or Denizen of this Realm should traffick to, visit, or frequent any of the Places granted by the said Act, to the said Fellowship to trade in, but by Order, Agreement or Consent of the Governor, Consuls and Assistants of the said Fellowship for the Time being, or the major Part of them; upon Pain that every Person and Persons offending in that Behalf, should forfeit and lose *(ipso facto)* every such Ship and Ships with the Appurtenances, and all such Goods and Things whatsoever, as by any such Persons should be by any Means, directly or indirectly, carried, conducted, brought or exchanged in, at or to, through or from any of the Places prohibited, contrary to the true Intent of the said Act; one Moiety thereof to the Queen's Majesty, her Heirs and Successors, and the other Moiety thereof to the said Fellowship and their Successors, as by the said Act of Parliament (amongst other Things therein contained) more at large may and doth appear: And whereas the easy Admission of Persons into the said Company or Fellowship, will in all Probability tend very much to the enlarging the said Trade for the publick Good, and for that there is no Mention made either in the said Letters Patents, or Act of Parliament, upon what Terms Persons shall be admitted, or what certain Fine shall be taken by the Fellowship for the admitting Persons to be free thereof, the ascertaining whereof would very much tend to the increasing the Number of Traders to the said Places;' Therefore for the ascertaining hereafter what Fine shall be taken by the said Fellowship for the said Admissions, and for enlarging and encouraging the Trade to *Russia*, and other the Places in the said Charter and Act of Parliament mentioned and described; be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and of the Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the five and twentieth Day of *March*, which shall be in the Year of our Lord one thousand six hundred ninety-nine, every Subject of this Realm desiring Admission into the said Fellowship of *English* Merchants for Discovery of new Trades, commonly called or known by the Name of *The* Russia *Company*, on Request in that Behalf to be made to the Governor, Consuls and Assistants for the Time being of the said Fellowship, or any three or more of them, shall be admitted into the said Fellowship, and shall have use and enjoy all the Liberties, Privileges, Jurisdictions, Franchises, Powers and Authorities granted to the said Fellowship, either by the said Letters Patents or Act of Parliament, as largely, fully and amply, to all Intents, Constructions and Purposes, as any other Member of the said Fellowship could, can or may have, use or enjoy the same by virtue of the said Letters Patents, and Act of Parliament, or either of them; such Subject paying for such his Admission, for the Use of the said Fellowship only, the Sum of five Pounds, and no more.

Stat. 8 Eliz. ☞ *Note, This is a private Act.*

From 25 Mar. 1699. Persons may be admitted into the Russia Company, paying 5*l.*

II. And be it further enacted, by the Authority aforesaid, That from and after the said five and twentieth Day of *March*, the Sum of five Pounds only, and no more, shall be demanded, taken or accepted by the said Fellowship, for any Admission to the Freedom thereof; any By-law, Statute, or Ordinance of the said Fellowship, made or to be made to the contrary thereof in any wise notwithstanding.

Admission by Agent.

III. And be it further enacted by the Authority aforesaid, That where any Person or Persons residing in any Out-port, or any other Place within this Realm, the Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, shall make Request to be admitted into the said Fellowship as aforesaid, by his Agent or Deputy, making Tender of five Pounds for his Admission, the said Governor, Consuls and Assistants, shall under the Common Seal of the said Fellowship, within ten Days after such Request, appoint one or more Person or Persons to admit such Person or Persons into the Freedom of the said Fellowship, and to administer to him and them the Oath to be taken by the Freemen of the said Fellowship; which Oath they are hereby impowered to administer; which Admission and Administration of the said Oath shall be as good and effectual, as if the same were actually done by the said Governor, Consuls and Assistants.

Oath.

Such Admission good.

Parliament to have a yearly Account of Naval Stores imported from Russia.

IV. And be it further enacted by the Authority aforesaid, That the Commissioners of his Majesty's Customs shall, at every Session of Parliament, lay before both Houses a true Account in Writing, under their Hands of what Naval Stores shall have been imported into this Kingdom by any Persons trading to *Russia*.

CAP. VII.

An Act for preventing irregular Proceedings of Sheriffs and other Officers, in making the Returns of Members chosen to serve in Parliament.

5 *R.* 2. *St.* 2. *c.* 4. 11 *H.* 4. *c.* 1. 23 *H.* 6. *c.* 14.

FOR preventing Abuses in the Returns of Writs of Summons for the calling and assembling of any Parliament for the future, or Writs for the Choice of any new Member to serve in Parliament; and to the end such Writs may, by the proper Officer or his Deputy, be duly returned and delivered to the Clerk of the Crown, to be by him filed, according to the ancient and legal Course; be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in Parliament assembled, and by Authority of the same, That the Sheriff, or other Officer having the Execution and Return of any such Writ which shall be issued for the future, shall, on or before the Day that any future Parliament shall be called to meet, and with all convenient Expedition, not exceeding fourteen Days after any Election made by virtue of any new Writ, either in Person, or by his Deputy,

Writ when returnable.

Deputy, make Return of the ſame to the Clerk of the Crown in the High Court of *Chancery*, to be by him filed; and the Sheriff, or other Perſon making ſuch Return, ſhall pay to the ſaid Clerk of the Crown the antient and lawful Fees of four Shillings, and no more, for every Knight of a Shire, and two Shillings, and no more, for every Citizen, Burgeſs, or Baron of the Cinque Ports, returned into the ſaid Court, to be by him filed; and the ſaid Sheriff or Officer ſhall, by virtue of this Act, charge the ſame to his Majeſty, his Heirs or Succeſſors, and have Allowance thereof in his Account in the Exchequer or elſewhere.

Sheriff on Return of Writ to pay the antient Fees, *&c.* and charge the ſame to the King.

'II. And whereas by an Act made in the ſeventh and eighth Years of the Reign of his preſent Majeſty, intituled, *An Act for the further regulating Elections of Members to ſerve in Parliament, and for the preventing irregular Proceedings of Sheriffs and other Officers in the electing and returning ſuch Members*, it is provided and enacted, That the Officer, on the Receipt of any ſuch Writ, ſhall, within three Days after ſuch his Receipt, by himſelf or proper Agent, deliver or cauſe to be delivered, a Precept or Precepts to the proper Officer of every Borough, Town Corporate, Port or Place within his Juriſdiction, to whom the Execution of ſuch Precept doth belong or appertain, which by Experience hath been found too ſhort a Time for the Peformance of the ſame in the Cinque Ports;' be it therefore enacted by the Authority aforeſaid, That from henceforth the proper Officer of the Cinque Ports ſhall be allowed ſix Days from the Receipt of ſuch Writ for the Delivery of the Precept, according to the Purport of the ſaid Act; any thing in the ſaid Act, or any other Law, Statute or Uſage to the contrary in any wiſe notwithſtanding.

7 & 8 W. 3. c. 25.

Officer of the Cinque Ports allowed ſix Days from Receipt of Writ.

III. And it is further enacted by the Authority aforeſaid, That every Sheriff or other Officer or Officers aforeſaid, who ſhall not make the Returns according to the true Intent and Meaning of this Act, ſhall forfeit for every ſuch Offence the Sum of Five hundred Pounds; one Moiety whereof ſhall be to his Majeſty, and the other Moiety to him or them that ſhall ſue for the ſame, to be recovered by Action of Debt, Bill, Plaint or Information, in any of his Majeſty's Courts of Record at *Weſtminſter*, wherein no Eſſoin, Protection, Privilege or Wager of Law ſhall be allowed, nor any more than one Imparlance.

Penalty on Sheriff, *&c.* not making Return.

Farther Proviſions concerning Elections, &c. 11 & 12 *W.* 3. *c.* 2. *ſect.* 150. 12 & 13 *W.* 3. *c.* 3, 5 & 10. 2 & 3 *Ann. c.* 18. 6 *Ann. c.* 7. & 23. 9 *Ann. c.* 5. 10 *Ann. c.* 19. & 23. 1 *Geo.* 1. *c.* 38. & 56. 2 *Geo.* 2. *c.* 24. 6 *Geo.* 2. *c.* 35. 8 *Geo.* 2. *c.* 30. 9 *Geo.* 2. *c.* 38. 11 *Geo.* 2. *c.* 24. 13 *Geo.* 2. *c.* 20. 15 *Geo.* 2. *c.* 22. 19 *Geo.* 2. *c.* 28. 31 *Geo.* 2. *c.* 14. 33 *Geo.* 2. *c.* 20.

CAP. VIII.

An Act for making and keeping the River *Tone* navigable from *Bridgewater* to *Taunton*, in the County of *Somerſet*. *John Mallet* Eſquire, and his Aſſignees, Conſervators of the River *Tone*, who are impowered to keep the River navigable from *Bridgewater* to *Ham Mills*, and thence to *Taunton*, and cut a new Channel. A Way to the Land on either Side of the River. Conſervators to contract with the Owners of Land for Damage, *&c.* If Parties diſagree touching the Value of ſuch Lands, Sheriff to ſummon a Jury, and the Determination to bind all Parties. Agreements to be ſigned and ſealed in four Days after made, and enrolled at the Seſſions. On Payment, Conſervators may enter on the Lands. Jury may examine Perſons on Oath. Parties not appearing, Jury may order what Satisfaction. Which Order ſhall be good, and veſt a Fee-ſimple Eſtate in the Conſervators. For reimburſing the Conſervators, with Intereſt at 6 *l. per Cent.* every Boat, *&c.* paſſing from *Bridgwater* to *Ham Mills*, to pay 4 *d.* a Weigh for Coals *Bridgewater* Meaſure, and 2 *d. per* Tun for other Goods, Wares, *&c.* Duties to be paid at *Knap Bridge*. In caſe of Nonpayment, Boat, *&c.* to be ſtopt, till Duty paid. Boat, *&c.* paſſing from *Ham Mills* to *Taunton*, to pay Duties at *Coal Harbour*, 4 *s.* a Weigh for Coals, 2 *s. per* Tun for other Goods. On Nonpayment to ſtop ſuch Boat, *&c.* until Duty be paid. Boat, *&c.* paſſing from *Taunton* to *Bridgwater*, to pay 12 *d. per* Tun for Goods, *&c.* at the firſt Lock next to *Taunton*. In caſe of Nonpayment to detain ſuch Boat until Duty be paid. After Conſervators are reimburſed, only 1 *d.* a Weigh on Coals, and 1 *d.* a Tun on Goods to be paid at *Knap Bridge*, and 1 *s.* a Weigh on Coals, and 6 *d.* a Tun on Goods to be paid at *Coal Harbour*. Toll how to be applied. Surplus to be employed for the Uſe of the Poor of *Taunton*, in building an Hoſpital for educating poor Children. Boatmen, *&c.* may uſe Winches, *&c.* An Account of Diſburſements to be kept, and entered in a Book, and brought yearly before the Biſhop of *Bath* and *Wells*, &c. who may allow and diſtribute the ſame. Yearly Account to be made up to 24 *June*. Biſhop and Juſtices may examine Perſons on Oath. Duplicate of the Account to be ſigned by the Biſhop, *&c.* and kept at the Seſſions. Conſervators of the River to be perpetual. Preſent Conſervators conſtituted for Life. When they are reduced to the Number of twenty, Survivors may chooſe others, to make them thirty in Number. Conſervators may receive any Gift, Legacy, *&c.* and have Eſtates conveyed to them. Five to be a Committee, and make any Contract, *&c.* Conſervators may ſue or be ſued on ſuch Contracts, and may appoint Servants to manage Eſtates, and conſtitute Receivers, *&c.* but ſubject to the Biſhop's Correction. Publick Act.

CAP. IX.

EXP

An Act for granting to his Majeſty the Sum of one million four hundred eighty-four thouſand and fifteen Pounds one Shilling eleven Pence three Farthings, for diſbanding the Army, providing for the Navy, and for other neceſſary Occaſions. 3 *s. in the Pound.*

CAP. X.

An Act to prevent the Exportation of Wooll out of the Kingdoms of *Ireland* and *England* into foreign Parts; and for the Encouragement of the Woollen Manufactures in the Kingdom of *England*.

'This Act made more effectual by 5 Geo. 2. c. 21.'

'FORASMUCH as Wooll and the Woollen Manufactures of Cloth, Serge, Bays, Kerſeys, and 'other Stuffs made or mixed with Wooll, are the greateſt and moſt profitable Commodities of this 'Kingdom, on which the Value of Lands, and the Trade of the Nation do chiefly depend: And where-'as great Quantities of the like Manufactures have of late been made, and are daily increaſing in the 'Kingdom of *Ireland*, and in the *Engliſh* Plantations in *America*, and are exported from thence to foreign 'Markets, heretofore ſupplied from *England*, which will inevitably ſink the Value of Lands, and tend to 'the Ruine of the Trade, and the Woollen Manufactures of this Realm:' For the Prevention whereof, and for the Encouragement of the woollen Manufactures within this Kingdom, be it enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That no Perſon or Perſons whatſoever, from and after the Four and twentieth Day of *June* in the Year of our Lord one thouſand ſix hundred ninety-nine, ſhall directly or indirectly export, tranſport, ſhip off, carry or convey, or cauſe or procure to be exported, tranſported, ſhipped off, carried, or conveyed out of, or from the ſaid Kingdom of *Ireland*, into any foreign Realm, States, or Dominions, or into any Parts or Places whatſoever, other than the Parts within the Kingdom of *England*, or the Dominion of *Wales*, any the Wooll, Woollfells, Shortlings, Mortlings, Woollflocks, Worſted, Bay, or Woollen Yarn, Cloth, Serge, Bays, Kerſeys, Says, Frizes, Druggets, Cloth-Serges, Shalloons, or any other Drapery Stuffs or Woollen Manufactures whatſoever, made up or mixed with Wooll or Woollflocks, or ſhall directly or indirectly load, or cauſe to be loaden upon any Horſe, Cart, or other Carriage, or load or lay on board, or cauſe to be laden or laid on board in any Ship or Veſſel, in any Place or Parts within or belonging to the ſaid Kingdom of *Ireland*, any ſuch Wooll, Woollfells, Shortlings, Mortlings, Woollflocks, Worſted, Bay, or Woollen Yarn, Cloth, Bays, Kerſeys, Serges, Says, Frizes, Druggets, Cloth-Serges, Shalloons, or any other Drapery or Woollen Manufactures, to the Intent or Purpoſe to export, tranſport, ſhip off, carry or convey the ſame, or cauſe the ſame to be exported, tranſported, ſhipped off, carried or conveyed out of the ſaid Kingdom of *Ireland*, or out of any Port or Place belonging to the ſame, or with Intent or Purpoſe, that any Perſon or Perſons whatſoever ſhould ſo export, tranſport, ſhip off, carry or convey the ſame out of the ſaid Kingdom of *Ireland*, into any Ports or Places, except as aforeſaid.

12 *Car.* 2. *c.* 32.

From 24 June 1699. *Burn, V.* 2. 583, *&c.*

No Wooll, Woollfells, Shortlings, *&c.* to be exported out of *Ireland*, to any Place but *England*, &c. *Explained by* 11 *&* 12 *W.* 3. *c.* 13.

'Wooll laid near the Sea, &c. in order to be exported, is forfeited by 5 Geo. 1. c. 1. §. 21.'

II. And be it enacted by the Authority aforeſaid, That all and every of the Offender and Offenders, Offence and Offences aforeſaid, ſhall be ſubject and liable to the reſpective Pains, and Penalties, and Forfeitures hereafter following (that is to ſay) The ſaid Wooll, Woollfells, Shortlings, Mortlings, Woollflocks, Worſted, Bay, or Woollen Yarn, Cloth, Serge, Bays, Kerſeys, Says, Frizes, Druggets, Cloth-Serges, Shalloons, or any other Draperies, Stuffs, or any other Manufactures, made of or mixed with Wooll or Woollflocks, ſo exported, tranſported, ſhipped off, or carried, conveyed, or loaden, contrary to the true Intent and Meaning of this Act, ſhall be forfeited; and that every of the Offender and Offenders therein ſhall likewiſe forfeit the Sum of Five hundred Pounds for every ſuch Offence; and all and every Ship, Veſſel, Barge, Boat, or other Bottom whatſoever, wherein any of the ſaid Commodities are or ſhall be ſhipped or laid on board, contrary to the true Intent and Meaning of this Act, ſhall be forfeited, with all her Tackle, Apparel, and Furniture to them and every of them belonging; and the Maſters and Mariners thereof, or any Porters, Carriers, Waggoners, Boatmen, or other Perſons whatſoever, knowing ſuch Offence, and wittingly aiding and aſſiſting therein, ſhall forfeit forty Pounds; of which one Moiety ſhall be to him or them that ſhall ſue for the ſame by Bill, Plaint, or Information in any of his Majeſty's Courts of Record in *England*, or *Ireland*, and the other Moiety thereof to the Encouragement of ſetting up the Linen Manufactures in *Ireland*, to be diſpoſed of by the Court of *Exchequer* there for that Uſe only; in which Suit no Eſſoin, Protection, or Wager of Law, or more than one Imparlance ſhall be allowed.

Penalties on Offenders.

'By 3 Geo. 1. c. 21. §. 4. One Moiety is given to the King.'

III. And to prevent evading the Penalties of this Act, by Pretention of Proſecution or Acquittals in *Ireland*; be it enacted by the Authority aforeſaid, That no Acquittal, nor any Indictment, Information, or Suit (unleſs the Offender be thereupon convicted) in *Ireland*, for any Offence provided againſt in this Act, ſhall be pleaded or allowed in Bar or Delay of any Indictment, Information, Suit, or Proſecution within the Kingdom of *England*.

No Acquittal, *&c.* in *Ireland*, allowed in Bar of any Proſecution in *England*.

IV. And be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for any Perſon or Perſons to ſeize, take, ſecure, and convey to his Majeſty's next Warehouſe, all ſuch Wooll, Woollfells, Shortlings, Mortlings, Woollflocks, Worſted, Bay, or Woollen Yarn, Cloth, Serges, Bays, Kerſeys, Says, Frizes, Druggets, Cloth-Serges, Shalloons, Stuffs, and other Draperies and Woollen Manufactures or mixed with Wooll or Woollflocks, as he or they ſhall happen to ſee, find, know, or diſcover to be laid on board in any Ship, Veſſel, or Boat, or to be brought, carried, or laid on ſhore, at or near the Sea, or any navigable River or Water, to the Intent or Purpoſe to be exported or conveyed out of the ſaid Kingdom of *Ireland*, contrary to the true Meaning of this Act, or to be laden upon any Horſe, Cart, or other Carriage, to the Intent or Purpoſe to be exported, conveyed, or carried into any foreign Parts or Places, contrary to the true Intent and Meaning hereof; and alſo that it ſhall and may be lawful to and for any Perſon and Perſons to ſeize and ſecure all and every ſuch Ship, Hulk, Veſſel, Barge,

Any Perſon may ſeize all ſuch Wooll, *&c.*

And alſo the Ship, Hulk, *&c.*

Barge, or Boat, of what Kind ſoever, or whereſoever found or diſcovered, wherein any of the aforeſaid Commodities ſhall happen to be ſhipped or put on board, contrary to the true Intent and Meaning of this Act; and that ſuch Perſon or Perſons that ſhall happen ſo to ſeize, take, or ſecure any of the Commodities aforeſaid, or any ſuch Ship, Veſſel, Hulk, Barge, or Boat, as aforeſaid, ſhall be indemnified for ſo doing, to all Intents and Purpoſes.

Seizer indemnified for ſo doing.

V. And be it further enacted by the Authority aforeſaid, That for every Ship or Veſſel, which from and after the ſaid Four and twentieth Day of *June* ſhall ſet out and ſail from the ſaid Kingdom of *Ireland*, in order to export or carry off any of the Commodities aforeſaid to this Kingdom, Bond ſhall be given by two ſufficient Perſons, known Inhabitants of and reſiding in or near the Place where the Bond is or ſhall be given, to the chief Officers of the Cuſtoms, belonging to the ſaid Port or Place in the ſaid Kingdom of *Ireland*, from whence the ſaid Ship or Veſſel ſhall ſet Sail, in double the Value of any the aforeſaid Goods, intended to be tranſported as aforeſaid, before the ſaid Ship or Veſſel ſhall be permitted to lade on board any of the Commodities aforeſaid, with Condition that if the ſaid Ship or Veſſel ſhall lade or take on board any of the ſaid Goods, in the Kingdom of *Ireland*, that then and in ſuch Caſe all the ſaid Goods ſhall be brought, by the ſame Ship or Veſſel, to ſome Port or Ports within the Kingdom of *England*, or the Dominion of *Wales*, as aforeſaid, and ſhall there unlade or put on ſhore the ſame, and pay the Cuſtom and Duties thereof, the Danger of the Seas only excepted. And that every Ship or Veſſel, which ſhall lade or take on board any of the ſaid Goods, until ſuch Bond be given, ſhall be forfeited, to be recovered and employed in Manner as aforeſaid.

Bond to be given for Ship taking on board Woollen Commodities.

Ship taking Goods on board before Bond given, to be forfeited.

VI. And for the more effectual Execution of the Powers granted by this Act; be it enacted by the Authority aforeſaid, That a Regiſter be kept at the Cuſtom-houſe in *London*, of all the aforeſaid Goods, from Time to Time imported from *Ireland*, into any of the Ports within this Kingdom, or Dominion of *Wales*, with the particular Qualities and Quantities thereof, the Maſter's and Owners Names, and to whom conſigned.

A Regiſter to be kept of Goods imported from *Ireland*.

VII. And be it further enacted by the Authority aforeſaid, That all Cockets and Warrants for the carrying or tranſporting of any of the aforeſaid Goods, from the Kingdom of *Ireland*, to any Port or Ports aforeſaid, within this Kingdom, ſhall be written upon Paper, and not Parchment, and ſigned by three of the chief Officers of ſuch reſpective Port at leaſt, and all Certificates of landing the ſame in any the Ports aforeſaid, within this Kingdom, or Dominion of *Wales*, ſhall be ſigned in like Manner; and that all the Goods aforeſaid, both at ſhipping and landing, ſhall be viewed and examined by the Surveyor or Searcher, or Land-waiter, attending the ſhipping or Diſcharge of any the aforeſaid Goods; and that the exact Quantities and Qualities, Marks, and Numbers of the Goods aforeſaid, ſo ſhipped in *Ireland*, ſhall be particularly expreſſed and indorſed upon the Cocket, by which the ſaid Goods are or were to be ſhipped, and likewiſe upon the Warrant for landing the ſame in *England*, and alſo upon the Certificate or Certificates, given or to be given, for diſcharging the Bond or Bonds taken in *Ireland* for the ſame.

Cockets, &c. to be written on Paper, and ſigned.

Goods to be viewed by Surveyor, &c.

Quantities to be expreſſed on the Cocket, &c.

VIII. And be it further enacted by the Authority aforeſaid, That the Commiſſioners of the Revenue, or Farmers of the Cuſtoms, or of the Revenue of the Kingdom of *Ireland*, for the Time being, ſhall from Time to Time, and at all Times hereafter, once within every ſix Months, or within thirty Days after the End thereof, tranſmit or cauſe to be tranſmitted unto the Commiſſioners or Farmers of his Majeſty's Cuſtoms in *England*, of all ſuch Goods as aforeſaid, as ſhall from Time to Time be exported from the ſaid Kingdom of *Ireland*, the Qualities and Quantities thereof, and Duplicates of the Bonds taken for lading the ſame, and by whom and in what Ships exported, and where and to what Port in the Kingdom of *England*, or Dominion of *Wales*, conſigned, and the Names of the Perſons ſigning the Certificates of the landing the ſame in *England*, and the Date of the ſaid Certificates, and where the ſame are or were laden, and alſo of the Qualities and Quantities, Marks, and Numbers contained in the ſaid Certificates, in order that the ſame may be compared with the regiſtred Account, appointed by this Act to be kept by the Commiſſioners or Farmers of the Cuſtoms of this Kingdom.

Commiſſioners of the Cuſtoms of *Ireland* to tranſmit the Quantities, &c. of Goods exported, to the Commiſſioners of the Cuſtoms in *England*, and Duplicates of the Bonds, &c. as alſo Dates of Certificates.

IX. And for preventing the Miſchief of raiſing, obliterating, or interlining ſuch Certificates, as aforeſaid; be it enacted by the Authority aforeſaid, That all ſuch Certificates ſhall be written upon Paper, and not Parchment, and that the Quantities and Qualities, Marks, and Numbers therein expreſſed ſhall not be obliterated or interlined upon any Pretence whatſoever.

Certificates to be written on Paper, &c.

X. And be it further enacted by the Authority aforeſaid, That all ſuch Goods as aforeſaid, as ſhall from Time to Time be exported from the ſaid Kingdom of *Ireland*, into the Ports of this Kingdom, or Dominion of *Wales*, in Manner as aforeſaid, ſhall be ſhipped off and entered at the Ports of *Dublin*, *Waterford*, *Youghall*, *Kingſale*, *Cork*, and *Drogheda*, in the ſaid Kingdom of *Ireland*, and at or from no other Port or Place within the ſaid Kingdom; nor ſhall the ſame be imported into any Parts of the Kingdom of *England*, or Dominion of *Wales*, other than the Ports of *Biddiford*, *Barnſtable*, *Minehead*, *Bridgewater*, *Briſtol*, *Milford Haven*, *Cheſter*, and *Liverpool*; any thing in this Act to the contrary thereof in any wiſe notwithſtanding.

Ports for exporting and importing Goods. 'By 4 Annæ, c. 7. Goods may be exported from New Roſs.'

XI. And to the Intent and Purpoſe that this Act may more effectually be put in Execution, for preventing the growing Miſchiefs that daily do or may ariſe to this Kingdom, from the Exportation of ſuch Goods as aforeſaid, or any of them, out of the Kingdom of *Ireland*, ſhould the ſame ſtill be ſuffered to be ſent from thence to ſupply the foreign Markets, that are or have been ſupplied from *England*; be it further enacted by the Authority aforeſaid, That if any Commiſſioner or Commiſſioners, Farmer or Farmers of the Revenue of *Ireland*, or Officer or Officers employed under them in the Management of the ſaid Revenue there, ſhall, from and after the ſaid Four and twentieth Day of *June*, take or ſuffer to be taken any Entry outward, or ſign any Cocket, Warrant or Sufferance, for the ſhipping and exporting any ſuch Goods, as aforeſaid, into any Kingdom, State, or Dominion whatſoever (except as aforeſaid) or

Penalty on Commiſſioner or Officer of the Cuſtoms, &c.

ſhall

ſhall wittingly or willingly permit, contrive, or ſuffer the ſame to be done, directly or indirectly, contrary to the true Intent and Meaning of this Act, that then, and in every ſuch Caſe, ſuch Commiſſioner or Commiſſioners, Farmer or Farmers, Officer or Officers, ſo offending in the ſigning ſuch Cocket, Warrant, or Sufferance for the ſhipping or exporting any of the ſaid Goods into any other Kingdom, State, or Dominion, or Place whatſoever (except as aforeſaid) or paſſing ſuch Entry for the ſame, or any wiſe conniving thereat, contrary to the true Intent and Meaning hereof, or ſhall otherwiſe fail or neglect to perform all other Duties required by this preſent Act, ſhall for every ſuch Offence or Neglect forfeit his Office, and ſhall moreover for every ſuch Offence forfeit the Sum of Five hundred Pounds, to be recovered and employed in Manner and Form as aforeſaid.

Offences where triable.

XII. And be it further enacted by the Authority aforeſaid, That every Offence which ſhall be done or committed contrary to this Act, ſhall and may be inquired of, tried, heard, and determined in the County where any ſuch Goods, as aforeſaid, ſhall be ſo laden or put on board, as aforeſaid, or elſe in the County, either in *England* or *Ireland*, where ſuch Offender ſhall happen to be apprehended or arreſted for ſuch Offence, or where any ſuch of the Goods aforeſaid, or the ſaid Ship or Ships, Veſſels, Hulks, Barks, or Boats ſhall happen to be ſeized or taken, or brought in; and that the ſaid Trial ſhall be in ſuch Manner and Form, and in ſuch Effect, to all Intents and Purpoſes, as if the ſame Offence had been wholly done and committed in the ſame County.

Perſons ſued for executing this Act may file a Common Bail, &c.

XIII. And be it further enacted by the Authority aforeſaid, That if any Action, Bill, Plaint, Suit, or Information ſhall be commenced or proſecuted againſt any Perſon, for what he ſhall do in purſuance of this Act, ſuch Perſon ſo ſued ſhall and may file a Common Bail, or enter into a Common Appearance, and plead the General Iſſue Not guilty, and upon Iſſue joined may give this Act and the Special Matter in Evidence; and if the Plaintiff or Proſecutor ſhall become nonſuit, or ſuffer Diſcontinuance, or if a Verdict paſs againſt him, or if upon Demurrer Judgment paſs againſt him, the Defendant ſhall recover Treble Coſts and Damages for the Moleſtation.

Defendant to have treble Coſts.

Woollen Manufactures may be imported from *Ireland* to *England*. See Vol. II. pag. 629. Article Cloth, and pag. 637. Article Stuffs.

Notice being firſt given,

and Bond entred into.

XIV. And for the further Encouragement of the Woollen Manufactures of *England*; be it enacted by the Authority aforeſaid, That it ſhall and may be lawful, from and after the ſaid Four and twentieth Day of *June*, to import from the ſaid Ports of *Dublin*, *Waterford*, *Youghall*, *Kinſale*, *Cork*, and *Drogheda*, in the Kingdom of *Ireland*, any Woolls, Woollfells, Shortlings, Mortlings, Woollflocks, Worſted Bay, or Woollen Yarn, Cloth, Serges, Bays, Kerſeys, Frizes, Druggets, Shalloons, Stuffs, Cloth-Serges, or any other Drapery made of or mixed with Wooll, or Woollflocks, and manufactured in the Kingdom of *Ireland*, into ſuch Ports of this Kingdom or Dominion of *Wales* only, as aforeſaid, ſo as Notice be firſt given to the Commiſſioners or chief Managers of his Majeſty's Cuſtoms in this Kingdom, or to the chief Cuſtomer or Collector in the Port to which the ſame is intended to be brought, of the Quantity, Quality, and Package, together with the Marks and Numbers thereof, with the Name of the Ship and Maſter or Commander, on which the ſaid Goods are to be laden, and the Place or Port into which they are intended to be imported, and ſo as Bond be firſt entered into, to the Uſe of his Majeſty, his Heirs and Succeſſors, with one or more ſufficient Sureties, in treble the Value of the Goods ſo intended to be imported, that the ſame ſhall (the Dangers of the Seas excepted) be landed accordingly, and ſo as a Licence be alſo firſt taken, under the Hands of the Commiſſioners or chief Managers of the Cuſtoms for the Time being, or three of them, or from the chief Cuſtomer or Collector where ſuch Bond is given, for the landing and importing thereof as aforeſaid; which Licence they are hereby authorized and required to grant, without any Fee or Reward, or any other Charge to the Perſon demanding the ſame; any Law, Statute, or Uſage to the contrary in any wiſe notwithſtanding.

Licence to be granted gratis.

Forfeitures on Bonds not aſſignable:

All ſuch Aſſignments void.

XV. And for the more effectual preventing the Tranſportation of Wooll, Woollfells, Shortlings, Mortlings, or Woollflocks, Worſted, Bay, or Woollen Yarn, or any Manufactures of Wool or Woollflocks, or mixed with the ſame, into foreign Parts; be it enacted by the Authority aforeſaid, That the Penalties and Forfeitures of the Bonds, which by this Act or any other former Law or Uſage are to be given, or have been given in the Kingdom of *Ireland*, for any Wooll, or any of the Commodities aforeſaid, intended to be exported from that Kingdom, to be brought into the Ports of this Kingdom, or Dominion of *Wales*, as aforeſaid, ſhall not, on any Conſideration whatſoever, be granted or aſſigned over to any Perſon whatſoever; and that all ſuch Grants or Aſſignments are and ſhall be void to all Intents and Purpoſes; any Law, Uſage, or Statute to the contrary in any wiſe notwithſtanding.

Cruſing Ships to ſeize Wooll exporting to foreign Parts.

Commiſſioners of the Cuſtoms to have a Liſt of the Cruizers.

XVI. And for the better preventing the Exportation of Wooll out of this Kingdom or *Ireland*, into foreign Parts; be it enacted by the Authority aforeſaid, That the Lord High Admiral of *England*, or Commiſſioners for executing the Office of High Admiral for the Time being, ſhall direct and appoint two Ships of the fifth Rate, and two Ships of the ſixth Rate, and eight armed Sloops, conſtantly to cruize on the Coaſts of *England* and *Ireland*, particularly between the North of *Ireland* and *Scotland*, with Orders to take and ſeize all Ships, Veſſels, and Boats, which ſhall export any Wooll with Intent to carry it into foreign Parts; and that the Lord High Admiral, or Commiſſioners, as aforeſaid, ſhall ſend a Liſt of all ſuch Ships and Sloops, and the Names of the Commanders, together with true Copies of their ſeveral Inſtructions that are or ſhall be given, to the Commiſſioners of the Cuſtoms in *London*, within ten Days after ſuch Orders, as aforeſaid, are or ſhall be given.

All Wooll, Ships, &c. ſo ſeized to be forfeited, and ſold by Inch of Candle.

XVII. And for the Encouragement of the Commanders and Mariners belonging to the Ships and Sloops aforeſaid; be it enacted by the Authority aforeſaid, That all Wooll, Ships, Veſſels, or Boats that ſhall be ſo ſeized or taken, ſhall be forfeited, and all ſuch Wooll ſhall be lodged in the King's Warehouſe, in ſuch Port where it is or ſhall be taken or ſeized, or into which it ſhall be brought, until it ſhall be condemned according to Law; and being ſo condemned, ſhall be expoſed publickly to Sale, after one and twenty Days, public Notice being given in Writing at the Cuſtom-houſe of the ſaid Port, and on the

Royal Exchange of *London*, by Inch of Candle, to the laſt and beſt Bidder; and all Ships, Veſſels, or Boats that ſhall be ſo ſeized and condemned, as aforeſaid, ſhall, together with all their Guns, Tackle, Furniture, and Apparel, be expoſed to Sale in like Manner; and that one fourth Part of the Produce of the Wooll, Ships, Veſſels, and Boats ſo ſold, as aforeſaid, ſhall be to the Commander, one other fourth Part to the Officers of the Ship or Ships, Sloop or Sloops that took the ſame, one other fourth Part to the Mariners belonging to ſuch Ship, Veſſel, or Sloop, to be equally divided and paid amongſt the ſaid Mariners, by the Collectors of the ſaid Port, or ſuch Perſon or Perſons as ſhall be authorized to pay the ſame, and the other fourth Part thereof to his Majeſty, his Heirs and Succeſſors, after a Deduction made out of the laſt fourth Part of all the Charges of Proſecution and Condemnation.

Produce how to be divided.

XVIII. And for the preventing of all Compoſition or Confederacy by any Commander of any Ship, Veſſel, or Sloop, with any Perſon whatſoever concerned in ſuch Wooll or Ship, Veſſel or Boat, as aforeſaid; be it enacted by the Authority aforeſaid, That every Commander of ſuch Ship or Sloop, neglecting his Duty by this Act required, or compounding for any Wooll, Ship, Veſſel, or Boat, as aforeſaid, or conniving at the Exportation of any Wooll, ſhall loſe and forfeit all Pay and Wages due to him or them, and ſuffer ſix Months Impriſonment, and be for ever incapable of ſerving his Majeſty in any Office in the Navy.

Penalty on Commander neglecting his Duty.

XIX. And for the more effectual Encouragement of the Woollen Manufacture of this Kingdom; be it further enacted by the Authority aforeſaid, That from and after the firſt Day of *December* in the Year of our Lord one thouſand ſix hundred ninety-nine, no Wooll, Woollfells, Shortlings, Mortlings, Woollflocks, Worſted, Bay, or Woollen Yarn, Cloth, Serge, Bays, Kerſeys, Says, Frizes, Druggets, Cloth-Serges, Shalloons, or any other Drapery Stuffs or Woollen Manufactures whatſoever, made or mixed with Wooll or Woollflocks, being of the Product or Manufacture of any of the *Engliſh* Plantations in *America*, ſhall be loaden or laid on board in any Ship or Veſſel, in any Place or Parts within any of the ſaid *Engliſh* Plantations, upon any Pretence whatſoever; as likewiſe that no ſuch Wooll, Woollfells, Shortlings, Mortlings, Woollflocks, Worſted, Bay, or Woollen Yarn, Cloth, Serge, Bays, Kerſeys, Says, Frizes, Druggets, Cloth-Serges, Shalloons, or any other Drapery Stuffs, or Woollen Manufactures whatſoever, made up or mixt with Wooll or Woollflocks, being of the Product or Manufacture of any of the *Engliſh* Plantations in *America*, as aforeſaid, ſhall be loaden upon any Horſe, Cart, or other Carriage, to the Intent and Purpoſe to be exported, tranſported, carried or conveyed out of the ſaid *Engliſh* Plantations to any other of the ſaid Plantations, or to any other Place whatſoever; upon the ſame and like Pains, Penalties, and Forfeitures, to and upon all and every the Offender and Offenders herein, within all and every of the ſaid *Engliſh* Plantations reſpectively, as are preſcribed and provided by this Act for the like Offences committed within the Kingdom of *Ireland*; and all Governors or Commanders in Chief of the ſaid reſpective Plantations, as alſo all Officers employed in the Cuſtoms, or other Branches of his Majeſty's Revenue there, are hereby authorized, charged, and required to take effectual Care, that the true Intent and Meaning of this Act, ſo far forth as it relates to the ſaid reſpective Plantations, be duly put in Execution.

No Wooll, &c. of the Produce of the *Engliſh* Plantations in *America*, ſhall be exported,

under the like Penalties, &c.

XX. And be it further enacted by the Authority aforeſaid, That all and every Perſon and Perſons, who after the ſaid four and twentieth Day of *June* ſhall be guilty of any Offence or Offences, contrary to the true Intent and Meaning of this or any other Act of Parliament made for the preventing the Exportation of Wooll, ſhall and may be proſecuted for any ſuch Offence or Offences by Action, Suit, or Information in any of his Majeſty's Courts of Record at *Weſtminſter*, and thereupon a *Capias* ſhall and may iſſue the firſt Proceſs, ſpecifying the Sum of the Penalty ſued for; and ſuch Perſon or Perſons ſhall be obliged to give good and ſufficient Bail and Security, by natural born Subjects or Denizens, to the Officer ſerving or executing ſuch Proceſs againſt him or them, to appear in the Court out of which ſuch *Capias* ſhall iſſue, at the Day of the Return of ſuch Writ, to anſwer ſuch Suit or Proſecution, and ſhall likewiſe at the Time of ſuch Appearance give ſufficient Bail or Security by ſuch Perſons as aforeſaid, in the ſaid Court, to anſwer and pay the Forfeitures and Penalties incurred for ſuch Offence or Offences, in caſe he, ſhe, or they ſhall be convict thereof, or to yield his, her, or their Bodies to Priſon.

Offenders may be ſued in any of the Courts at *Weſtminſter*, and be obliged to give ſufficient Bail.

XXI. Provided alſo, and it is hereby further enacted, That after the nine and twentieth Day of *September* in the Year of our Lord one thouſand ſix hundred ninety-nine, the Lord Lieutenant, Lord Deputy, or Lords Juſtices for the Time being for the Kingdom of *Ireland*, or any of them, are hereby required to give Direction in Council, that this Act ſhall be given in charge by the ſeveral Judges of the Kingdom of *Ireland*, at all the Aſſizes that ſhall be held in that Kingdom, to the end that this Act may be ſtrictly put in Execution, according to the true Intent and Meaning thereof; which ſaid Judges are hereby impowered and required, from Time to Time, to take particular Accounts throughout their reſpective Circuits, of the due Execution of this Act, and at their Returns to *Dublin*, at the End of every Circuit, ſhall acquaint the ſaid Lord Lieutenant, Lord Deputy, or Lords Juſtices of that Kingdom for the Time being in Council, with all Accounts or Informations they ſhall have ſo received of any Breach of the ſaid Act, or Negligence or Faults in any of the Officers to whom the Execution of this Act is committed, to the End that the ſaid Chief Governors, or any of them, for the Time being, may be the better informed and enabled to look to and provide for the ſtrict and punctual Obſervation of this Act, throughout that Kingdom; of which the ſaid Chief Governors, or any of them, for the Time being, ſhall once every Year lay a particular Account in Writing, under his or their Hands, before the King, his Heirs and Succeſſors, in Council.

Act to be given in charge by the Judges of Ireland at the Aſſizes,

who are to take Accounts of the Execution thereof, and acquaint the Lord Deputy, &c. therewith.

Farther Proviſions relating hereto,
3 *Geo.* 1. *c.* 21.
4 *Geo.* 1. *c.* 11.
5 *Geo.* 1. *c.* 11.
12 *Geo.* 1. *c.* 34.
13 *Geo.* 1. *c* 23.
5 *Geo.* 2. *c.* 21. 12 *Geo.* 2. *c.* 28. 15 *Geo.* 2. *c.* 27. 25 *Geo.* 2. *c.* 14. 26 *Geo.* 2. *c.* 8. & 11. 29 *Geo.* 2. *c.* 33. 30 *Geo.* 2. *c.* 12.

CAP. XI.

An Act to enable such Officers and Soldiers as have been in his Majesty's Service, during the late War, to exercise Trades: And for Officers to account with their Soldiers. EXP. 5 Eliz. c. 4.

CAP. XII.

An Act for raising the Militia for the Year one thousand six hundred ninety-nine, although the Month's Pay formerly advanced be not repaid.

'II. AND whereas Papists, reputed Papists, and such Persons as do or shall refuse to take the Oaths mentioned in an Act of Parliament, made in the first Year of the Reign of King WILLIAM and Queen MARY, intituled, *An Act for abrogating the Oaths of Supremacy and Allegiance, and appointing other Oaths*, when lawfully tendred to them, are not thought fit to be intrusted with setting out Horses and Arms in the Militia of this Kingdom;' Be it enacted by the Authority aforesaid, That where any Papist, or reputed Papist, or other Person refusing to take the Oaths as aforesaid, are in respect of their Estates charged or chargeable to the finding any Horse, Horseman and Arms, or any Foot Soldier and Arms, the Lieutenant or Lieutenants, or in their Absence, the Deputy Lieutenants of and for the County, Riding, Division or Place where such Estates do lie, or three or more of them, are hereby authorized and impowered to nominate and appoint such Person or Persons as they shall think most meet and proper, to furnish and set forth one or more Horse, Horsemen and Arms, or Foot Soldiers and Arms, for the said Estates; and shall and may charge the same Estates with the Payment of the yearly Sums hereafter mentioned; that is to say, For a Horse, Horseman and Arms, the Sum of eight Pounds, and for every Foot Soldier and Arms, the Sum of thirty Shillings, to be paid to the Persons that shall furnish and set forth the same: And in case such Papist, or reputed Papist, or Persons refusing to take the Oaths as aforesaid, shall neglect or refuse to pay the same upon Demand, it shall and may be lawful to and for the said Lieutenants, or three or more of the said Deputy Lieutenants, by Warrant under their Hands and Seals, to levy the same by Distress and Sale of the Goods of such Papist, or reputed Papist, or Person refusing to take the Oaths as aforesaid, or upon his and their several and respective Tenant or Tenants, and the remaining Arrears from the said Persons refusing the Discharge thereof, for the like Services already performed, to be adjudged and determined by three Deputy Lieutenants, or more of them, rendring the Overplus to the Party so distrained, all necessary Charges in levying thereof being first deducted; and the Tenant or Tenants so paying or distrained on as aforesaid, shall and are hereby impowered to deduct the same out of their Rents payable for the said Estates. 1 W. & M. ff. 1. c. 8. 4 & 5 P. & M. c. 3. Papists chargeable with finding Horse and Arms, &c. *Burn, V.* 2.—150, &c. Lieutenant, &c. to furnish, and charge such Papists Estates with Payment, &c.

III. And be it further enacted by the Authority aforesaid, That where two or more Persons are charged to find any Horse or Foot Soldier and Arms, it shall and may be lawful to and for any three or more Deputy Lieutenants of the same County, Riding, Division, Limits of the Cinque Ports or other Places, to direct and appoint who shall find the Horse and Arms, or Foot Soldier and Arms, and who shall be the Contributors, and to settle the Sums of Money to be paid by every Contributor, in case the same Contribution be not ascertained by Agreement of the Parties: And if any Person so charged as a Contributor, being Inhabitant of the said County, Riding, Division, Limits of the Cinque Ports, or other Place, shall refuse to pay his Proportion upon Demand, or in case he be not an Inhabitant in that County, Riding, Division, Limits of the Cinque Ports, or other Place, his Tenant or Tenants, whose Estate is charged with the same Proportion, shall neglect or refuse to pay his said Proportion upon Demand, that then it shall and may be lawful to and for three or more Deputy Lieutenants of the said County, Riding, Division, Limits of the Cinque Ports, or other Place, by Warrant under their Hands and Seals, to levy such Sum and Sums of Money, by Distress and Sale of the Goods of the Person so neglecting or refusing to pay, if he be an Inhabitant of the same County, Riding, Division, Limits of the Cinque Ports, or other Place, and in case he dwell out of the County, Riding, Division, Limits of the Cinque Ports, or other Place, then by Distress and Sale of the Goods of his Tenant or Tenants, or the Estate charged with the same Proportion, rendring the Overplus to the Party, all necessary Charge in levying thereof being first deducted; and the Tenant and Tenants is and are hereby authorized and impowered to deduct and defaulk the Sum so charged, out of the Rent by him or them payable to his or their Landlord; and the Sum so levied, shall be paid according to the Direction of the Warrant of such three or more Deputy Lieutenants. [These Clauses made perpetual by 1 Annæ, Stat. 2. cap. 23. sect. 3.] Where two or more are charged with finding Horseman and Arms, &c. Deputy Lieutenant may direct who shall be Contributors thereto, &c. *Farther Provisions relating hereto*, 1 *Ann. Stat.* 2. c. 23. 1 *Geo.* 1. *Stat.* 2. c. 14. 9 *Geo.* 1. *c.* 8. 7 *Geo.* 2. *c.* 23. 30 *Geo.* 2. *c.* 25. 31 *Geo.* 2. *c.* 26. 32 *Geo.* 2. *c.* 20. 33 *Geo.* 2. *c.* 2, 22 & 24.

CAP. XIII.

An Act for continuing the Imprisonment of *Counter* and others, for the late horrid Conspiracy to assassinate the Person of his sacred Majesty. EXP.

CAP. XIV.

An Act for limiting certain Times, within which Writs of Error shall be brought for the reversing Fines, Common Recoveries and Antient Judgments.

'WHEREAS Fines and Common Recoveries are the principal Assurances of Mens Estates, and Titles and Possessions depend thereon, and are protected and secured thereby, and by antient 31 *Ed.* 3. *Stat.* 1. *c.* 12.

Judg-

'Judgments, which nevertheleſs are reverſible at any Time, without Reſtraint or Limitation, for any 'Error or Defect which happens therein by the Ignorance or Careleſneſs of Clerks, and ſometimes by 'unavoidable Accidents:' For the Remedy whereof, and for the quieting Mens Titles and Poſſeſſions under antient Fines and Recoveries, and antient Judgments, be it enacted and ordained by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by Authority of the ſame, That no Fine or Common Recovery, nor any Judgment in any real or perſonal Action, ſhall from and after the firſt Day of *May* one thouſand ſix hundred ninety-nine, be reverſed or avoided, for any Error or Defect therein, unleſs the Writ of Error or Suit for the reverſing ſuch Fine, Recovery or Judgment, be commenced, or brought and proſecuted with Effect, within twenty Years after ſuch Fine levied, or ſuch Recovery ſuffered, or Judgment ſigned or entred of Record.

No Fine or Recovery, &c. ſhall be reverſed, unleſs Writ of Error be brought in 20 Years after Fine levied, &c.

II. Provided always, That if any Perſon who is or ſhall be intituled to any ſuch Writ of Error as aforeſaid, ſhall, at the Time of ſuch Title accrued, be within the Age of twenty-one Years, or Covert, *Non compos Mentis*, impriſoned, or beyond the Seas, That then ſuch Perſon, his or her Heirs, Executors or Adminiſtrators (notwithſtanding the ſaid twenty Years expired) ſhall and may bring his, her or their Writ of Error, for the reverſing any ſuch Fine, Recovery or Judgment, as he, ſhe or they might have done, in caſe this Act had not been made, ſo as the ſame be done within five Years after his or her full Age, Diſcoverture, coming of ſound Mind, Enlargement out of Priſon, or returning from beyond the Seas, or Death, but not afterwards, or otherwiſe.

Proviſo.

See 4 Ann. c. 16. which gives Coſts on quaſhing Writ of Error.

CAP. XV.

An Act for continuing the Act for the more eaſy Recovery of ſmall Tithes.

'WHEREAS an Act made in the Seventh and Eighth Years of his preſent Majeſty's Reign, intituled, *An Act for the more eaſy Recovery of ſmall Tithes*, has been by Experience found very uſeful 'and neceſſary; and whereas the ſaid Act was to continue but three Years, and to the End of the next 'Seſſion of Parliament, and is now near expiring;' Be it therefore enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the ſaid recited Act, with all the Clauſes and Powers therein contained, ſhall continue and be in Force for the Space of ſeven Years, from and after the Expiration thereof as aforeſaid, and from thence to the End of the next Seſſion of Parliament, and no longer.

7 & 8 W. 3. c. 6. continued for 7 Years.

CAP. XVI.

An Act to enable poſthumous Children to take Eſtates as if born in their Father's Life-time.

'WHEREAS it often happens, that by Marriage and other Settlements, Eſtates are limited in 'Remainder to the Uſe of the Sons and Daughters, the Iſſue of ſuch Marriage, with Remainders 'over, without limiting an Eſtate to Truſtees to preſerve the contingent Remainders limited to ſuch Sons 'and Daughters, by which Means ſuch Sons and Daughters, if they happen to be born after the De'ceaſe of their Father, are in Danger to be defeated of their Remainder by the next in Remainder after 'them, and left unprovided for by ſuch Settlements, contrary to the Intent of the Parties that made 'thoſe Settlements;' Be it enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this Parliament aſſembled, and by the Authority of the ſame, That where any Eſtate already is or ſhall hereafter, by any Marriage or other Settlement, be limited in Remainder to, or to the Uſe of the firſt or other Son or Sons of the Body of any Perſon lawfully begotten, with any Remainder or Remainders over to, or to the Uſe of any other Perſon or Perſons, or in Remainder to, or to the Uſe of a Daughter or Daughters lawfully begotten, with any Remainder or Remainders to any other Perſon or Perſons, that any Son or Sons, or Daughter or Daughters of ſuch Perſon or Perſons lawfully begotten or to be begotten, that ſhall be born after the Deceaſe of his, her or their Father, ſhall and may, by virtue of ſuch Settlement, take ſuch Eſtate ſo limited to the firſt and other Sons, or to the Daughter or Daughters, in the ſame Manner, as if born in the Life-time of his, her or their Father, although there ſhall happen no Eſtate to be limited to Truſtees, after the Deceaſe of the Father, to preſerve the contingent Remainder to ſuch afterborn Son or Sons, Daughter or Daughters, until he, ſhe or they come *in eſſe*, or are born, to take the ſame; any Law or Uſage to the contrary in any wiſe notwithſtanding.

Vin. V. 18. 408. Eſtates limited in Remainder to the lawful Iſſue of the Body of any Perſon; Son or Daughter born after the Deceaſe of the Father, may take ſuch Eſtate as if born in his Life-time, &c. although there be no Limitation to Truſtees, &c.

II. Proviſo. Provided always, That nothing in this Act ſhall extend or be conſtrued to extend to diveſt any Eſtate in Remainder, that by Virtue of any Marriage or other Settlement, is already come to the Poſſeſſion of any Perſon or Perſons, or to whom any Right is accrued, though not in actual Poſſeſſion, by Reaſon or Means of any afterborn Son or Sons, or Daughter or Daughters not happening to be born in the Life-time of his, her or their Father.

CAP. XVII.

An Act for ſuppreſſing of Lotteries.

'WHEREAS ſeveral evil-diſpoſed Perſons, for divers Years laſt paſt, have ſet up many miſchievous and unlawful Games, called *Lotteries*, not only in the Cities of *London* and *Weſtminſter*, and in the Suburbs thereof, and Places adjoining, but in moſt of the eminent Towns and Places in *England*, and in the Dominion of *Wales*, and have thereby moſt unjuſtly and fraudulently got to themſelves great Sums of Money from the Children and Servants of ſeveral Gentlemen, Traders and Merchants, and from other unwary Perſons, to the utter Ruin and Impoveriſhment of many Families, and to the Reproach of the *Engliſh* Laws and Government, by Colour of ſeveral Patents or Grants under the Great Seal of *England* for the ſaid Lotteries, or ſome of them; which ſaid Grants or Patents are againſt the common Good, Trade, Welfare and Peace of his Majeſty's Kingdoms:' For Remedy whereof be it enacted, adjudged and declared, and it is hereby enacted, adjudged and declared by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That all ſuch Lotteries, and all other Lotteries, are common and publick Nuiſances, and that all Grants, Patents and Licences for ſuch Lotteries, or any other Lotteries, are void and againſt Law.

Lotteries declared publick Nuiſances, and all Grants thereof void.

II. And be it further enacted by the Authority aforeſaid, That from and after the nine and twentieth Day of *December*, which ſhall be in the Year of our Lord God one thouſand ſix hundred ninety-nine, no Perſon or Perſons whatſoever ſhall publickly or privately exerciſe, keep open, ſhew or expoſe to be plaid at, drawn at, or thrown at, or ſhall draw, play or throw at any ſuch Lottery, or any other Lottery, either by Dice, Lots, Cards, Balls, or any other Numbers or Figures, or any other Way whatſoever; and that every Perſon or Perſons that ſhall, after the ſaid nine and twentieth Day of *December*, exerciſe, expoſe, open or ſhew to be plaid, thrown or drawn at, any ſuch Lottery, Play or Device, or other Lottery, ſhall forfeit for every ſuch Offence the Sum of Five hundred Pounds, to be recovered by Information, Bill, Plaint or Action at Law in any of his Majeſty's Courts at *Weſtminſter*, wherein no Eſſoin, Wager of Law, nor any more than one Imparlance ſhall be allowed; one third Part thereof to the Uſe of his Majeſty, his Heirs and Succeſſors, one other third Part thereof to the Uſe of the Poor of the Pariſh where ſuch Offence ſhall be committed, and the other third Part thereof, together with double Coſts, to the Party that ſhall inform and ſue for the ſame; and the ſaid Parties ſo offending ſhall likewiſe be proſecuted as common Rogues, according to the Statutes in that caſe made and provided.

From 29 Dec. 1699. no Perſon to keep open ſuch Lottery, &c.

Penalty on Offender.

9 Ann. c. 6. §. 56.
10 Ann. c. 26. §. 109.
8 Geo. 1. c. 2. §. 36.
9 Geo. 1. c. 19.
6 Geo. 2. c. 35. §. 29.

III. And be it further enacted, That every Perſon or Perſons, that after the ſaid nine and twentieth Day of *December*, ſhall play, throw, or draw at any ſuch Lottery, Play, or Device, or other Lotteries, ſhall forfeit for every ſuch Offence the Sum of twenty Pounds, to be recovered by Information, Bill, Plaint, or Action at Law, in any of his Majeſty's Courts at *Weſtminſter*, wherein no Eſſoin, Wager of Law, nor any more than one Imparlance, ſhall be allowed, one third Part thereof to the Uſe of his Majeſty, his Heirs and Succeſſors, one other third Part thereof to the Uſe of the Poor of the Pariſh where ſuch Offence ſhall be committed, and the other third Part thereof, together with double Coſts, to the Party that ſhall inform and ſue for the ſame.

Penalty on Perſon playing at ſuch Lotteries.

12 Geo. 2. c. 28.

IV. Provided nevertheleſs, That nothing in this Act contained ſhall extend or be conſtrued to extend to effect or to inforce the ſuppreſſing of a Lottery, commonly called, *The Royal Oak Lottery*, for the Remainder only of the Term for which it now ſtands granted by Letters Patents under the Great Seal of *England*; any thing herein before contained to the contrary notwithſtanding.

Royal Oak Lottery to continue for the Term granted by Patent only.

V. Provided alſo, That nothing in this Act contained ſhall extend to affect, reſtrain, or prejudice the Undertaking now in being, called, *The charitable Adventure for the Benefit of* Greenwich *Hoſpital*, by the preſent Undertakers thereof, with the Approbation of the Governors and Commiſſioners appointed for the Management of the ſaid Hoſpital, for any Time before the four and twentieth Day of *June* one thouſand ſeven hundred.

This Act not to affect the Lottery for Greenwich Hoſpital.

CAP. XVIII.

An Act for taking off the remaining Duties upon Glaſs Wares.

'WHEREAS in and by an Act made and paſſed in the Parliament holden at *Weſtminſter*, in the ſixth Year of his Majeſty's Reign, intituled, *An Act for granting to his Majeſty certain Duties upon Glaſs Wares, Stone and Earthen Bottles, Coals, and Culm, for carrying on the War againſt* France, ſeveral Rates and Duties, therein mentioned, were laid upon all Glaſs and Glaſs Wares, Stone and Earthen Bottles, which at any Time or Times, during the Term of five Years, from the nine and twentieth Day of *September* which was in the Year of our Lord one thouſand ſix hundred ninety-five, ſhould be made within the Kingdom of *England*, Dominion of *Wales*, and Town of *Berwick* upon *Tweed*, or imported, or brought into the ſame; and in and by another Act made and paſſed in the Parliament holden at *Weſtminſter* in the ſeventh Year of his Majeſty's Reign, intituled, *An Act for continuing to his Majeſty certain Duties upon Salt, Glaſs Wares, Stone and Earthen Wares, and for granting ſeveral Duties upon Tobacco Pipes, and other Earthen Wares, for carrying on the War againſt* France, *and for eſtabliſhing a national Land Bank, and for taking off the Duties upon Tunnage of Ships, and upon Coals*, the aforeſaid Rates and Duties upon Glaſs or Glaſs Wares, Stone Bottles, and Earthen Bottles, are continued and granted

6 W. 3. c. 18.

7 W. 3. c. 31.

to

'to his Majesty, his Heirs and Successors, for ever: And whereas by another Act made and passed in the
9 W. 3. c. 45. 'Parliament holden at *Westminster* in the ninth Year of his Majesty's Reign, intituled, *An Act for taking away half the Duties imposed on Glass, and the whole Duties lately laid on Stone and Earthen Wares, and Tobacco Pipes, and for granting (in lieu thereof) new Duties upon Whale Fins and* Scotch *Linen*, it is (amongst other Things) enacted, That from and after the first Day of *August* one thousand six hundred ninety-eight, one Moiety or Half-part of the several Rates and Duties by the aforesaid Acts, or either of them, charged and made payable for or upon the said Glass and Glass Wares should cease, determine, and be no longer payable to his Majesty, his Heirs or Successors; as by the said several Acts of Parliament, Relation being thereunto severally had, may more fully appear: And whereas it is found by Experience, that the remaining Duties on Glass and Glass Wares are very vexatious and troublesome in the levying and collecting the same, and of small Advantage to the Crown, and, should the same be continued, would lessen the Duty on Coals, much more than the said Duties on Glass Wares will amount to, will hinder the employing great Numbers of Poor, and endanger the Loss of so beneficial a Manufacture to this Kingdom;' be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the first Day of *August* one thousand six hundred ninety-nine, the remaining Moiety or Half-part of the several Rates and Duties by the aforesaid Acts, any or either of them, charged or imposed, for and upon the said Glass or Glass Wares, shall cease, determine, and be no longer payable, paid, or collected to or to the Use of his Majesty, his Heirs or Successors, in any Manner of wise; any Thing in the said Acts, any or either of them, contained to the contrary notwithstanding.

Remaining Duties on Glass and Glass Wares determined.

CAP. XIX.

PR. An Act for the making and keeping navigable the Rivers of *Aire* and *Calder* in the County of *York*. The Undertakers may build Locks, Wears, &c. make Ways, &c. or turn Highways, and set out Towing-paths, satisfying the Owners. Commissioners to be Mediators between the Undertakers and Owners of Lands, &c. Persons refusing to agree, &c. Sheriff of *York* to impanel a Jury. Jury on Oath to inquire and assess Damages. Commissioners thereupon to give Judgment, which shall be binding, and kept among the Records at the Sessions, and a Transcript thereof at *Leeds*. On Payment of the Sums agreed, &c. Undertakers may dig, &c. Commissioners in case of Death or Refusal, may nominate others, having an Estate of 200 *l. per Annum*, or 4,000 *l.* For every Tun of Cloth or other Goods, &c. carried up or down the said Rivers from *Weeland* to *Leeds* and *Wakefield*, &c. yearly from 1 *May* to 1 *October*, 10 *s.* And from 1 *October* to 1 *May* 16 *s.* &c. On Non-payment Undertakers may sue, or detain the Goods, &c. Watermen, &c. may set up Winches, &c. Barge or Boat Masters answerable for Damages, to the Wears, Locks, &c. or to the Owners of Lands, &c. Commissioners to have the sole Power of surveying the said Rivers, &c. and exempted from Commissions of Sewers. Undertakers to be at the sole charge of cleansing, &c. Undertakers obliged to purchase Mills, &c. at the Rates appointed, and satisfy the Owners for Damages. Undertakers to raise the Banks of the Rivers proportionably, and maintain the same in good Repair. Royalties, &c. of *Pontefract* reserved. *Knottingley* Mill Dam not to be demolished. No new Cut to be made between *Weeland* and *Ouze*. This Act not to prejudice *Pontefract* antient Tolls, &c. *Knottingley* Boats, &c. exempted from Tolls.

CAP. XX.

PR. An Act for making and keeping the River *Trent*, in the Counties of *Leicester*, *Derby*, and *Stafford*, navigable. *William* Lord *Paget*, Lord of the Manor of *Burton* upon *Trent*, &c. to have full Power for making the River *Trent* navigable, from *Wilden Ferry* to *Burton* Town, and cut the Banks, &c. and alter and amend the same, and make Ways, &c. and Towing-paths. Commissioners to adjust Differences, and settle the Satisfaction to be made. Persons not agreeing, Commissioners to ascertain the Damages, on the Oaths of a Jury, and decree what Recompence the Owner shall have, which shall be conclusive, &c. If the Matter lie between two Counties, Sheriff of each to summon twelve Men. On Payment of Money assessed, Undertaker may act, &c. No Commissioner to act where personally concerned. No Meeting to be held above seven Miles from the Place in Question. In case of Death of Commissioners, Survivors may nominate others, having 100 *l. per Annum*. Undertaker to have 3 *d.* a Tun for all Goods, &c. carried on the River above *Wilden Ferry*. Lord *Paget*, &c. may make By-laws, &c. and set Fines, which shall be binding. Justices of Assize may alter or reform the same. Master of Barge or Boat answerable for Damage, &c. Commissioners to survey the River and Banks, &c. and make Orders and Decrees, &c. at the Undertaker's Charge. Lord *Paget* to set up Gates, Bridges, &c. River *Trent* to be for ever a navigable River, from *Gainesborough* to *Wilden Ferry*, &c. Six hundred Pounds to be raised on the Inhabitants of *Burton*, over and above the 600 *l.* raised by the Duties. Parties aggrieved may appeal. All Proceedings, &c. to be entred in a Book, be kept by the Steward of *Burton*, and recorded. Not to prejudice *Wilden Ferry*, and others. *William Paget*, Esq; to act for his Father during his Absence. Manor of *Burton* coming to Infant, Guardians may act. River to take its ancient Current by *Repton*. No Person to come upon the Earl of *Huntingdon*'s Lands, on the South Side the River *Trent*, except *Heys Meadow*. If Lock be made between the four Flood-gates, &c. Lord *Paget* to keep the same in Repair, &c. This Act not to hinder the said Earl from Right of Fishing, &c. No Wharfs or Warehouses to be erected between *Nottingham* Bridges and *Burton*, &c. without Commissioners Consent.

CAP.

CAP. XXI.

An Act for laying further Duties upon Sweets, and for leſſening the Duties as well upon Vinegar, as upon certain Low Wines, and Whale Fins, and the Duties upon Brandy imported, and for the more eaſy raiſing the Duties upon Leather, and for charging Cynders, and for permitting the Importation of Pearl Aſhes, and for preventing Abuſes in the brewing of Beer and Ale, and Frauds in Importation of Tobacco.

Moſt Gracious Sovereign,

WE your Majeſty's moſt dutiful and loyal Subjects, the Commons of *England*, in Parliament aſſembled, as a further Supply for your Majeſty's neceſſary Occaſions, have given and granted unto your Majeſty the Rates and Duties herein after mentioned, and do humbly beſeech your Majeſty, that it may be enacted; and be it enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That there ſhall be raiſed, levied, collected, and paid, to and for the Uſe of your Majeſty, your Heirs and Succeſſors, for and upon all Sweets made or to be made within the Kingdom of *England*, Dominion of *Wales*, and Town of *Berwick* upon *Tweed*, for Sale (over and above all former Duties already granted upon Sweets, and which are to continue during the reſpective Terms granted in the ſame) the Rates and Duties following; that is to ſay, Duties to be paid on Sweets.

II. For every Barrel of Sweets made for Sale, after the tenth Day of *May* one thouſand ſix hundred ninety-nine, and before the twentieth Day of *July* one thouſand ſix hundred ninety-nine, the Sum of twelve Shillings. Sweets made before 20 July 1699. 12 s. per Barrel.

III. For every Barrel of Sweets made for Sale, after the nineteenth Day of *July* one thouſand ſix hundred ninety-nine, and before the twenty-fifth Day of *March* one thouſand ſeven hundred and one, the Sum of twenty-four Shillings. And before 25 March 1701. 24 s. per Barrel.

IV. And for every Barrel of Sweets made for Sale, from and after the twenty-fourth Day of *March* one thouſand ſeven hundred, and before the five and twentieth Day of *March* which ſhall be in the Year of our Lord one thouſand ſeven hundred and ſix, the Sum of ſix and thirty Shillings: The ſaid Duties to be paid by the Maker and Makers of the ſaid Sweets, and ſo in Proportion for greater or leſſer Quantities. Before 25 March 1706. 36 s. per Barrel by the Maker.

V. And it is hereby declared, That all Liquors made by Infuſion, Fermentation, or otherwiſe, from foreign Fruit or Sugar, or from Fruit or Sugar mixt with other Materials, and commonly made uſe of for recovering, increaſing, or making of any Kinds of Wine or Cyder, or of any Liquor called *Wine*, ſhall be deemed to be Sweets within the Meaning of this and all former Acts for laying Duties on Sweets; and that the reſpective Duties impoſed on Sweets by every of the ſaid former Acts are chargeable by the Barrel, and ſo in Proportion for any greater or leſſer Quantity; and that any Perſon who is a Retailer of, or ſhall at any Time ſell or make uſe of, any the Liquors aforeſaid, for any the Purpoſes before mentioned, and in whoſe Cuſtody any Quantity of ſuch Sweets, exceeding two Gallons, ſhall be found, ſhall be deemed and taken to be a Maker of Sweets for Sale within the Meaning of this and the ſaid former Acts. Liquors deemed to be Sweets. 10 Geo. 2. c. 17. Duties chargeable by the Barrel. Maker of Sweets.

VI. Provided always, and be it enacted by the Authority aforeſaid, That all Refiners of Sugar, who ſhall before the firſt Day of *June* one thouſand ſix hundred ninety-nine, enter into a Bond or Bonds to his Majeſty, of the penal Sum of five hundred Pounds, upon Condition that he or they ſhall not ſell, deliver out, or diſpoſe of any Sweets or Liquors, commonly called *Syrups*, made from Sugar (except Mellaſſuſes) or make uſe of the ſame, in making or increaſing, or improving any Wine, Cyder, or Perry, or any Liquor called *Wine*, ſhall not be chargeable with the Duties of Sweets or Syrups hereby impoſed, which he or they ſhall make from Sugar, until he or they ſhall ſo ſell, diſpoſe, or make uſe of ſuch Sweets or Liquors made from Sugar. Proviſo. Refiners of Sugar.

VII. And it is enacted by the Authority aforeſaid, That the Duties on Sweets hereby granted ſhall be applied, and are hereby appropriated, for the ſame Uſes and Purpoſes, to which Part of the preſent Duties on Sweets, with all the Duties on Malt, are appropriated, by an Act of Parliament made in the eighth Year of his Majeſty's Reign. Duties how appropriated. 8 W. 3. c. 22.

'VIII. And whereas by Virtue of ſeveral Acts of Parliament now in Force, there are ſeveral different 'Rates and Duties impoſed on Vinegar, Vinegar Beer, or Liquors prepared for Vinegar, made within this 'Kingdom for Sale, by which Means the ſame Liquor is twice charged in different Operations; and it is 'found by Experience, that Vinegar made by paſſing through Rape is much better for any Uſe at home, 'and fitter for Exportation, than any other Sort of *Engliſh* Vinegar; and that the high Duties chargeable 'on Rape Vinegar by the former Acts are ſo great a Diſcouragement to the Makers thereof, that little or 'none is made, whereby his Majeſty is defeated of the ſaid high Duties, and the Nation deprived of 'a good and ſound Commodity;' Be it therefore enacted by the Authority aforeſaid, That from and after the tenth Day of *May* one thouſand ſix hundred ninety-nine, all the Duties on Vinegar, Vinegar Beer, and Liquor preparing for Vinegar, which might be chargeable after the ſaid tenth Day of *May* one thouſand ſix hundred ninety-nine, by Virtue of the ſaid former Acts, or any of them, ſhall ceaſe and determine, From 10 May 1699. Duties on Vinegar, &c. to ceaſe.

From 10 May, Maker to pay 8 s. per Barrel for Vinegar &c.

IX. And be it further enacted by the Authority aforeſaid, that from and after the ſaid tenth Day of *May* one thouſand ſix hundred ninety-nine, there ſh ll be raiſed, levied, collected and paid, for and upon every Barrel of Vinegar, Vinegar Beer, or Liquors preparing for Vinegar, which ſhall be brewed or made of any *Engliſh* or foreign Materials, by any Perſon or Perſons whatſoever, for Sale, and ſo in Proportion for a greater or leſſer Quantity, the Sum of eight Shillings, to be paid by the Maker thereof, in the Manner hereafter in this Act expreſſed.

' Vinegar made for Pickles for Sale to pay Duty by 8 Annæ, c. 7. §. 4.'

The Terms of Payment.

Money ariſing thereby how applied.

X. And it is hereby enacted and declared by the Authority aforeſaid, That the Duties on Vinegar, Vinegar Beer, and Liquors preparing for Vinegar hereby granted, ſhall be raiſed and paid during the reſpective Terms hereafter mentioned, and no longr: And the Monies thereby ariſing ſhall be paid, applied and diſpoſed to and for the reſpective Uſes and Purpoſes following, that is to ſay ſix Pence, Part of the ſaid Duty of eight Shillings for every Barrel of Vinegar, Vinegar Beer, or Liquor preparing for Vinegar, ſhall be raiſed, collected and paid to his Majeſty during his Life, in lieu of the like Duty of ſix Pence charged on every Barrel of Vinegar Beer, by an Act made in the ſecond Year of the Reign of his preſent Majeſty and the late Queen, intituled, *An Act for granting to their Majeſties for their Lives, and the Life of the Survivor of them, certain Impoſitions upon Beer, Ale and other Liquors*, and ſhall be paid, applied and diſpoſed of, to and for the ſame Uſes and Purpoſes, as the Duties granted by the ſame Act are directed to be applied and diſpoſed of; ſix Pence more, Part of the ſaid eight Shillings, to his Majeſty, his Heirs and Succeſſors, in lieu of the like Duty of ſix Pence charged on every Barrel of Vinegar Beer, by an Act made in the twelfth Year of the Reign of the late King CHARLES the Second, intituled, *An Act for taking away the Court of Wards and Liveries, and Tenures* in Capite, *and by Knights Service, and Purveyance, and for ſettling of a Revenue upon his Majeſty in lieu thereof*, and ſhall be applied and diſpoſed of to and for the ſame Uſes and Purpoſes as the Duties granted by the ſame Act are directed to be applied and diſpoſed of; two Shillings and four Pence, Part of the ſaid eight Shillings, to his Majeſty, his Heirs and Succeſſors, during the Remainder of a Term of ninety-nine Years, commencing from the twenty-eighth Day of *January* one thouſand ſix hundred ninety-two, in lieu of certain Duties impoſed on Vinegar, and Vinegar Beer, and Liquors prepared for Vinegar, by an Act made in the fourth Year of his preſent Majeſty and the ſaid late Queen, intituled, *An Act for granting to their Majeſties certain Rates and Duties of Exciſe upon Beer, Ale and other Liquors, for ſecuring certain Recompences and Advantages in the ſaid Act mentioned, to ſuch Perſons as ſhall voluntarily advance the Sum of ten hundred thouſand Pounds, towards carrying on the War againſt* France, and ſhall be applied and diſpoſed of to and for the ſame Uſes and Purpoſes, as the Duties granted by the ſame Act are directed to be applied and diſpoſed of; two Shillings and four Pence, Part of the ſaid eight Shillings, to his Majeſty, his Heirs and Succeſſors, during the Remainder of a Term of ſixteen Years, commencing from the ſeventeenth Day of *May* one thouſand ſix hundred ninety-ſeven, in lieu of certain Duties impoſed on Vinegar, Vinegar Beer, and Liquors prepared for Vinegar by an Act made in the fifth and ſixth Years of the Reign of his preſent Majeſty and the ſaid late Queen, intituled, *An Act for granting to their Majeſties certain Rates and Duties upon Salt, and upon Beer, Ale and other Liquors, for ſecuring certain Recompences and Advantages in the ſaid Act mentioned, to ſuch Perſons as ſhall voluntarily advance the Sum of ten hundred thouſand Pounds, towards carrying on the War againſt* France, and ſhall be applied and diſpoſed of to and for the ſame Uſes and Purpoſes, as the Duties granted by the ſame Act are directed to be applied and diſpoſed of; two Shillings and four Pence, Reſidue of the ſaid eight Shillings, to his Majeſty, his Heirs and Succeſſors, in lieu of certain Duties impoſed on Vinegar, Vinegar Beer, and Liquors prepared for Vinegar, by another Act made in the ſame Years, intituled, *An Act for granting to their Majeſties certain Rates and Duties upon Tonnage of Ships and Veſſels, and upon Beer, Ale and other Liquors, for ſecuring certain Recompences and Advantages in the ſaid Act mentioned, to ſuch Perſons as ſhall voluntarily advance the Sum of fifteen hundred thouſand Pounds, towards carrying on the War againſt* France, and ſhall be applied and diſpoſed of to and for the ſame Uſes and Purpoſes, as the Duties granted by the ſame Act are directed to be applied and diſpoſed of.

2 W. & M. ſ. 1. c. 3.

12 Car. 2. c. 24.

4 W. & M. c. 3.

5 & 6 W. & M. c. 7.

5 & 6 W. & M. c. 20.

What Liquors ſhall be deemed Vinegar, &c.

XI. And for avoiding Diſputes and Controverſies which may ariſe touching Liquors preparing for Vinegar, be it enacted and declared, That all ſtale Beer, Returns of Beer or Ale, Cyder, Verjuice or any other Liquors proper to be made into Vinegar, which at any Time after the ſaid tenth Day of *May* one thouſand ſix hundred ninety-nine, ſhall be found in the Cuſtody or Poſſeſſion of any common Vinegar Maker (except ſuch Beer, Ale, and other Liquors as are to be drank in his Family, and which ſhall be kept ſeparate and apart for that Purpoſe) ſhall be deemed and taken to be Vinegar or Liquors preparing for Vinegar within the Meaning of this Act.

No Vinegar Maker ſhall receive or deliver out Liquors, &c. without Notice to Officer, &c.

XII. And be it further enacted by the Authority aforeſaid, That from and after the ſaid tenth Day of *May* one thouſand ſix hundred ninety-nine, no Vinegar Maker ſhall receive into his Cuſtody any ſtale Beer, Returns of Beer or Ale, Cyder, Verjuice or other Liquors, proper to be made into Vinegar, nor carry or deliver out any Vinegar in Caſks, or by the Gallon, without Notice thereof firſt given to the Officer of Exciſe for the Place or Diviſion where ſuch Maker ſhall inhabit, to the Intent that ſuch Officer may be preſent, to ſee and take an Account of the ſame, unleſs at ſuch Times as herein after are mentioned; that is to ſay, From the nine and twentieth Day of *September* to the five and twentieth Day of *March* yearly, between the Hours of ſeven in the Morning and five in the Evening, and from the ſaid five and twentieth Day of *March* to the nine and twentieth Day of *September* yearly, between the Hours of five in the Morning and ſeven in the Evening; upon Pain that every Maker doing contrary thereunto, ſhall forfeit for every ſuch Offence the Sum of fifty Pounds.

Penalty.

Maker to ſhew Gager the Liquors before mixt.

XIII. And be it further enacted by the Authority aforeſaid, That from and after the ſaid tenth Day of *May* one thouſand ſix hundred ninety-nine, every Vinegar Maker, receiving into his Cuſtody, any of the Liquors aforeſaid, ſhall ſhew the ſame to the Gager of the Diviſion where ſuch Maker ſhall live,

live, before he mix the said Liquors so received, or any Part thereof, with any other Liquors, Rape or other Materials, on Pain to forfeit for every such Omission or Neglect the Sum of twenty Pounds. Penalty.

XIV. And be it further enacted by the Authority aforesaid, That if any Vinegar Maker shall at any Time after the said tenth Day of *May* one thousand six hundred ninety and nine, without first giving Notice thereof, at the next Office of Excise, make use of any Storehouse, Warehouse, Cellar or other Place for the making, laying or keeping any Vinegar, Vinegar Beer or Liquors preparing for Vinegar, every such Vinegar Maker shall forfeit and lose for every such private Storehouse, Warehouse, Cellar, and other Place so made use of without such Notice as aforesaid, the Sum of fifty Pounds. Penalty on Vinegar Maker neglecting to give Notice.

'XV. And whereas the Duties on Vinegars and Vinegar Beer, charged by the former Acts, were com-
'puted by different Measures, whereby Disputes and Controversies have arisen touching the charging of
'the same:' For preventing whereof for the future, be it enacted and declared by the Authority aforesaid, That every thirty and four Gallons taken by the Gage, according to the Standard of the Ale Quart (four whereof shall be deemed a Gallon) remaining in the Custody of the Chamberlains of his Majesty's Exchequer, from and after the said tenth Day of *May* one thousand six hundred ninety-nine, shall be reckoned, accounted and returned by the Gager for a Barrel of Vinegar, Vinegar Beer, or Liquor preparing for Vinegar; any Thing in the said former Acts, or any of them, or any other Law, Statute or Provision to the contrary thereof in any wise notwithstanding. 34 Gallons shall be accounted a Barrel of Vinegar, &c.

'XVI. And whereas several Makers of Vinegar may have in their Custody several Quantities of Vine-
'gar Beer, or Liquors preparing for Vinegar, on the said tenth Day of *May* one thousand six hundred
'ninety-nine, for which they may then stand charged with, or have answered to his Majesty, some of
'the Duties imposed by the former Acts;' Be it enacted and declared by the Authority aforesaid, That every such Vinegar Maker shall, by Virtue of this Act, be chargeable for such Vinegar Beer, or Liquors preparing for Vinegar, with so much only as shall make the Duties charged thereon by Virtue of the former Acts, eight Shillings for every Barrel thereof, and no more; any Thing therein contained to the contrary notwithstanding. Stock how chargeable.

'XVII. And whereas it is found by Experience, that the Art of distilling Spirits or Brandy in this
'Kingdom is of late Years very much improved, and that Spirits or Brandy made here from Melasses and
'Sugar, which are the Produce of the *English* Plantations, is near as good as Brandy imported from fo-
'reign Parts: And whereas by an Act made in the seventh Year of the Reign of his present Majesty,
'intituled, *An Act for laying several Duties upon Low Wines or Spirits of the first Extraction, and for pre-*
'venting the Frauds and Abuses of Brewers, Distillers, and other Persons chargeable with the Duties of Excise,
'there is a Duty of eight Pence imposed upon every Gallon of Low Wines or Spirits of the first Extrac-
'tion, made or drawn from any foreign or imported Materials, or any Mixture with foreign Materials,
'and a Duty of three Pence upon every Gallon of Low Wines or Spirits of the first Extraction made or
'drawn from any *English* Materials, other than Drink made or brewed from malted Corn, or from Brewers
'Wash or Tilts, which said High Duties are a great Discouragement to the making of the said Commo-
'dities, and do occasion undue Practices in the same;' Be it therefore enacted by the Authority aforesaid, That from and after the tenth Day of *May* one thousand six hundred ninety-nine, four Pence *per* Gallon, Part of the said Duty of eight Pence imposed upon every Gallon of Low Wines and Spirits of the first Extraction, made or drawn from any foreign or imported Materials, or any Mixture with foreign Materials, and one Moiety or half Part of the said Duty of three Pence upon every Gallon of Low Wines or Spirits of the first Extraction, made or drawn from any *English* Materials (other than Drink made or brewed from malted Corn, or from Brewers Wash or Tilts) granted by the said former Act, shall cease and determine, and be no longer payable to his Majesty, his Heirs or Successors, in any Manner of wise; any Thing in the said Act to the contrary notwithstanding. 7 W. 3. c. 30. From 10 May 1699. One Moiety of the Duties on Low Wines, &c. to cease.

XVIII. Provided always, and it is hereby enacted, That this Act, or any Thing herein contained, shall not extend to take away, lessen or make void the Payment of any Sum or Sums of Money accruing or becoming due to his Majesty, for any Low Wines or Spirits of the first Extraction, actually made or drawn from any the Materials before mentioned, before the said tenth Day of *May* one thousand six hundred ninety-nine, and which shall be then due and owing to his Majesty; and that all and every the Clauses, Matters and Things in the last mentioned Act contained, for charging, securing, raising, levying or paying the whole Duties on the said Low Wines and Spirits of the first Extraction, which were thereby granted, and for disposing, applying and appropriating the same to the Uses and Purposes therein mentioned, shall be applied, practised and put in Execution for the charging, securing, levying, raising and paying the said remaining Parts of the said Duties upon Low Wines or Spirits (not hereby taken away) and for disposing, applying and appropriating thereof to the same Uses and Purposes, as fully and effectually as if the said Clauses, Matters and Things were for that Purpose again repeated and particularly re-enacted by this present Act. Act not to void the Payment of Duties already due. Former Act 7 W. 3. c. 30. continued.

XIX. And be it further enacted by the Authority aforesaid, That all and every the Powers, Authorities, Directions, Rules, Methods, Penalties, Forfeitures, Clauses, Matters and Things, which in and by an Act of Parliament made in the twelfth Year of the Reign of the late King CHARLES the Second, intituled, *An Act for taking away the Court of Wards and Liveries, and Tenures in Capite, and by Knights Service, and Purveyance, and for settling a Revenue upon his Majesty in lieu thereof*, or by any other Law now in Force relating to his Majesty's Revenue of Excise upon Beer, Ale and other Liquors, are provided, settled or established for raising, levying, collecting, recovering, adjudging or ascertaining the Duties thereby granted, or any of them (other than in such Cases for which other Penalties or Provisions are made and prescribed by this Act) shall be exercised, practised, applied, used, levied, recovered and 12 Car. 2. c. 24.

put in Execution for the raiſing, levying, collecting, recovering, and paying, as well the ſaid Duties upon Sweets, as the ſaid Duties upon Vinegar, Vinegar Beer, or Liquors preparing for Vinegar, and the ſeveral Duties upon Low Wines or Spirits of the firſt Extraction, during the Continuance of the ſame, or any of them, as fully and effectually, to all Intents and Purpoſes, as if all and every the ſaid Powers, Authorities, Rules, Directions, Methods, Penalties, Forfeitures, Clauſes, Matters, and Things were particularly repeated and again enacted in the Body of this preſent Act.

Fines, Penalties, &c. how recovered.

XX. And be it further enacted by the Authority aforeſaid, That all Fines, Penalties, and Forfeitures, by this Act impoſed, ſhall be ſued for, levied, and recovered by ſuch Ways, Means, and Methods, as any Fine, Forfeiture, and Penalty, is or may be recovered by any Law or Laws of Exciſe, or by Action of Debt, Bill, Plaint, or Information, in any of his Majeſty's Courts of Record at *Weſtminſter*; and that one Moiety of every ſuch Fine, Penalty, or Forfeiture, ſhall be to his Majeſty, his Heirs and Succeſſors, and the other Moiety to him or them that ſhall diſcover, inform or ſue for the ſame.

General Iſſue.

Treble Coſts.

XXI. Provided always, and be it further enacted by the Authority aforeſaid, That if any Perſon or Perſons ſhall at any Time be ſued or proſecuted for any thing by him or them done or executed in purſuance of this Act, or any other Act relating to his Majeſty's Revenue of Exciſe, he or they ſhall and may plead the General Iſſue, and give this Act and the ſaid reſpective Acts in Evidence for his or their Defence, and if upon the Trial a Verdict ſhall paſs for the Defendant or Defendants, or the Plaintiff or Plaintiffs be nonſuited, then ſuch Defendant or Defendants ſhall have treble Coſts to him or them awarded againſt ſuch Plaintiff or Plaintiffs.

Gagers to keep Account of Waſh, &c.

'XXII. And whereas it is found by Experience, that any Quantity of Waſh made of Melaſſes, will, 'upon Diſtillation, produce one fourth Part of the ſame Quantity into Low Wines or Spirits of the firſt 'Extraction; and that ſuch Low Wines or Spirits upon the ſecond Diſtillation will produce two third 'Parts of the Quantity of the ſame Low Wines or Spirits into Proof Spirits, or Spirits of the ſecond Ex'traction: And whereas many Diſtillers do hide and conceal great Quantities of ſuch Low Wines and 'Spirits from the Sight and View of the Gager, before he can come to charge the ſame, by Means where'of his Majeſty is very much defrauded in his Duties on ſuch Low Wines and Proof Spirits:' Be it therefore enacted by the Authority aforeſaid, That from and after the ſaid tenth Day of *May* one thouſand ſix hundred ninety-nine, it ſhall and may be lawful to and for the Gagers and Officers of Exciſe to keep an Account of all ſuch Waſh, which ſhall from Time to Time be found by him or them in the Hands of any Diſtiller, and upon any Decreaſe thereof, to charge ſuch Diſtiller with ſo much Low Wines or Spirits of the firſt Extraction, as one fourth Part of the Waſh ſo decreaſed ſhall amount unto; and alſo with ſo much Proof Spirits, or Spirits of the ſecond Extraction, as two third Parts of the Low Wines or Spirits of the firſt Extraction, ſo charged as aforeſaid, ſhall amount unto; and ſuch Diſtiller ſhall pay the reſpective Duties of the Low Wines and Spirits ſo charged, as by the former Act is directed and appointed; any thing in the ſaid Act, or any other Statute, to the contrary thereof in any wiſe notwithſtanding.

Diſtiller to pay the Duties.

10 & 11 W. 3. c. 4. §. 7.

'XXIII. And whereas by an Act next herein after recited, it is enacted, That upon the Diſcovery of 'any private Still, Back, or other Veſſel, according to the Directions of the ſaid Act, every ſuch Still, 'Back, and other Veſſel, ſhall be ſeized, and that the Owner or Owners of every ſuch Still, Back, and 'other Veſſel, who ſhall claim the ſame within twenty Days after ſuch Seizure, ſhall forfeit and loſe for 'every ſuch Still, Back, and other Veſſel, the Sum of two hundred Pounds: And whereas upon the Diſ'covery of ſeveral private Stills and Backs ſince the Commencement of the ſaid Act, ſome Doubt hath 'been made whether the Owners of ſuch Stills and Backs, by refuſing to claim the ſame within the Time 'limited by the ſaid Act, may not avoid the Penalties thereby impoſed;' be it enacted, That from and after the tenth Day of *May* one thouſand ſix hundred ninety-nine, the Proprietor of any ſuch private Still, Back, or other Veſſel, which ſhall be diſcovered according to the Directions of the ſaid Act, or the Perſon in whoſe Cuſtody the ſame ſhall be found, ſhall forfeit and loſe for every ſuch Still, Back, and other Veſſel, the ſaid Penalty of two hundred Pounds; any thing in the ſaid Act, or any other Law or Statute, to the contrary in any wiſe notwithſtanding.

Proprietor of private Still, &c. diſcovered, to forfeit 200 *l.*

10 & 11 W. 3. c. 4.

'XXIV. And whereas by an Act made in this preſent Seſſion of Parliament, intituled, *An Act to pro'hibit the exceſſive diſtilling of Spirits and Low Wines from Corn, and againſt the exporting of Beer and Ale, 'and to prevent Frauds in Diſtillers*, it is enacted, That no Perſon whatſoever, from and after the laſt Day 'of *January* in the Year of our Lord one thouſand ſix hundred ninety-eight, and before the firſt Day of *Fe'bruary* which ſhall be in the Year of our Lord one thouſand ſix hundred ninety-nine, ſhall draw, diſtill, or 'make any Brandy, *Aqua Vitæ*, Spirits, or Low Wines whatſoever, other than ſuch Quantities as are allow'ed by the ſaid Act, from any Malt, Corn, or Grain whatſoever, under the Penalties and Forfeitures there'in mentioned: And whereas ſeveral Diſtillers of this Kingdom, their Servants and Agents, had incurred 'the Penalties of the ſaid Law, without any Knowledge thereof, by diſtilling in the two Months betwixt 'the laſt of *January* one thouſand ſix hundred ninety-eight, and the firſt of *April* one thouſand ſix hun'dred ninety-nine, greater Quantities of Spirits or Low Wines from Corn than the ſaid Act doth allow;' Be it therefore enacted by the Authority aforeſaid, That every ſuch Diſtiller, his Servant, or Agent, who in the next ſucceeding Month or Months after the one and thirtieth Day of *March* one thouſand ſix hundred ninety-nine, ſhall abate of the Quantities of ſuch Low Wines and Spirits, which he might lawfully draw in the ſame, ſo much as he exceeded the Quantities allowed in the ſaid two Months, ſhall not be proſecuted, or have any Penalty inflicted upon him, for or on Account of ſuch Breach of the ſaid Act in the ſaid two Months; any thing in the ſaid Act to the contrary notwithſtanding.

8 W. 3. c. 21. EXP.

'XXV. And whereas the pecuniary Penalties inflicted by an Act made in the eighth Year of his Ma'jeſty's Reign, for laying ſeveral Duties upon Leather, for the Term of three Years, are directed to be 'ſued for by Action of Debt, or on the Caſe, or by Bill, Suit, or Information, in ſome Court of Record,

'whereby

'whereby the Recovery of thoſe Penalties are not only tedious and chargeable, but troubleſome and 'vexatious, by Multitudes of popular Actions and Informations brought by common Informers:' For the preventing whereof, and more eaſy and ſpeedy recovering the pecuniary Penalties inflicted by the ſaid Act, be it further enacted by the Authority aforeſaid, That from and after the tenth Day of *May* one thouſand ſix hundred ninety-nine, it ſhall and may be lawful to and for any two or more of the Juſtices of the Peace, reſiding near to the Place where any ſuch Forfeiture ſhall be made, or Offence committed, to hear and determine the ſame, who are hereby authorized and required, upon any Information exhibited or brought for any of the pecuniary Penalties by the ſaid Act inflicted, to ſummon the Party accuſed, and alſo the Witneſſes on either Side, and upon the Appearance, or Contempt of the Party accuſed in not appearing (upon Proof of Notice given) to proceed to the Examination of the Witneſſes upon Oath (which Oath they are hereby impowered to adminiſter) and to give Judgment or Sentence accordingly; and where the Party accuſed ſhall be convicted of the Offence alledged againſt him, to award and iſſue Warrants under their Hands for the levying of ſuch Penalty or Penalties on the Goods of the Offender, and to cauſe Sale to be made thereof, in caſe they ſhall not be redeemed within ſix Days, rendering to the Party the Overplus, if any be; and if either Party ſhall find himſelf aggrieved by the Judgment of the ſaid Juſtices, then he or they may appeal to his Majeſty's Juſtices of the Peace, at the next Quarter-Seſſions, in like Manner as by the ſaid recited Act is mentioned in caſe of Appeal. EXP.

Penalties in the Leather Act may be determined by two Juſtices of Peace, *&c.*

Who may ſummon the Party, examine Witneſſes on Oath, and give Judgment.

Penalty to be levied on Offender's Goods.

Party aggrieved may appeal.

XXVI. Provided nevertheleſs, That it ſhall and may be lawful to and for the ſaid reſpective Juſtices, where they ſhall ſee Cauſe, to mitigate or leſſen ſuch Penalty, in ſuch Manner as they in their Diſcretion ſhall think fit, the reaſonable Coſts and Charges of the Officers, as well in making the Diſcovery, as in the Proſecution of the ſame, being always allowed over and above ſuch Mitigation, and ſo as ſuch Mitigation do not reduce the Fine to leſs than one fourth Part thereof, over and beſides the ſaid Coſts and Charges; any thing in the ſaid recited Act to the contrary notwithſtanding.

Juſtices may mitigate the Penalty.

'XXVII. And whereas by one Act made in the twelfth Year of the Reign of King CHARLES the Second, a Duty of Four-pence was impoſed upon every Gallon of Strong Waters perfectly made, imported from beyond the Seas, to be paid for ever; and by one other Act, made in the ſecond Year of the Reign of his preſent Majeſty, and the late Queen of bleſſed Memory, the like Duty of Four-pence *per* Gallon thereupon, is payable during his Majeſty's Life; and by another Act, made in the fourth Year of their ſaid Majeſties Reign, there is a Duty of Six-pence impoſed upon every Gallon of Single Brandy imported, and a Duty of Twelve-pence on every Gallon of Double Brandy imported, for the Term of ninety-nine Years, commencing on the twenty-fifth Day of *July* one thouſand ſix hundred ninety-two; and by one other Act made in the fifth Year of their ſaid Majeſties Reign, there is a Duty of two Shillings impoſed upon every Gallon of Single Brandy, and four Shillings upon every Gallon of Double Brandy imported, for the Term of ſixteen Years, commencing the ſeventeenth Day of *May* one thouſand ſix hundred ninety-ſeven; and by one other Act made in the ſame Year, there is a Duty of Six-pence upon all Single Brandy, and one Shilling on all Double Brandy imported, granted in Perpetuity; all which Duties upon Single Brandy do amount to three Shillings and Eight-pence for every Gallon, and upon Double Brandy to ſix Shillings and Eight-pence for every Gallon for the Exciſe thereof, over and above other Duties which are payable for the Cuſtoms of the ſame: And it is nevertheleſs doubted, that by the general Words of an Act of Parliament, made in the eighth Year of his Majeſty's Reign, intituled, *An Act for making good the Deficiencies of ſeveral Funds therein mentioned, and for enlarging the Capital Stock of the Bank of* England, *and for raiſing the Publick Credit*, a further Duty of two Shillings for every Gallon of Single Brandy, and of four Shillings for every Gallon of Double Brandy imported (which had been granted in the fourth Year of the Reign of his Majeſty and the ſaid late Queen) were and are (in ſtrictneſs) impoſed or chargeable from the laſt Day of *February* one thouſand ſix hundred ninety-ſix, until the firſt Day of *Auguſt*, which ſhall be in the Year of our Lord one thouſand ſeven hundred and ſix, which (if required or inſiſted upon) would amount to a Prohibition of the ſaid Commodities;' Be it therefore enacted and declared by the Authority aforeſaid, That the ſaid Act, *For making good the Deficiencies of ſeveral Funds therein mentioned, and for inlarging the Capital Stock of the Bank of* England, *and for raiſing the Publick Credit*, or any thing therein contained, ſhall not extend, or be conſtrued to extend to charge Single Brandies imported with the laſt mentioned Duty of two Shillings for every Gallon, or Double Brandy imported with the laſt mentioned Duty of four Shillings for every Gallon, or any Part thereof, from the Commencement or during the Continuance of the Act laſt mentioned; any thing therein contained to the contrary notwithſtanding.

12 Car. 2. c. 24.

2 W. & M. ſſ. 1. c. 3.

4 W. & M. c. 5.

5 W. & M. c. 7.

5 W. & M. c. 20.

8 W. 3. c. 20.

Act 8 W. 3. c. 20. not to charge Single or Double Brandy with the Duties of 2 s. and 4 s. per Gallon.

XXVIII. And be it enacted by the Authority aforeſaid, That there ſhall be raiſed, levied, collected, and paid unto and for the Uſe of his Majeſty, his Heirs and Succeſſors, for all Cynders made of Pit Coal, which at any Time or Times, during the Term of four Years, commencing from the fifteenth Day of *May* one thouſand ſix hundred ninety-nine, ſhall be ſhipped, or water-born in order to be ſhipped, within the Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, or brought into the ſame, the Sum of five Shillings, of lawful *Engliſh* Money, for every Chalder, reckoning the Chalder to conſiſt of thirty-ſix Buſhels *Wincheſter* Meaſure, and after that Rate for a greater or leſſer Quantity, to to be paid at the reſpective Ports and Places of Importation or Landing of ſuch Cynders, and to be charged upon the reſpective Owner and Owners, Maſter and Maſters, or other Perſons, having the Charge of the Ship or Veſſel in which the ſaid Cynders ſhall be carried, imported, or brought; and that the ſaid Duties upon Cynders ſhall be under the Management and Government of the Commiſſioners of the Cuſtoms for the Time being; and ſhall be raiſed, levied, and collected by ſuch Ways and Means, and under the like Penalties and Forfeitures, and with ſuch Allowances, and according to ſuch Rules and Methods, as in and by an Act of Parliament made in the ninth Year of his Majeſty's Reign, intituled, *An Act for*

Duties to be paid for Cynders for four Years.

5 s. per Chalder, to be charged on the Owner.

Duties to be under Management of the Commiſſioners of the Cuſtoms.

9 W. 3. c. 13.

for granting to his Majeſty ſeveral Duties upon Coals and Culm, are preſcribed, authorized, or mentioned, for raiſing, levying, and collecting the Duties thereby granted.

'XXIX. And whereas the Importation of Tobacco in Bulk hath given abundant Opportunity to ill 'diſpoſed Perſons to run the ſame on Shore, without paying his Majeſty's Cuſtoms due thereon, to the 'great impairing of the Revenue, and the no leſs Prejudice of the fair Trader:' For Remedy whereof,

No Tobacco ſhall be imported but in Caſk, Cheſt, &c.

be it enacted by the Authority aforeſaid, That from and after the twenty-ninth Day of *September*, which ſhall be in the Year of our Lord one thouſand ſeven hundred, no Tobacco be brought or imported into this Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, in any Ship or Veſſel from any of his Majeſty's Plantations on the Continent of *America*, nor ſhipped in any of the ſaid Plantations in order to be ſo imported, otherwiſe than in Caſk, Cheſt, or Caſe only, each Caſk, Cheſt, or Caſe whereof, ſhall contain two hundred Weight of neat Tobacco at the leaſt, and each hundred thereof ſhall contain one hundred and twelve Pounds, under the Penalties and Forfeitures following, that is to ſay, That all the Tobacco ſo imported, or ſhipped to be imported, contrary to this Act, ſhall be forfeited, and every Perſon or Perſons offending, contrary to the true Intent and Meaning hereof, ſhall forfeit Sixpence for every Pound Weight thereof, two third Parts thereof to his Majeſty, his Heirs and Succeſſors, and the other third Part thereof to ſuch Perſon as ſhall ſeize and ſue for the ſame: Provided nevertheleſs, That ſuch ſmall Quantities as ſhall be neceſſary for the Ships Companies ſmoaking in the ſaid Voyage, ſhall not be deemed or conſtrued any Breach of this Act; the ſaid Forfeitures and Penalties to be recovered by Action of Debt, Bill, Plaint or Information, in any of his Majeſty's Courts of Record at *Weſtminſter*, in which no Eſſoin, Protection or Wager of Law ſhall be allowed, nor more than one Imparlance.

Each Caſk to contain 200 lb. Weight.

Penalties.

Pearl Aſhes may be imported,

paying Cuſtom as Pot-aſhes.

XXX. And be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for any Perſon or Perſons whatſoever, from and after the ſaid tenth Day of *May* one thouſand ſix hundred ninety-nine, to import into *England*, *Wales*, or *Berwick* upon *Tweed*, from *Germany*, Pearl Aſhes, being the Product of *Germany*, paying his Majeſty his Cuſtoms and Duties as Pot Aſhes; any Law, Cuſtom or Uſage to the contrary in any wiſe notwithſtanding.

New England Whale Fin, &c. to pay the ſame Duties as Greenland Whale Fin. 9 & 10 W. 3. c. 45. 5 Geo. 2. c. 28. 22 Geo. 2. c. 45.

XXXI. And be it further enacted by the Authority aforeſaid, That all Whale Fin taken and caught by the People and Inhabitants of *New England*, *New York*, and *Penſilvania*, or any other his Majeſty's Plantations and Colonies in *America*, and imported from thence, ſhall be chargeable with and pay to his Majeſty (by Virtue of an Act of the laſt Seſſion of Parliament, intituled, *An Act for taking away half the Duties impoſed on Glaſs Wares, and the whole Duties lately laid on Stone and Earthen Wares, and Tobacco Pipes, for granting in lieu thereof, new Duties upon Wale Fins and* Scotch *Linen)* the like Duties, as Whale Fin caught and imported in and by any Ships or Veſſels whatſoever, of or belonging to the Company eſtabliſhed for the *Greenland* Trade are chargeable withal, and no further or other Duty by Means or Virtue of the ſaid Act only; any Thing in the ſaid laſt mentioned Act to the contrary notwithſtanding.

2 & 9 W. 3. c. 22.

'XXXII. And whereas the Duties granted to his Majeſty by one Act of Parliament, intituled, *An 'Act for granting to his Majeſty certain Duties upon Malt, Mum, Sweets, Cyder and Perry, as well towards 'carrying on the War againſt* France, *as for the neceſſary Expences of his Majeſty's Houſhold*, are likely to ex'pire before they have fully anſwered and ſatisfied the Ends and Purpoſes for which they were granted: 'And whereas the Commons in Parliament aſſembled, have declared they will make good all ſuch Defi'ciencies as ſhall happen upon the falling ſhort of the ſaid Duties: And whereas there is a ſmall Intereſt 'of one Farthing a Day allowed by the laſt recited Act, upon ſeveral Bills or Tickets, commonly called '*Malt Lottery Tickets*:' Now for the advancing the Credit and Value of the ſaid Bills or Tickets, be it

Addition of a Farthing a Day Intereſt to the Malt Tickets unpaid.

enacted by the Authority aforeſaid, That from and after the twenty-fifth Day of *March* in the Year of our Lord one thouſand ſix hundred ninety-nine, upon every ſuch Bill or Ticket carrying the ſaid Intereſt of one Farthing a Day (other than ſuch Bills or Tickets as ſhall be paid off and diſcharged by the Duty now chargeable with the ſame) an additional Intereſt of one farthing a Day ſhall be allowed and paid reſpectively upon every ſuch Bill or Ticket, until ſuch Bill or Ticket ſhall be fully paid off and diſcharged.

'XXXIII. And whereas by an Act paſſed in the eighth Year of his Majeſty's Reign (wherein cer'tain Duties were granted upon Malt and other Things) ſeveral Tickets were made forth for ſeveral 'Sums of Money, payable with Intereſt; ſeveral of which Tickets are ſince burnt, loſt or otherwiſe de'ſtroyed;' Be it further enacted by the Authority aforeſaid, That in all Caſes where it ſhall appear by Affidavit, to be made before any of the Barons of the Exchequer, that any Ticket or Tickets, being in Courſe of Payment, out of the Monies ariſen or to ariſe, on or before the tenth Day of *May* one thouſand ſix hundred ninety-nine, into the Receipt of the Exchequer for the Duties aforeſaid, is or are burnt, deſtroyed, or otherwiſe loſt, it ſhall and may be lawful for the Officer or Officers, appointed to pay or diſcharge the ſaid Annuities, on producing a Certificate from the ſaid Baron, of ſuch Affidavit made before him, which Affidavit the ſaid Barons, or any of them, is and are hereby authorized to take, and which Certificate he or they are hereby required to grant without Fee or Reward; and on Security given to the ſaid Officer to his good Liking, to indemnify him againſt all other Perſons whatſoever, for or concerning the Monies contained or ſpecified in ſuch Ticket or Tickets, or which was due thereon, he the ſaid Officer ſhall and is hereby required to pay and diſcharge the ſaid Tickets, being ſuch as came in Courſe within the Time aforeſaid, as if the ſaid Tickets had been produced, and ſhall be allowed ſuch Payment in his Accounts; any Thing in this or any other Act contained to the contrary hereof in any wiſe notwithſtanding.

Malt Tickets burnt or loſt on Affidavit made thereof and Certificate,

Officer required to pay ſuch Tickets, &c.

'XXXIV. And whereas it is found by Experience, That notwithſtanding any Law now in Force, 'many Common Brewers do uſe great Quantities of Melaſſes in the brewing Ale and Beer, whereby the 'Conſumption of Malt is very much hindred, and his Majeſty defrauded of a great Part of the Duties of

Penalty on Brewers uſing Melaſſes, &c.

'such Ale and Beer so brewed as aforesaid;' Be it therefore enacted by the Authority aforesaid, That if any common Brewer, or Retailer of Beer or Ale, shall, after the said tenth Day of *May* one thousand six hundred ninety-nine, make use of any Melasses, coarse Sugar, Honey, or Composition or extract of Sugar, in the brewing, making or working of any Ale or Beer, or if any common Brewer shall receive or take into his Custody or Possession any Quantity of Melasses, coarse Sugar, Honey, or Composition or extract of Sugar, exceeding ten Pounds, every such Brewer and Retailer shall forfeit and lose for every such Offence respectively the Sum of one hundred Pounds; and every Servant of such Brewer, and every other Person, who shall be aiding and assisting in the using any Melasses, coarse Sugar, Honey, or extract of Sugar, in the brewing or working of such Ale or Beer, or in carrying or conveying the same into the House, Brewhouse or other Place belonging to such Brewer, shall also forfeit and lose, for every such Offence, the Sum of twenty Pounds, and in Default of Payment thereof shall suffer three Months Imprisonment. Penalty on Brewers Servants.

'XXXV. And whereas by an Act of this present Session of Parliament, intituled, *An Act for granting* 10 & 11 W. 3. c. 9.
'*to his Majesty the Sum of one Million four hundred eighty-four thousand and fifteen Pounds one Shilling eleven* '*Pence three Farthings, for disbanding the Army, providing for the Navy, and for other necessary Occasions*, it 'is amongst other Things enacted, That a Sum not exceeding the Sum of six hundred thousand Pounds, 'of the Monies to be paid into the Exchequer by Virtue of the said Act, should be and is thereby appro- 'priated in the first Place to the paying and disbanding the Forces enacted to be disbanded, and the Resi- 'due of the said Sum of six hundred thousand Pounds, for and towards the Subsistence and Clearings of 'his Majesty's Guards and Garrisons within the Kingdom of *England*, and the Dominions thereunto be- 'longing (*Ireland* excepted) for the Year one thousand six hundred ninety-nine, and to other the Pur- 'poses in the said Act mentioned: And whereas it is or may be doubted, whether any Part of the said 'Money, so appropriated to the Subsistence and Clearings of his Majesty's Guards and Garrisons, may 'or ought to be applied towards the paying the Arrear of Subsistence due to the said Garrisons before 'the twenty-fifth Day of *March* one thousand six hundred ninety-nine, according to the Course of Pay- 'ment, and true Intention of the said last mentioned Act;' Be it therefore enacted and declared by the Authority aforesaid, That the Money so appropriated and applicable to the Subsistence and Clearings of the Guards and Garrisons, for the Year one thousand six hundred ninety-nine, shall and may be applied as well to the Payment of the said Arrear of Subsistence, due to the said Garrisons at any Time before the said twenty-fifth Day of *March* one thousand six hundred ninety-nine, as for and towards the Subsistence and Clearings of the said Guards and Garrisons for the Year one thousand six hundred ninety-nine; any Thing in the said last mentioned Act to the contrary in any wise notwithstanding. Money for clearing the Guards and Garrisons how to be applied.

'XXXVI. And whereas so much of the said Sum of six hundred thousand Pounds, mentioned in an 'Act of this Session of Parliament (wherein a Land Tax is granted to his Majesty) as is or shall be suffi- 10 & 11 W. 3. 'cient for paying off and disbanding the Regiments, Troops and Companies appointed and enacted to be c. 9. 'disbanded as is therein mentioned, is appropriated for that Purpose;' It is hereby declared and enacted by the Authority aforesaid, That out of the Money so appropriated or appointed for paying off and disbanding of Regiments, Troops and Companies as aforesaid, any Sum not exceeding twenty thousand Pounds, shall and may be issued, applied and distributed towards clearing the disbanded Officers of the *Scotch* Regiments which were on the *English* Establishment, and the disbanded Officers of the three *English* Regiments, lately of Colonel *Henry Holt*, Colonel *Luke Lillingston*, and Colonel *Russell*, which were in the *West Indies*, and for whom no Half-pay is allowed; any Thing in the said Act contained to the contrary notwithstanding. 20,000l. to be applied for paying off disbanded Officers of the Scotch Regiments, &c. and the three English Regiments of Holt, Lillingston and Russell.

CAP. XXII.

An Act for the more full and effectual charging of the Duties upon Rock Salt.

Most Gracious Sovereign,

'WE your Majesty's most dutiful and loyal Subjects, the Commons of *England* in Parliament assem- 5 W. & M. 7. 'bled,' taking Notice that by divers Acts of Parliament now in Force, several Duties, whereof 'some are for Terms of Years yet unexpired, and others in Perpetuity, are imposed upon all Salt and 'Rock Salt made within the Kingdom of *England*, Dominion of *Wales*, and Town of *Berwick* upon '*Tweed*, or taken out of any Pit or Pits within the same, to be raised, disposed and applied to and for 'the several Uses and Purposes in the same, or by some other Act or Acts of Parliament in that Behalf, 'expressed and declared; and being sensible that Rock Salt, which in and by the said Acts, or some of 'them, is chargeable with the said Duties, after the Rate of one hundred and twenty Pounds Weight to 'the Bushel, may be and is used in Kind for curing Fish, Flesh and other Purposes, without being refi- 'ned into white Salt, and all white Salt made from Brine, or otherwise, being chargeable with the said 'Duties, after the Rate of fifty-six Pounds Weight to the Bushel, and that one hundred and twenty 'Pounds Weight of Rock Salt, used in Kind, will serve the Use of almost two Bushels of White Salt, 'reckoned at fifty-six Pounds Weight as aforesaid, whereby the Makers of Salt from Brine have been 'and are extremely discouraged, and his Majesty's Duties intended by the said Acts have been and are 'very much impaired,' have therefore resolved to increase your Majesty's Duties upon all Rock Salt and Salt Rock, by reducing the Bushel, according to which the Duties thereof shall be paid for the future in the Manner hereafter mentioned.

II. And be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and the Commons, in this present Parliament assembled, and by Authority of the same, That from and after the fifteenth Day of *May* in the Year of our Lord one thousand six hundred ninety-nine, every seventy-five Pounds Weight of Rock Salt, or Salt Rock, taken out of any Pit or Pits within the Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, shall be deemed 75l. Weight of Rock Salt deemed a Winchester Bushel, and rated accordingly.

deemed and taken to be a *Wincheſter* Buſhel, of eight Gallons *Wincheſter* Meaſure, and ſhall be entred, rated and taxed accordingly, to and for the ſeveral Duties upon Salt Rock and Rock Salt, by the ſaid ſeveral Acts of Parliament charged or made payable, inſtead of the Buſhel of one hundred and twenty Pounds Weight in the ſaid Acts or any of them mentioned, and greater or leſſer Quantities of the ſaid Salt Rock, or Rock Salt, ſhall be reckoned proportionably; any Thing in the ſaid former Acts, or any other Law or Statute whatſoever to the contrary notwithſtanding.

'III. And whereas by the ſaid former Acts, or ſome of them, it is provided, That all Makers and Proprietors of Rock Salt ſhould make true Entries with his Majeſty's Officers, of the Quantities of Salt by them taken out of any Pit or Pits, and ſhould have a Warrant or Ticket from ſome one of the Officers, to carry away the ſame, before the ſaid Salt made or taken out of any Pit or Pits, ſhould be removed or carried from the reſpective Pits, and that ſuch Warrant ſhould be given *gratis* unto ſuch Maker or Proprietor, upon paying or giving Security for Payment of his Majeſty's Duties within ſix Months after ſuch Entry made; nevertheleſs the Owners or Proprietors of Rock Salt having by the ſaid Acts, or ſome of them, Liberty to remove their Rock Salt into his or their own Warehouſes, or other Places for ſecuring thereof, for Conveniency of ſelling or ſhipping off the ſame, after due Entry made, and a Warrant or Ticket taken for the ſame from the Officer next to ſuch Salt Pits, and to pay and ſecure the Duty when the ſaid Rock Salt ſhall be ſold and delivered, it is found by Experience, that there is not a ſufficient Charge made and kept upon the ſaid Owners or Proprietors, for all the Rock Salt or Salt Rock taken out of his or their Pit or Pits, but between the Pits and the ſaid Storehouſes (which are in many Places contrived ſo as to be remote from the Pits) or elſe before the Selling and Delivery of the ſaid Rock Salt, great Quantities thereof are run and imbezilled, and never charged, to his Majeſty's great Damage, and the Injury of ſuch Workers as juſtly pay his Majeſty's Dues:' For Remedy whereof be it further enacted by the Authority aforeſaid, That every Owner or Proprietor of any ſuch Rock Pit or Pits, who after the ſaid fifteenth Day of *May* one thouſand ſix hundred ninety-nine, ſhall take any Rock Salt or Salt Rock out of any ſuch Pit, ſhall, before the Removal thereof, cauſe the ſame to be weighed in the Preſence of the Officer appointed for the Duties on Salt; which Officer is hereby authorized and required to attend at ſuch Salt Pits, at all reaſonable Hours in the Day-time, to ſee and take Account of all ſuch Rock Salt and Salt Rock ſo weighed, and thereof to make Return or Report, in Writing under his Hand, to the Commiſſioners of Exciſe, or to ſuch Perſon as they ſhall appoint to receive the ſame, leaving a true Copy of ſuch Return, in Writing under his Hand, with ſuch Proprietor, and ſuch Report or Return ſhall be a Charge upon ſuch Proprietor reſpectively; and if any ſuch Proprietor ſhall refuſe to weigh any ſuch Rock Salt and Salt Rock, in the Preſence of the Officer, when taken out of any Pit, as aforeſaid, or ſhall remove or convey, or ſuffer to be conveyed from ſuch Pit, any ſuch Rock Salt and Salt Rock, before the ſame ſhall have been weighed as aforeſaid, every ſuch Proprietor ſhall forfeit and loſe for every ſuch Offence the Sum of twenty Pounds, and alſo double the Value of the Rock Salt and Salt Rock ſo removed as aforeſaid.

Rock Salt to be weighed before Removal, in Preſence of an Officer.

Owner to have a Copy of the Return.

Penalty on Proprietor refuſing to weigh Rock Salt, &c.

IV. And be it further enacted, That every Proprietor of ſuch Rock Pits ſhall pay and clear off the Duties of all Rock Salt and Salt Rock ſo charged, as aforeſaid, within two Days after ſuch Charge was made, or ſhall within the ſaid two Days give Security to pay the ſame within nine Months; and every ſuch Proprietor, who ſhall not pay and clear off, nor give Security to pay, as aforeſaid, ſhall forfeit double the Value of the ſaid Duties.

Duties to be cleared off in two Days after Charge made.

'Theſe nine enlarged to 12 Months by 5 Ann. c. 29. §. 5.'

Penalty.

V. Provided always, That if any Perſon or Perſons ſhall within the ſaid two Days after ſuch Charges, as aforeſaid, pay down the Duty charged by this Act, ſuch Perſon or Perſons ſhall be allowed after the Rate of ten Pounds *per Centum per Annum*, for the ſaid Time of nine Months.

Allowance for Prompt Payment.

VI. Provided always, and be it enacted by the Authority aforeſaid, That where any ſuch Rock Salt or Salt Rock, for which his Majeſty's Duties, after the Rate of ſeventy-five Pounds Weight to the Buſhel, ſhall have been firſt duly charged and paid or ſecured, according to the true Intent and Meaning of this Act, ſhall be melted and refined, the Perſon or Perſons who ſhall refine the ſame into white Salt (which white Salt is charged by the ſaid Acts with new Duties, after the Rate of fifty-ſix Pounds to the Buſhel) ſhall have an Allowance or Abatement out of the Duties of the ſaid white Salt, of ſo much as was charged on the ſaid Rock ſo melted and refined, after the Rate of ſeventy-five Pounds to the Buſhel, and not after the Rate of one hundred-twenty Pounds to the Buſhel, as by the ſaid former Acts was preſcribed, ſo as the Rock ſo refined was before the melting thereof weighed in the Preſence of the Officer, and ſo as Oath be firſt made before ſome Juſtice of Peace near adjoining to ſuch Salt Works, of the particular Quantities of ſuch Rock Salt or Salt Rock ſo by ſuch Refiner employed in making the ſaid white Salt, and that he or any other Perſon or Perſons, by his Privity or Knowledge, did not increaſe the ſaid Rock Salt or Salt Rock, by mixing or other undue Practice, and that no former Allowance or Abatement for the ſaid Rock Salt or Salt Rock had been made or obtained to his Uſe or Benefit (which Oath the ſaid Juſtice of the Peace is hereby impowered to adminiſter) and ſo as due Proof be made upon Oath, or otherwiſe, that the Duties for the ſaid Rock Salt or Salt Rock ſo refined were duly charged and paid, or ſecured to be paid, after the Rate of ſeventy-five Pounds to the Buſhel, according to this Act, and not otherwiſe; any Thing in the ſaid former Acts to the contrary notwithſtanding.

Allowance for Rock Salt refined into white Salt.

Oath being firſt made,

and Duties paid or ſecured.

VII. And to the end that Rock Salt or Salt Rock in Kind, and Salt refined and made from Rock Salt or Salt Rock, may be exported, and the Duties charged thereon be repaid; be it enacted by the Authority aforeſaid, That for all ſuch Rock Salt, Salt Rock, and refined Salt, made from Rock Salt or Salt Rock, as ſhall be exported from any Port or Place in this Kingdom, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, into Parts beyond the Seas, by any Perſon or Perſons whatſoever, there ſhall be allowed and paid for every Buſhel of ſuch Rock Salt or Salt Rock, whereof the Duties ſhall have been charged and paid,

Rock Salt, &c. exported, Duties to be repaid.

'Farther Proviſions relating hereto, 5 Anne, c. 29. §. 16.'

paid, as aforesaid, after the Rate of seventy-five Pounds Weight to the Bushel, and for every Bushel of such refined Salt made from Rock Salt or Salt Rock, whereof the Duties shall have been charged and paid or allowed, after the Rate of fifty-six Pounds to the Bushel, the Duties which shall have been so paid for every Such Bushel of Rock Salt, Salt Rock, or refined Salt, so exported, to the Person or Persons exporting the same, by the Officer or Officers appointed to collect the Duties on Salt in the same Port from whence any such refined Salt shall be exported within two Days after Demand thereof, on a Debenture to be prepared by the Collector of the Customs in the Port where such Rock Salt, Salt Rock, or refined Salt shall be entred out for Exportation, and verified by the Person executing the Office of Searcher in such Port, as to the Quantity of such Rock Salt, Salt Rock, or refined Salt actually shipped; and that the Oath of the Exporter, or his Agent, be first taken before the principal Officers of the said Port, before the Debenture be allowed, who are hereby required and impowered to give the said Oath, That the Duties, as aforesaid, for the Rock Salt, Salt Rock, or refined Salt, in such Debenture mentioned, were first actually paid, and that such Rock Salt, Salt Rock, or refined Salt is really exported, or shipped to be exported, to Parts beyond the Seas, and not intended to be re-landed in *England*, *Wales*, or *Berwick*; for which Debenture no Fee or Reward shall be taken: And in Case the Officer, hereby directed to pay such Debenture, shall not have sufficient Money in his Hands to pay the same, then upon Certificate thereof by him made (which Certificate he is hereby required to give the Party *gratis*, and without Delay) the principal Commissioners for managing the Revenue of Excise of his Majesty, his Heirs and Successors, for the Time being, shall be chargeable with the said Payment, to be made out of the first Money in their Hands arising out of the Duties upon Salt, and any Officer neglecting or refusing to pay the said Money, or to give such Certificate as he is hereby directed, shall forfeit double the Sums so to be paid, to the Party grieved, to be recovered by Action of Debt, Bill, Plaint, or Information, wherein no Essoin, Protection, or Wager of Law shall be allowed.

Exporter to make Oath that it shall not be re-landed in England, &c.

* Explained by 2 & 3 Annæ, c. 14. §. 9. as to Salt exported to Scotland, &c.

Penalty on Officer refusing to pay.

VIII. And be it enacted by the Authority aforesaid, that the Duties upon Rock Salt and Salt Rock, which shall be charged in pursuance of this Act, shall be raised, levied, and recovered, by such Ways and Means, and in such Manner and Form, in all Cases (unless in such where other Methods or Directions are hereby prescribed) as the Duties upon Salt or Rock Salt, chargeable by the said former Acts, or any of them, were thereby appointed to be raised, levied, and recovered; and that all Fines, Penalties, and Forfeitures, by this Act imposed, shall and may be sued for, levied, and recovered, in such Manner and Form, and with such Power of Mitigation, as any Fine, Forfeiture, or Penalty, is or may be recovered, by any Law or Laws of Excise, or by Action of Debt, Bill, Plaint, or Information in any of his Majesty's Courts of Record at *Westminster*; and that one Moiety of every such Fine, Forfeiture, or Penalty, shall be to his Majesty, his Heirs and Successors, and the other Moiety to him or them that shall inform or sue for the same; and that all the Duties which shall be charged by Virtue of this Act, as aforesaid, shall be brought in, applied, issued, and disposed of, to the same Uses and Purposes, and in the same Proportions, as the Duties upon Salt and Rock Salt, charged by the said former Acts respectively, are appointed to be brought in, issued, and applied, and under the same Penalties for delaying, diverting, or misapplying any Part of the Monies arising for the said Duties to be charged by this Act, as in and by the said former Acts, or any of them, in the like Case and Cases are prescribed; any Thing in this or the said former Acts contained to the contrary thereof in any wise notwithstanding.

Duties how to be raised, &c.

And Fines, Penalties, &c. recovered.

IX. And for the greater Equality, in determining Differences touching the Duties upon all Salt whatsoever, and the Penalties and Forfeitures concerning the same; be it further enacted by the Authority aforesaid, That from and after the fifteenth Day of *May* in the Year of our Lord one thousand six hundred ninety-nine, if any Person or Persons shall find him, her, or themselves aggrieved by any Order or Judgment of any two Justices of the Peace, relating to the Duties upon Salt, or to any Forfeiture or Offence concerning the same, that then it shall and may be lawful to and for such Person or Persons to appeal to the Justices at the next Quarter-Sessions of the Peace to be holden for that County, Liberty, Riding, Division, or Place, where the said Order or Judgment shall be made or given, and the said Justices at such Quarter-Sessions are hereby impowered and authorised to hear and determine the same, whose Judgment therein shall be final; any Thing in this or any former Act or Acts to the contrary notwithstanding.

Persons aggrieved may appeal.

X. And be it enacted by the Authority aforesaid, That from and after the said fifteenth Day of *May* in the Year of our Lord one thousand six hundred ninety and nine, all Rock Salt, and Salt Rock, and white Salt whatsoever, that shall be shipped or taken on board any Ship, Boat, or Vessel whatsoever, to be delivered as a Commodity, either to be exported to *Ireland*, or any other Place beyond the Seas, or to be unladen in any Port, Creek, Haven, or other Place, on the Coasts of *England*, or elsewhere, shall be weighed at the Place or Creek where the said Salt is to be taken on board, by such Officer or Officers, as the Commissioners of the Excise, or the major Part of them for the Time being, shall from time to time direct and appoint; and that no such Salt shall be carried on board any Ship, Boat, or Vessel whatsoever, till the same shall be so weighed or tendered to be weighed, and a Permit or Certificate, containing the Quantity of such Salt so weighed or tendered to be weighed, as aforesaid, be first had and obtained, under the Penalty of forfeiting the said Salt, not so weighed or tendered to be weighed, and over and above ten Shillings *per* Bushel, for the same, and after that Rate for a greater or lesser Quantity, to his Majesty, his Heirs and Successors, so carried on board any Ship, Boat, or Vessel, contrary to the true Intent and Meaning hereof; which said Permit or Certificate such Officer shall give to the Party requiring the same *gratis*, on the Penalty of five Pounds to the Party grieved.

All Salt whatsoever to be weighed at the Place where shipped,

and not put on board till weighed, and Permit obtained.

Penalty.

Officer to give permit gratis.

Officer refusing to weigh such Salt,

XI. Provided always, That if the said Officer or Officers shall refuse to weigh such Salt so to be taken on board, as aforesaid, or shall not attend to weigh the same at such Place where the same is to be taken on board, as aforesaid, or, after the weighing the same, shall refuse to give such Permit or Certificate, that then, and in every such Case, it shall and may be lawful to and for the Owner and Possessor of the Salt, to carry the said Salt on board any Ship Boat, or Vessel, without incurring any Penalty for so doing; any Thing herein contained to the contrary hereof in any wise notwithstanding.

Owner may ship the same.

If Salt on unlading be found more in Weight than contained in Permit,

XII. And be it likewise enacted by the Authority aforesaid, That it shall and may be lawful to and for the Officer and Officers, so to be appointed as aforesaid, at every unlading Port or Creek of such Ship, Boat, or Vessel, to go on Board the same before the Delivery thereof, and to Demand a Sight of such Permit or Certificate, so to be given as aforesaid, and to weigh the said Salt upon the unlading the same; and if the Salt, on the weighing of the same, shall be found to be more in Weight than what is contained in the said Permit or Certificate, that then the Surplusage that shall exceed the Quantity contained in the said Permit or Certificate shall be forfeited, the one Moiety thereof to the Use of his Majesty, his Heirs Successors, and the other Moiety thereof to the Person that shall inform or sue for the same: And if the Master of such Ship, Boat, or Vessel, shall refuse to shew unto such Officer the said Permit or Certificate, upon due Request made, to the End he may see whether the Salt so unladen be the same Quantity with that contained in the Permit or Certificate, that then and in such Case it shall be lawful for the said Officer to seize the said Salt, and detain the same, until the said Permit or Certificate be produced.

Surplusage forfeited.

Master refusing to shew Permit.

Officer may seize the Salt.

If not shewn in four Days, Salt forfeited.

XIII. Provided always, That if the said Permit or Certificate, having been given as aforesaid, be not shewn to such Officer within four Days after the Seizure thereof, that then and in such Case the Salt so seized shall be forfeited.

8 & 9 W. 3. c. 28.

'XIV. And whereas by an Act made and passed in the Session of Parliament held in the eighth and ninth Years of his Majesty's Reign, intituled, *An Act for the better Observation of the Course anciently used in the Receipt of Exchequer*, it is (amongst other Things) enacted and declared, That from and after the twentieth Day of *April* one thousand six hundred ninety-seven, no Teller in the said Receipt of Exchequer should charge himself by his Bill with the Receipt of any Monies in the Exchequer, but at such Times as the Officers of the Talley Court, their Deputies or Substitutes, should be there present, to levy a Talley or Tallies for the same; nor should any Teller, or other Person employed by him, throw down, or cause to be thrown down into the said Court, any Bill or Bills, owning or purporting the receiving any Sum or Sums of Money from any Lender of Money, Receiver, or any other Person or Persons whatsoever, upon which Bill or Bills a Talley or Talleys are to be levied, according to the Course of the said Receipt, unless such Teller respectively, or his Clerks, or Persons employed by him, should have actually received, and have then in his Office, the very Money which should be specified in such Bill or Bills respectively (except as therein is excepted) under the Penalties therein mentioned:' Be it enacted by the Authority aforesaid, That it shall and may be lawful for the Lord High Treasurer, or any three or more of the Commissioners of his Majesty's Treasury for the Time being (if he or they shall think fit, and it be found safe and expedient for his Majesty's Service) to permit and direct the Tellers of the said Receipt of Exchequer, or their Clerks, from and after the first Day of *May* one thousand six hundred ninety-nine, to receive from Commissioners, Receivers, Collectors, or other Persons making any Payments to his Majesty, at the said Receipt of his Exchequer, upon any Account whatsoever, or for Loans, Bills under the Seal of the Governor and Company of the Bank of *England*, commonly called *Bank Bills*, as shall be tendred in Payment for any Aids, Taxes, Revenues or Loans whatsoever, unto the End of the next Session of Parliament, and no longer; any Thing in the said recited Act, or in any other Act or Acts of Parliament, or any Custom or Usage to the contrary in any wise notwithstanding: Provided, That none of the said Bank Bills shall be so taken in the Exchequer, when the same are at any Discount.

5 W. & M. c. 7.

'XV. And whereas in and by one Act made in the fifth Year of the Reign of his Majesty and the late Queen MARY of blessed Memory, intituled, *An Act for granting to their Majesties certain Rates and Duties upon Salt, and upon Beer, Ale and other Liquors, for securing certain Recompences and Advantages in the said Act mentioned, to such Persons as shall voluntarily advance the Sum of ten hundred thousand Punds, towards carrying on the War against* France, it is (amongst other Things) enacted, That the Sum of one hundred and forty thousand Pounds shall be a yearly Fund for answering the Annuities therein mentioned: And whereas certain Tickets were issued out to the Proprietors of the said Annuities, many of which Tickets are since burnt, lost or otherwise destroyed, whereby the said Proprietors are in Danger of losing their Money contained in such Tickets:' Be it enacted by the Authority aforesaid, That in all Cases where it shall appear by Affidavit, to be made before any of the Barons of the Exchequer, that any Ticket or Tickets, for any Payment or Payments on the said Annuities incurred or become due at or before the nine and twentieth Day of *September* one thousand six hundred ninety and eight, is or are burnt, destroyed, or otherwise lost, it shall and may be lawful for the Officer or Officers appointed to pay and discharge the said Annuities, on producing a Certificate from the said Baron, of such Affidavit made before him (which Affidavit the Barons, or any of them, is and are hereby authorised to take, and which Certificate he or they are hereby required to grant without Fee or Reward) and on Security given to the said Officer, to his good Liking, to indemnify him against all other Persons whatsoever, for or concerning the Monies contained or specified in such Ticket or Tickets, or which was due thereon, he the said Officer shall and is hereby required to pay and discharge the said Annuities, by the said Tickets incurred and grown due as aforesaid, as if the said Tickets had been produced,

Tickets for Payment of Annuities, &c. that are burnt or lost,

on Affidavit and Certificate,

Officer required to pay the said Tickets, and be allowed them in his Accounts,

duced, and ſhall be allowed ſuch Payments in his Accounts; any thing in this, or any other Act contained to the contrary hereof in any wiſe notwithſtanding. *Farther Proviſions concerning Salt, 1 Ann. St. 1. c. 21. 2 & 3 Ann. c. 14. 4 Ann. c. 12. 5 Ann. c. 29. 6 Ann. c. 12. 9 Ann. c. 23. 12 Ann. St. 2. c. 2. 5 Geo. 1. c. 18. 8 Geo. 1. c. 4 & 16. 11 Geo. 1. c. 30. 3 Geo. 2. c. 20. 5 Geo. 2. c. 6. 8 Geo. 2. c. 12. 14 Geo. 2. c. 22. 26 Geo. 2. c. 3 & 32.*

CAP. XXIII.

An Act for the better apprehending, proſecuting and puniſhing of Felons that commit Burglary, Houſe-breaking, or Robbery in Shops, Warehouſes, Coach-houſes or Stables, or that ſteal Horſes.

'WHEREAS the Crimes of Burglary and breaking open of Houſes in a felonious Manner, and the Crime of ſtealing Goods privately out of Shops and Warehouſes, commonly called *Shoplifting*, and the ſtealing of Horſes, are of late Years much increaſed, to the great Detriment and unſpeakable Loſs of many of your Majeſty's good Subjects, occaſioned for want of due Proſecution and Puniſhment of Offenders therein, and for want of Encouragement to ſuch as ſhall vigorouſly endeavour the apprehending of ſuch Malefactors:' For preventing whereof be it enacted by the King's moſt excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That all and every Perſon and Perſons, that ſhall at any Time or Times, by Night or in the Day-time, from and after the twentieth Day of *May*, which ſhall be in the Year of our Lord one thouſand ſix hundred ninety-nine, in any Shop, Warehouſe, Coach-houſe or Stable, privately and feloniouſly ſteal any Goods, Wares or Merchandizes, being of the Value of five Shillings or more (although ſuch Shop, Warehouſe, Coach-houſe or Stable be not actually broke open by ſuch Offender or Offenders, and although the Owners of ſuch Goods, or any other Perſon or Perſons, be or be not in ſuch Shop, Warehouſe, Coach-houſe or Stable, to be put in Fear) or ſhall aſſiſt, hire or command any Perſon or Perſons to commit ſuch Offence, being thereof convicted or attainted by Verdict or Confeſſion, or being indicted thereof ſhall ſtand mute, or will not directly anſwer to the indictment, or ſhall peremptorily challenge above the Number of three and twenty Perſons returned to be of the Jury, ſhall by virtue of this Act be abſolutely debarred and excluded of and from the Benefit of the Clergy. *25 H. 8. c. 3.* Perſon ſtealing Goods in any Shop, Warehouſe, &c. of 5 s. Value or more, or aſſiſting therein, excluded from Benefit of Clergy.

II. And be it enacted by the Authority aforeſaid, That from and after the ſaid twentieth Day of *May* one thouſand ſix hundred ninety-nine, all and every Perſon and Perſons, who ſhall apprehend and take any Perſon guilty of any the Felonies before mentioned, and proſecute him, her or them ſo apprehended and taken, until he, ſhe or they be convicted of any the aforeſaid Felonies, ſuch Apprehenders and Takers, for his, her or their Reward upon every ſuch Conviction, without any Fee or Reward to be paid for the ſame, ſhall have forthwith after every ſuch Conviction a Certificate, which ſhall be under the Hand or Hands of the Judge, Juſtice or Juſtices before whom every ſuch Conviction ſhall he had, certifying ſuch Conviction, and alſo within what Pariſh or Place the Felony was committed, whereof any ſuch Perſon or Perſons was or were convicted as aforeſaid, and alſo that ſuch Felon or Felons was or were diſcovered and taken, or diſcovered, or taken, by the Perſon or Perſons ſo diſcovering or apprehending any the ſaid Felon or Felons; and in caſe any Diſpute ſhall happen to ariſe between any of the Perſons ſo diſcovering or apprehending any the ſaid Felon or Felons ſo convict as aforeſaid, touching their Right or Title to the ſaid Certificate, that then the ſaid Judge, Juſtice or Juſtices, or the major Part of them, ſo reſpectively making ſuch Certificate as aforeſaid, ſhall in and by his or their Certificate, direct and appoint the ſaid Certificate into ſo many Shares, to be divided amongſt the Perſons therein concerned, as to the ſaid Judge, Juſtice or Juſtices, or the major Part of them ſhall ſeem juſt and reaſonable, which Certificate ſhall and may be once aſſigned over, and no more, and the original Proprietor of ſuch Certificate, or the Aſſignee of the ſame, whomſoever of them ſhall have the Intereſt therein, by virtue thereof and of this preſent Act, ſhall and may be diſcharged of and from all and all Manner of Pariſh and Ward Offices, within the Pariſh or Ward wherein ſuch Felony or Felonies ſhall be committed, and ſuch Party or Aſſignee is hereby declared to be diſcharged therefrom; which ſaid Certificate ſhall be inrolled by the Clerk of the Peace of the County in which the ſame ſhall be granted; for which Inrollment the ſaid Clerk of the Peace of the County or City, in which the ſame ſhall be granted, ſhall have for his Fee the Sum of one Shilling, and no more. Proſecutor of Felon to have a Certificate. In caſe of Diſpute, Judge to appoint the Certificate into Shares. * Altered by 6 Geo. 1. c. 23. §. 8. By 5 Annæ. c. 31. §. 1. Apprehenders of Burglars and Houſe-breakers have a farther Reward of 40 l. Certificate may be once aſſigned. Aſſignee diſcharged from Pariſh and Ward Offices. Certificate to be inrolled. Fee.

III. Provided nevertheleſs, That if any Perſon having ſuch Certificate, ſhall at any time make uſe of the ſaid Certificate to exempt him from any Pariſh or Ward Office, ſuch Perſon ſo making uſe of the ſaid Certificate, or any other Perſon or Perſons claiming any Intereſt therein, ſhall not aſſign over the ſaid Certificate to any Perſon or Perſons whatſoever. Proviſo.

IV. And be it further enacted, That in caſe any Perſon or Perſons ſhall happen to be ſlain by any ſuch Houſe-breakers, Horſe-ſtealers, or other Felon aforeſaid, by endeavouring to apprehend, or in making Purſuit after him, her or them, or any of them, that then the Executors or Adminiſtrators of ſuch Perſon or Perſons ſo ſlain, to whom the Right of Adminiſtration of the perſonal Eſtate of every Perſon ſo ſlain ſhall belong, ſhall have the ſaid Certificate in Manner as aforeſaid, without Fee or Reward as aforeſaid. If Perſons be ſlain in Purſuit of Houſe-breakers, &c. Executor to have the Certificate without Fee.

V. And be it further enacted, That if any Perſon or Perſons, from and after the ſaid twentieth Day of *May* in the ſaid Year of our Lord one thouſand ſix hundred ninety and nine, ſhall commit any Burglary, Houſe-breaking, or Felony in ſtealing of any Horſe or Horſes, or any Money, Wares or Goods, from whom the Benefit of the Clergy is by this Act taken away, and being out of Priſon, ſhall diſcover Houſe-breakers, &c. diſcovering two or more Felons, intitled to the King's Pardon,

two or more Perſon or Perſons, who already hath or hereafter ſhall commit any ſuch Burglary, Horſe-ſtealing or Felony as aforeſaid, and ſhall be convicted thereof, or cauſe to be diſcovered and apprehended two Perſons or more, who ſhall be convicted as aforeſaid, every ſuch Diſcoverer ſhall have, and is hereby intituled to his Majeſty's moſt gracious Pardon for the Burglaries, Houſe-breakings, Horſe-ſtealings or Felonies as aforeſaid, which he, ſhe or they ſhall have committed at any Time or Times before ſuch Diſcovery made; which Pardon ſhall be likewiſe a good Bar to any Appeal brought or to be brought for any ſuch Burglary, Houſe-breaking, Horſe-ſtealing or Felony.

to be a good Bar to Appeal.

'VI. And, foraſmuch as many evil-diſpoſed Perſons might be deterred from offending, ſhould the Puniſhment by Law to be inflicted on ſuch Perſons be made more viſible;' Be it further enacted, That from and after the ſaid twentieth Day of *May* one thouſand ſix hundred ninety-nine, all and every Perſon and Perſons who ſhall be convicted of or for any Theft or Larceny, and ſhall have the Benefit of the Clergy allowed thereupon, or ought to be burnt in the Hand for ſuch Offence, inſtead of being burnt in the Hand, ſhall with the uſual Mark wherewith ſuch Offenders, according to the Laws now in Force, ought to be burnt in the Hand, be burnt in the moſt viſible Part of the left Cheek neareſt the Noſe, which Puniſhment ſhall be inflicted in open Court, in the Preſence of the Judge, who is hereby directed and required to ſee the ſame ſtrictly and effectually executed; any former Law or Statute to the contrary thereof in any wiſe notwithſtanding.

Perſons convicted of Theft or Larceny, inſtead of burning in the Hand, to be burnt in the left Cheek in open Court. 'Repealed by 5 Annæ, c. 6. §. 1.'

'VII. And whereas the great Fees that are often demanded and received by Clerks of Aſſize, of Perſons that appear as Witneſſes againſt Felons, tend very much to the diſcouraging their Conviction, to the great Damage of his Majeſty's good Subjects:' To remedy the ſame for the future be it enacted, That no Clerk of Aſſize, Clerk of the Peace, or other Perſon whatſoever, ſhall demand, take or receive any Fee or Reward of any Perſon whatſoever that ſhall be bound by any Juſtice of the Peace to appear to give Evidence againſt any Traitor or Felon, for the Diſcharge of any Recognizance for ſuch Appearance, nor ſhall demand or receive more than two Shillings for the drawing any Bill of Indictment againſt any ſuch Felon, upon the Pain of forfeiting to the Perſon aggrieved, for every ſuch Offence, the Sum of five Pounds, with full Coſts of Suit.

Evidence to pay no Fee, &c.

Fee for Bill of Indictment.

'VIII. And whereas it often happens that Clerks of Aſſiſe, Clerks of the Crown, Clerks of the Peace, Clerks of the Indictments, or other proper Officers, their Clerks or Deputies, do draw Bills defective; be it enacted, That if any Clerk of Aſſize, Clerk of the Crown, Clerk of the Peace, Clerk of the Indictments, or other proper Officer, or their Clerks or Deputies, ſhall draw any Bill defective, they ſhall draw new Bills without demanding any Fee or Reward whatſoever, or forfeit the Sum of five Pounds, with full Coſts of Suit, and that all the Forfeitures aforeſaid ſhall be recovered by him, her or them that will ſue for the ſame, by Action of Debt, Bill, Plaint or Information, in any of his Majeſty's Courts of Record, wherein no Eſſoin, Protection or Wager of Law ſhall be allowed.

Clerk of Aſſize, &c. drawing defective Bill, to draw a new one gratis. Penalty. *By* 12 *Ann. St.* 1. c. 7. §. 3.

Felon breaking out of a Houſe in the Night guilty of Burglary. And ſee 4 *Geo.* 1. *c.* 11. *and* 6 *Geo.* 1. *c.* 23.

CAP. XXIV.

An Act for making *Billingſgate* a free Market for Sale of Fiſh.

23 *Ed.* 1. *St.* 1. c. 47.

'WHEREAS the publick Wealth, Honour, and Safety of this Kingdom, as well as the Maintenance of Trade, and Support of Navigation, as in many other Reſpects, depend on the Improvement and Encouragement of the Fiſhery, and *Billingſgate* having, Time out of Mind, been a free Market for all Manner of Floating and Salt Fiſh, as alſo for all Manner of Lobſters and Shell Fiſh; nevertheleſs, divers Abuſes, evidently deſtructive to that Trade, have been of late Years practiſed, by raiſing new Impoſitions and Tolls, and by foreſtalling of the Markets, and other Methods uſed by the Fiſhmongers, in not permitting the Fiſherwomen and others to buy the ſaid Fiſh of the ſaid Fiſhermen, to ſell them again in *London* and elſewhere, by which Means the Fiſhermen are obliged to ſell their Fiſh to the ſaid Fiſhmongers at their own Rates, to the great Diſcouragement of the ſaid Fiſhermen:' For Remedy whereof be it enacted by the King's moſt excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the tenth Day of *May*, which ſhall be in the Year one thouſand ſix hundred ninety-nine, *Billingſgate* Market, within the ſaid City of *London*, ſhall be every Day in the Week (except *Sundays*) a free and open Market for all Sorts of Fiſh whatſoever; and that it ſhall and may be lawful for any Perſon or Perſons to buy or ſell any ſort of Fiſh in the ſaid Market without any Diſturbance or Moleſtation whatſoever.

Billingſgate a free Market for Fiſh. 'Fiſh taken by Foreigners not to be imported, 1 Geo. 1. ſtat. 2. c. 18. §. 1.'

II. And for the better encouraging the ſaid Fiſhery, be it further enacted by the Authority aforeſaid, That no Fiſherman or other Perſon or Perſons, ſelling any ſort of Sea Fiſh in the ſaid Market, ſhall, from and after the ſaid tenth Day of *May* one thouſand ſix hundred ninety-nine, pay to any Perſon or Perſons any other Toll or Duty whatſoever, for coming with his Boat or Veſſel, or landing, ſtanding, being or ſelling, in or at the ſaid Market of *Billingſgate*, than is herein after mentioned, that is to ſay,

Fiſherman, &c. to pay Toll.

III. For every Veſſel with Salt Fiſh, for Groundage, eight Pence *per* Day, and twenty Pence *per* Voyage for every ſuch Veſſel, and no more, in full for all Duties and Demands, to be diſpoſed of and diſtributed, as the Lord Mayor and Court of Aldermen ſhall yearly order and direct, according to the Right of the reſpective Perſons intitled thereunto.

Veſſel with Salt Fiſh 8d. per Day Groundage. And 20 d. per Voyage.

IV. For every Lobſter Boat, for Groundage *per* Day two Pence, and *per* Voyage thirteen Pence, and no more, in full for all Duties and Demands, to be diſpoſed of and diſtributed as aforeſaid.

Lobſter Boat 2 d. per Day Groundage, and 13 d. per Voyage.

V. For every Veſſel of freſh Sea Fiſh, for Groundage *per* Day two Pence, and *per* Voyage thirteen Pence, and no more, in full for all Duties and Demands, to be diſpoſed of and diſtributed as aforeſaid. Veſſel with freſh Sea Fiſh.

VI. For every Dogger Boat or Smack with Sea Fiſh, for Groundage *per* Day two Pence, and *per* Voyage thirteen Pence, and no more, in full for all Duties and Demands to be diſpoſed of and diſtributed as aforeſaid. Dogger Boat or Smack.

VII. For every Oiſter Veſſel or Cock, for Groundage *per* Day two Pence, for Metage one Halfpenny *per* Buſhel and no more, and *per* Voyage thirteen Pence and no more, in full for all Duties and Demands, to be diſpoſed of and diſtributed as aforeſaid. Oiſter Veſſel.

VIII. And be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for any Perſon or Perſons whatſoever, who ſhall buy any Fiſh in the ſaid Market, to ſell the ſame again in any other Market, Place or Places within the ſaid City of *London* or elſewhere, by Retail, except nevertheleſs, that none but Fiſhmongers ſhall be permitted to ſell in publick or fixed Shops or Houſes, being ſound and wholſom Fiſh, without any Let or Diſturbance from any Perſon or Perſons whatſoever for ſo doing; any Law or Statute to the contrary thereof in any wiſe notwithſtanding. Fiſh bought in the ſaid Market may be ſold in any other. Exception.

IX. Provided nevertheleſs, That this Act ſhall not extend to alter any Law now in being, concerning Fiſh caught by Foreigners. Proviſo.

'X. And whereas in the fifth Year of the Reign of Queen ELIZABETH, among other Things it was 5 Eliz. c. 5.
'enacted, That from and after the firſt Day of *May* then next coming, it ſhould not be lawful to any
'Perſon and Perſons, in any Port, City, Town, or Market, or other Place within this Realm, to ſet
'Price, make any Reſtraint, or take or demand Toll or Tax of any Sea Fiſh to be brought into this
'Realm, or any Part thereof, being taken by any of her Majeſty's Subjects, in Ships and other Veſſels
'of the ſame Subjects, upon Pain, to every Perſon offending contrary to the Meaning thereof, to forfeit
'the Value of the Fiſh ſo reſtrained, prized, tolled, or taken; any Liberty, Cuſtom, Grant, Privilege,
'or other Matter whatſoever to the contrary in any wiſe notwithſtanding; yet contrary to the true Mean-
'ing thereof, ſeveral Tolls, Samples, and other Exactions, have been demanded and taken of Sea Fiſh;'
Be it therefore enacted by the Authority aforeſaid, That from and after the ſaid tenth Day of *May*, any Perſon or Perſons, taking or demanding any Toll or Sample, or any other Impoſition, or ſet Price, of any Sea Fiſh whatſoever of *Engliſh* catching, ſhall forfeit the Sum of ten Pounds, the one Moiety thereof to his Majeſty, and the other Moiety to ſuch Perſon as ſhall ſue for the ſame. Penalty on Perſon demanding Toll or Sample of Sea Fiſh.

'XI. And whereas of late Years, an evil Practice hath been uſed by the Fiſhmongers, in employing
'one or two Perſons at the moſt to buy up all or the greateſt Part of the Fiſh which is brought to the
'ſaid Market at *Billingſgate*, and afterwards dividing the ſame amongſt the Fiſhmongers by Lots, by rea-
'ſon whereof the Fiſhmongers buy and ſell at what Rates they pleaſe;' Be it therefore enacted by the Authority aforeſaid, That no ſuch Practices ſhall be at any Time hereafter uſed or allowed. Evil Practice of Fiſhmongers not allowed.

XII. And for the better preventing the ſame, or the like evil Practices, for the Time to come; be it further enacted, That no Perſon or Perſons whatſoever ſhall at any Time after the ſaid tenth Day of *May* one thouſand ſix hundred ninety-nine, employ or be employed by any other Perſon or Perſons, in buying in or at the ſaid Market of *Billingſgate*, any Quantity of Fiſh, to be divided by Lots or in Shares amongſt any Fiſhmongers, or other Perſons, in order to be afterwards put to Sale by Retail or otherwiſe; nor ſhall any Fiſhmonger, at any Time after the ſaid tenth Day of *May*, ingroſs or by, in the ſaid Market of *Billingſgate*, any Quantity of Fiſh, but what ſhall be for his own Sale or Uſe, and not for or on the Behalf of any other Fiſhmonger to expoſe to Sale, under Pain of forfeiting for each ſuch Offence the Sum of twenty Pounds, one Moiety thereof to the Uſe of the Poor of the Pariſh where ſuch Offence ſhall be committed, and the other Moiety to his or their own Uſe who ſhall ſue for the ſame; and that from and after the ſaid tenth Day of *May*, no Fiſherman, or other Perſon or Perſons, ſhall bring on Shore, or put to Sale, any Lobſters, that are not eight Inches from the Peak of the Noſe unto the End of the Middle Fin of the Tail, under Pain of forfeiting for every ſuch Lobſter the Sum of one Shilling, the one Moiety to the Poor of the Pariſh where the Offence ſhall be committed, the other Moiety to the Proſecutor, to be recovered upon Conviction before the Chief Magiſtrate of any City or Town Corporate, or before the next Juſtice of Peace where ſuch Offence ſhall be committed. Fiſh not to be bought up, to be divided by Lots, and afterwards retailed. Penalty. Size of Lobſters for Sale. Penalty.

XIII. And for the better Encouragement of the Fiſhery of this Kingdom, be it further enacted by the Authority aforeſaid, That from and after the ſaid tenth Day of *May*, no Fiſh (except Stock Fiſh and Live Eels) taken or caught by any Foreigners, Aliens to this Kingdom (except Proteſtant Strangers inhabiting within this Kingdom) ſhall be imported in any foreign Ship, Veſſel, or Bottom, not being wholly *Engliſh* Property, and uttered, ſold, or expoſed to Sale, in this Kingdom, under the Pain of the Forfeiture of ſuch Ship, Veſſel, or Bottom, with the Tackle thereunto belonging, and of all ſuch Fiſh ſo imported and ſold contrary to the true Intent and Meaning thereof, one Moiety thereof to the Uſe of the Poor of the Pariſh where the ſame ſhall be ſo found or ſeized, the other Moiety to his or their own Uſe who ſhall ſo ſeize the ſame. Fiſh to be imported in Engliſh Shipping. Forfeiture. 'By 1 Geo. 1. Stat. 2. c. 18. §. 10. Foreigners may import Lobſters and Turbots.'

XIV. Provided nevertheleſs, That nothing in this Act contained ſhall be conſtrued to prohibit the Importation of Anchovies, Sturgeon, Botargo, or Cavear, nor ſelling of Mackarel before or after Divine Service on *Sundays*. Anchovies, Sturgeon, &c. not prohibited.

XV. Provided always, That nothing in this Act contained ſhall be conſtrued to take away an ancient Duty of Cod and Ling, payable to the Kings of this Realm, for the Service of their Houſhold, by ſuch Merchants as trade to *Weſtmoney* and *Iſeland*, but that the ſame may be taken by his Majeſty's Officers, in ſuch Manner as the ſame hath been lawfully uſed to be taken before the making of this Act. Cod and Ling continued as uſual.

Further Proviſions for the Preſervation and Improvement of the Fiſhery, 4 Ann. c. 21. 9 Ann. c. 26. 1 Geo. 1. Stat. 2. c. 18. 5 Geo. 1. c. 18. 23 Geo. 2. c. 26. 26 Geo. 2. c. 9. 30 Geo. 2. c. 21 & 30. and 33 Geo. 2. c. 27.

CAP.

CAP. XXV.

An Act to encourage the Trade to *Newfoundland*.

'WHEREAS the Trade of and Fiſhing at *Newfoundland* is a beneficial Trade to this Kingdom, not only in the employing great Numbers of Seamen and Ships, and exporting and conſuming great Quantities of Proviſions and Manufactures of this Realm, whereby many Tradeſmen and poor Artificers are kept at work, but alſo in bringing into this Nation, by Returns of the Effects of the ſaid Fiſhery from other Countries, great Quantities of Wine, Oil, Plate, Iron, Wooll, and ſundry other uſeful Commodities, to the Increaſe of his Majeſty's Revenue, and the Encouragement of Trade and Navigation;' Be it enacted by the King's moſt excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from henceforth it ſhall and may be lawful for all his Majeſty's Subjects reſiding within this his Realm of *England*, or the Dominions thereunto belonging, trading or that ſhall trade to *Newfoundland*, and the Seas, Rivers, Lakes, Creeks, Harbours in or about *Newfoundland*, or any of the Iſlands adjoining or adjacent thereunto, to have, uſe, and enjoy the free Trade and Traffick, and Art of Merchandize and Fiſhery, to and from *Newfoundland*, and peaceably to have, uſe, and enjoy, the Freedom of taking Bait and Fiſhing in any of the Rivers, Lakes, Creeks, Harbours, or Roads, in or about *Newfoundland*, and the ſaid Seas, or any of the Iſlands adjacent thereunto, and Liberty to go on Shore on any Part of *Newfoundland*, or any of the ſaid Iſlands for the curing, ſalting, drying, and huſbanding of their Fiſh, and for making of Oil, and to cut down Wood and Trees there for building and making or repairing of Stages, Ship-rooms, Trainfats, Hurdles, Ships, Boats, and other Neceſſaries for themſelves and their Servants, Seamen, and Fiſhermen, and all other Things which may be uſeful or advantageous to their Fiſhing Trade, as fully and freely as at any Time heretofore hath been uſed or enjoyed there by any of the Subjects of his Majeſty's Royal Predeceſſors, without any Hindrance, Interruption, Denial or Diſturbance of or from any Perſon or Perſons whatſoever; and that no Alien or Stranger whatſoever (not reſiding within the Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*) ſhall at any Time hereafter take any Bait, or uſe any Sort of Trade or Fiſhing whatſoever in *Newfoundland*, or in any of the ſaid Iſlands or Places abovementioned.

King's Subjects to have free Trade to Newfoundland.

No Alien to bait or fiſh in Newfoundland.

II. And for the preſerving the ſaid Harbours from all Annoyances; be it further enacted by the Authority aforeſaid, That from and after the twenty-fifth Day of *March* one thouſand ſeven hundred, now next coming, no Ballaſt, Preſt Stones, or any Thing elſe hurtful to or annoying any of the Harbours there, ſhall be thrown out of any Ship or otherwiſe, by any Perſon or Perſons whatſoever, to the Prejudice of any of the ſaid Harbours, but that all ſuch Ballaſt and other Things ſhall be carried on Shore, and be laid where they may do no Annoyance.

No Ballaſt, &c. to be thrown out of any Ship into the Harbours, but carried on Shore,

III. And be it further enacted by the Authority aforeſaid, That no Perſon or Perſons whatſoever ſhall (at his Departure out of the ſaid Country, or at any other Time) deſtroy, deface, or do any Detriment to any ſuch Stage or Cook-room, or to the Flakes, Spikes, Nails, or any other Thing whatſoever thereto belonging, as he or they ſhall fall into at his or their coming into the ſaid Country, but that he or they ſhall (during his or their Stay there) content him and themſelves with ſuch Stage or Stages only as are needful for him or them, and ſhall alſo at his or their Departure thence) leave all ſuch his or their Stage or Stages, without doing or cauſing to be done any wilful Damage to any of them; and that for the repairing of ſuch Stage or Stages as he or they ſhall ſo take, during his or their Abode there, the ſame ſhall be done with Timber fetcht out of the Woods there, and not by the ruining, breaking down, demoliſhing, prejudicing, or any wiſe injuring the Stage or Stages of any other Perſon or Perſons whatſoever.

No Perſon to deſtroy any Stage or Cook Room, &c,

IV. And be it further enacted by the Authority aforeſaid, That (according to the ancient Cuſtom there uſed) every ſuch Fiſhing Ship from *England*, *Wales*, or *Berwick*, or ſuch Fiſhermen as ſhall, from and after the ſaid twenty-fifth Day of *March*, firſt enter any Harbour or Creek in *Newfoundland*, in Behalf of his Ship, ſhall be Admiral of the ſaid Harbour or Creek during that Fiſhing Seaſon, and for that Time ſhall reſerve to himſelf only ſo much Beech or Flakes, or both, as are needful for the Number of ſuch Boats as he ſhall there uſe, with an Overplus only for the Uſe of one Boat more than he needs, as a Privilege for his firſt coming thither; and that the Maſter of every of ſuch ſecond Fiſhing Ship, as ſhall enter any ſuch Harbour or Creek, ſhall be Vice Admiral of ſuch Harbour or Creek during that Fiſhing Seaſon; and that the Maſter of every ſuch Fiſhing Ship next coming, as ſhall enter any ſuch Harbour or Creek, ſhall be Rear Admiral of ſuch Harbour or Creek during that Fiſhing Seaſon; and that the Maſter of every Fiſhing Ship there, ſhall content himſelf with ſuch Beech or Flakes, as he ſhall have neceſſary Uſe for, without keeping or detaining any more Beech or Flakes, to the Prejudice of any ſuch other Ship or Veſſel as ſhall arrive there; and that ſuch Perſon or Perſons as are poſſeſſed of ſeveral Places in ſeveral Harbours or Creeks there, ſhall make his or their Election of ſuch Place as he or they ſhall chooſe to abide in; and ſhall alſo, within eight and forty Hours after any After-comer or After-comers into ſuch Place or Places ſhall demand ſuch his or their Reſolution touching ſuch his or their Election (if the Weather will ſo ſoon permit, or ſo ſoon after as the Weather will permit) give or ſend his or their Reſolution to ſuch After-comer or After-comers, touching ſuch his or their Election of ſuch Place as he or they ſhall ſo chooſe to abide in for the Fiſhing Seaſon, to the End that ſuch After-comer or After-comers may likewiſe chooſe his or their Place or Places of his or their Abode there; and in caſe any Difference ſhall ariſe touching the ſaid Matters, the Admirals of the reſpective Harbours where ſuch Differences ſhall ariſe, or any two of them, ſhall Proportion the Place to the ſeveral Ships, in the ſeveral Harbours they fiſh in, according to the Number of Boats which each of the ſaid Ships ſhall keep.

Every Fiſhing Ship firſt entring Harbour, ſhall be Admiral during that fiſhing Seaſon, &c.

Second Ship Vice Admiral.

Next Ship Rear Admiral.

Perſon poſſeſſed of ſeveral Places ſhall make his Election which to abide in,

and give his Reſolution to any After-comer in 48 Hours after Demand.

In caſe of Difference, Admirals to proportion the Place.

V. And

'V. And whereas ſeveral Inhabitants in *Newfoundland*, and other Perſons, have, ſince the Year of our 'Lord one thouſand ſix hundred eighty-five, ingroſſed and detained in their own Hands, and for their 'own private Benefit, ſeveral Stages, Cook-rooms, Beeches, and other Places in the ſaid Harbours and 'Creeks (which before that Time belonged to fiſhing Ships, for taking of Bait, and fiſhing and curing 'their Fiſh) to the great Prejudice of the fiſhing Ships that arrive there in the fiſhing Seaſon, and 'ſometimes to the Overthrow of ſome of their Voyages, and to the great Diſcouragement of the Traders 'there;' Be it further enacted by the Authority aforeſaid, That all and every ſuch Perſon and Perſons, as ſince the ſaid Year of our Lord one thouſand ſix hundred eighty-five, have or hath taken, ſeized or detained any ſuch Stage, Cook-room, Beech, or other Place for taking Bait or Fiſhing, or for the drying, curing or huſbanding of Fiſh, ſhall on or before the ſaid twenty-fifth Day of *March* relinquiſh, quit and leave, to the publick Uſe of the Fiſhing Ships arriving there, all and every the ſaid Stages, Cook-rooms, Beeches and other Places for taking Bait and Fiſhing, and for the drying, curing and huſbanding of Fiſh.

Perſons who ſince 1685. have detained any Stage, Cook-room, &c. ſhall relinquiſh the ſame, to the publick Uſe of Fiſhing Ships, &c.

VI. And for the preventing the ingroſſing and detaining of all ſuch Stages, Cook-rooms, Beeches and other Places, by any Perſon or Perſons for the Time to come; be it enacted by the Authority aforeſaid, That no Fiſherman or Inhabitant of *Newfoundland*, or any other Perſon or Perſons whatſoever, ſhall, at any Time after the ſaid twenty-fifth Day of *March*, ſeize, take up or poſſeſs any of the Stages, Cook-rooms, Beeches or other Places, which at any Time ſince the ſaid Year of our Lord one thouſand ſix hundred eighty-five, did or at any Time hereafter ſhall belong to any fiſhing Ship or Ships, for taking Bait or Fiſhing, or for drying, curing or huſbanding of Fiſh, before the Arrival of the fiſhing Ships out of *England*, *Wales*, and *Berwick*, and until all ſuch Ships ſhall be provided with Stages, Cook-rooms, Beeches and other Places for taking Bait and Fiſhing, and for drying, curing and huſbanding of Fiſh.

No Fiſherman or Inhabitant of Newfoundland, to poſſeſs any Stage &c. until all Fiſhing Ships be provided, &c.

VII. Provided always, That all ſuch Perſons, as ſince the twenty-fifth Day of *March* one thouſand ſix hundred eighty-five, have built, cut out or made, or at any Time hereafter ſhall build, cut out or make, any Houſes Stages, Cook-rooms, Train-fats, or other Conveniences, for fiſhing there that did not belong to fiſhing Ships ſince the ſaid Year one thouſand ſix hundred eighty-five, ſhall and may peaceably and quietly enjoy the ſame to his or their own Uſe, without any Diſturbance of or from any Perſon or Perſons whatſoever.

Proviſo.

VIII. And be it further enacted by the Authority aforeſaid, That all and every Perſon or Perſons whatſoever, that ſhall go over with their Servants to *Newfoundland*, to keep Boats on a fiſhing Voyage, commonly called *By-boat Keepers*, ſhall not pretend to or meddle with any Houſe, Stage, Cook-room, Train-fat, or other Conveniency, that did belong to fiſhing Ships ſince the Year one thouſand ſix hundred eighty-five, or ſhall be cut out or made by Ships, from and after the ſaid twenty-fifth Day of *March* one thouſand ſeven hundred.

By-boat Keepers not to meddle with Houſe, Stage, &c. belonging to any Fiſhing Ships.

IX. And be it further enacted by the Authority aforeſaid, That every Maſter of a By-boat or By-boats ſhall carry with him at leaſt two freſh Men in ſix *(viz.)* one Man that hath made no more than one Voyage, and one Man who hath never been at Sea before; and that every Inhabitant ſhall be obliged to employ two ſuch freſh Men, as the By-boat Keepers are obliged for every Boat kept by them; and further, that all Maſters of fiſhing Ships ſhall carry with them, in their Ship's Company, at leaſt one ſuch freſh Man that never was at Sea before, in every five Men they carry; and that the Maſter of each ſuch By-boat, and each ſuch fiſhing Ship, ſhall make Oath before the Collector, or other principal Officer of the Cuſtoms of the Port or Ports from whence ſuch Ship intends to ſail, that each Ship and By-boat's Company have ſuch freſh Men therein as this Act directs; and that the ſaid Officer or Officers is and are hereby impowered and required to adminiſter the aforeſaid Oath to the ſaid Maſters of Ships and By-boats, and give a Certificate thereof under his Hand, without any Fee, Gratuity or Reward for ſo doing.

And to carry 2 freſh Men in 6. Inhabitant obliged to employ 2 ſuch freſh Men. Maſter of Fiſhing Ship to carry 1 freſh Man in 5. And make Oath thereof. Certificate gratis.

X. And be it further enacted by the Authority aforeſaid, That every Maſter or Owner of any fiſhing Ship going to *Newfoundland* (after the ſaid twenty-fifth Day of *March*) ſhall have in his Ship's Company every fifth Man a Green-man (that is to ſay) not a Seaman, or having been ever at Sea before.

Every fifth Man a Green-man.

XI. And be it further enacted by the Authority aforeſaid, That no Perſon or Perſons whatſoever ſhall at any Time, after the ſaid twenty-fifth Day of *March*, obliterate, expunge, cut out, deface, or any wiſe alter or change the Mark or Marks of any Boat or Boats, Train-fat or Train-fats, belonging to any other Perſon or Perſon, whereby to defraud or prejudice the right Owner or Owners thereof, nor convert to his or their own Uſe any Boat or Boats, Train-fat or Train-fats, belonging to any other Perſon or Perſons, without his or their Conſent or Approbation, nor remove nor take away any ſuch Boat or Train-fat from the Place or Places where they ſhall be left by the Owner or Owners thereof, except in Caſe of Neceſſity, and alſo upon giving Notice thereof to the Admiral of the Harbour or Place where ſuch Boat or Train-fat ſhall be left by the Owner or Owners, to the End that the right Owners thereof may know what is become of them.

Marks of Boats or Train-fats not to be obliterated, &c. without Conſent of Owner.

XII. And be it enacted by the Authority aforeſaid, That no Perſon or Perſons whatſoever ſhall, at any Time after the ſaid twenty-fifth Day of *March*, rind any of the Trees there ſtanding or growing upon any Occaſion whatſoever, nor ſhall by any Ways or Means whatſoever ſet on Fire any of the Woods of the ſaid Country, or do or cauſe to be done any Damage, Detriment or Deſtruction to the ſame, for any Uſe or Uſes whatſoever, except only for neceſſary Fuel for the Ships and Inhabitants, and for the building and neceſſary Repairs of Houſes, Ships, Boats and Train-fats, and of the Stages, Cook-rooms, Beeches and other Places for taking Bait and Fiſhing, and for drying, curing and huſbanding Fiſh there; and alſo that no Perſon or Perſons whatſoever ſhall, at any Time after the ſaid twenty-fifth Day of *March*, caſt Anchor, or do any other Matter or Thing, to the Annoyance or hindring of the haling of Sayns in the accuſtomary

Standing Trees not to be rinded, nor Woods fired. Neceſſary Fuel excepted, &c. Sayns not to be annoyed.

accuſtomary baiting Places, or ſhoot his or their Sayn or Sayns within or upon the Sayn or Sayns of any other Perſon or Perſons whatſoever; and alſo that no Perſon or Perſons whatſoever ſhall, at any Time after the ſaid twenty-fifth Day of *March*, ſteal, purloin or take out of the Net or Nets of any other Perſon or Perſons whatſoever, lying adrift, or drover, for Bait by Night, nor ſteal, purloin or take away any Bait out of any fiſhing Boat or Boats, or any Net or Nets belonging to any other Perſon or Perſons.

nor Nets, Baits, &c. ſtolen,

'XIII. And whereas ſeveral Perſons that have been guilty of Theſts, Robberies, Murders and other 'Felonies upon the Land in *Newfoundland*, and the Iſlands thereunto adjacent, have many Times eſcaped 'unpuniſhed, becauſe the Trial of ſuch Offenders hath heretofore been ordered and adjudged in no other 'Court of Juſtice, but before the Lord High Conſtable, and Earl Marſhal of *England*:' For Reformation thereof, and for the more ſpeedy and effectual Puniſhment of ſuch Offences for the Time to come, be it enacted by the Authority aforeſaid, That all Robberies, Murders and Felonies, and all other capital Crimes whatſoever, which, at any Time or Times after the ſaid twenty-fifth Day of *March* ſhall be done and committed in or upon the Land in *Newfoundland*, or in any of the Iſlands thereunto belonging, ſhall and may be enquired of, tried, heard, determined and adjudged in any Shire or County of this Kingdom of *England*, by virtue of the King's Commiſſion or Commiſſions of *Oyer* and *Terminer*, and Gaol Delivery, or any of them, according to the Laws of this Land uſed for the Puniſhment of ſuch Robberies, Murders, Felonies, and other capital Crimes done and committed within this Realm.

Robberies, &c. in Newfoundland may be tried in any County in England, by Commiſſion of Oyer and Terminer.

XIV. And be it further enacted by the Authority aforeſaid, That the Admirals of and in every Port and Harbour in *Newfoundland* for the Time being, be and are hereby authorized and required (in order to preſerve Peace and good Government amongſt the Seamen and Fiſhermen, as well in their reſpective Harbours, as on the Shore) to ſee the Rules and Orders in this preſent Act contained, concerning the Regulation of the Fiſhery there, duly put in Execution; and that each of the ſaid Admirals do yearly keep a Journal of the Number of all Ships, Boats, Stages, and Train-fats, and of all the Seamen belonging to and employed in each of their reſpective Harbours, and ſhall alſo (at their return to *England*) deliver a true Copy thereof, under their Hands, to his Majeſty's moſt Honourable Privy Council.

Admirals in Newfoundland to ſee the Rules &c. in this Act executed,

keep a Journal, &c. and deliver a Copy thereof to the Privy Council.

XV. And be it further enacted by the Authority aforeſaid, That in Caſe any Difference or Controverſy ſhall ariſe in *Newfoundland*, or the Iſlands thereunto adjoining, between the Maſters of fiſhing Ships and the Inhabitants there, or any By-boat Keeper, for or concerning the Right and Property of fiſhing Rooms, Stages, Flakes, or any other Building or Conveniency for Fiſhing or curing of Fiſh, in the ſeveral Harbours or Coves, the ſaid Differences, Diſputes and Controverſies, ſhall be judged and determined by the fiſhing Admirals, in the ſeveral Harbours and Coves; and in Caſe any of the ſaid Maſters of fiſhing Ships, By-boat Keepers or Inhabitants, ſhall think themſelves aggrieved by ſuch Judgment or determination, and ſhall appeal to the Commanders of any of his Majeſty's Ships of War, appointed as Convoys for *Newfoundland*, the ſaid Commander is hereby authorized and impowered to determine the ſame, purſuant to the Regulation in this Act.

Admirals to determine Differences between Maſters of Fiſhing Ships and Inhabitants.

Party aggrieved may appeal.

XVI. And to the end that the Inhabitants, Fiſhermen, Seamen, and all and every other Perſon and Perſons reſiding or being at *Newfoundland*, or any the ſaid Iſlands, or other Places, may with all Devotion join in their ſolemn Prayers and Addreſſes to Almighty God, for the obtaining of his Bleſſing upon their Perſons and Endeavours; Be it hereby enacted, That all and every the Inhabitants of *Newfoundland*, or the ſaid Iſlands or Places adjacent near thereto, ſhall ſtrictly and decently obſerve every Lord's Day, commonly called *Sunday*; and that none of the ſaid Inhabitants (who keep any Tavern, Alehouſe, or other publick Houſe for Entertainment) ſhall entertain or or ſell, vend, uttter or diſpoſe of to any Fiſherman, Seaman or other Perſon whatſoever, upon any Lord's Day or *Sunday*, any Wine, Beer, Ale, Cyder, ſtrong Waters or Tobacco, or any other Liquor or Liquors whatſoever.

Inhabitants to obſerve the Lord's Day, and not ſell any Liquors thereon.

'XVII. And whereas by an Act of Parliament made in the eighth and ninth Years of his Majeſty's 'Reign, intituled, *An Act for granting to his Majeſty a further Subſidy of Tunnage and Pondage upon 'Merchandizes imported, for the Term of two Years and three Quarters, and an additional Land Tax 'for one Year, for carrying on the War againſt* France; and by another Act made in the ninth and 'tenth Years of his Majeſty's Reign, intituled, *An Act for granting to his Majeſty a further Subſidy 'of Tunnage and Poundage, towards the raiſing a yearly Sum of ſeven hundred thouſand Pounds, for the 'Service of his Majeſty's Houſhold, and other Uſes therein mentioned, during his Majeſty's Life*, an ad- 'ditional Duty of twelve Pence on every twenty Shillings Value of all Goods and Merchandizes 'imported (all Manner of Fiſh *Engliſh* taken excepted) is granted to his Majeſty, his Heirs and Suc- 'ceſſors: And whereas ſome doubt hath ariſen, whether Oil, Blubber, and Fins, taken and imported 'by the Company of Merchants of *London* trading to *Greenland*, are not liable to the ſaid Duty;' Be it therefore enacted by the Authority aforeſaid, That all Whale Fins, Oil, and Blubber, taken and imported by the Ships of the Company of Merchants of *London* trading to *Greenland*, were not nor are intended to be charged or made liable to the Duty of twelve Pence for every twenty Shillings Value of Goods imported, charged in the aforeſaid Acts, but that the Whale Fins, Oil, and Blubber, taken and imported as aforeſaid, and alſo all Whale Fins, Oil, and Blubber of *Engliſh* Fiſhing, taken in the Seas of *Newfoundland*, or any of the Seas belonging to any of his Majeſty's Plantations or Colonies, and imported into this Kingdom by any of his Majeſty's Subjects in *Engliſh* Shipping, were, and are hereby declared to be free of the ſaid Duties, as all Fiſh of *Engliſh* taking; the aforeſaid Acts, or any Thing therein contained to the contrary in any wiſe notwithſtanding.

8 & 9 W. 3. c. 24.

9 & 10 W. 3. c. 23.

5 Geo. 2. c. 28. Whale Fins, Oil, and Blubber, imported by Greenland Merchants, not liable to the Duty of 12 d. per lb. charged in the Tunnage Acts, nor for Whale Fins, &c. taken in Newfoundland.

Farther Encouragements to Greenland Trade, 1 Ann. St. 1. c. 16. 10 Geo. 1. c. 16. 12 Geo. 1. c. 26. §. 7. 5 Geo. 2. c. 28. 6 Geo. 2. c. 33. 13 Geo. 2. c. 28. §. 5. 22 Geo. 2. c. 45. 28 Geo. 2. c. 29.

CAP.

CAP. XXVI.

An Act for opening the ancient and making any new Roynes and Watercourſes in and near *Sedgemore* in the County of *Somerſet*, for rendring the ſaid Moor more healthful and profitable to the Inhabitants. PR.

Anno Regni GULIELMI III. undecimo.

'AT the Parliament begun at *Weſtminſter* the four and twentieth Day of *Auguſt*, *Anno Dom.* 1698. in the tenth Year of the Reign of our Sovereign Lord *William* the Third, by the Grace of God, of *England*, *Scotland*, *France*, and *Ireland*, King, Defender of the Faith, *&c.* And from thence continued by ſeveral Prorogations and Adjournments, to the ſixteenth Day of *November* 1699, being the ſecond Seſſion of this preſent Parliament.

CAP. I.

An Act for taking away the Bounty Money for exporting Corn, from the ninth Day of *February* one thouſand ſix hundred ninety-nine, to the nine and twentieth Day of *September* one thouſand ſeven hundred. EXP.

Anno Regni GULIELMI III. undecimo & duodecimo.

CAP. II.

An Act for granting an Aid to his Majeſty by Sale of the forfeited and other Eſtates and Intereſts in *Ireland*, and by a Land-Tax in *England*, for the ſeveral Purpoſes therein mentioned. 2 s. *in the Pound.*

'WHEREAS ſoon after your Majeſty and your late Royal Conſort of ever bleſſed Memory were graciouſly pleaſed to accept the Crown and Royal Dignity of this Kingdom, and the Dominions thereunto belonging, many of your Majeſty's Subjects, contrary to their Duty and Allegiance, traiterouſly adhering to your Majeſty's Enemies, levied and maintained, within your Realm of *Ireland*, a deſperate and bloody War and Rebellion againſt your Majeſties, who by the Bleſſing of God upon your Majeſty's Royal Conduct and Courage, and the Aſſiſtance and very great Expence of your Majeſty's *Engliſh* Subjects, were reduced unto their due Obedience to the Crown of *England:* And whereas it is highly reaſonable, that the Eſtates of ſuch Rebels and Traitors ſhould be applied, in eaſe of your Majeſty's faithful Subjects of this Kingdom, to the Uſe of the Publick:' We your Majeſty's moſt dutiful and loyal Subjects, the Commons in Parliament aſſembled, moſt humbly beſeech your Majeſty, that it may be enacted; And be it enacted by the King's moſt excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal and Commons in Parliament aſſembled, and by the Authority of the ſame, That all and every the Honours, Manors, Baronies, Caſtles, Meſſuages, Lands, Tenements, Rents, Reverſions, Services, Remainders, Poſſeſſions, Royalties, Franchiſes, Juriſdictions, Privileges, and Appurtenances thereunto belonging, or in any wiſe appertaining, Rights of Entry, Rights of Action, Titles, Conditions, Uſes, Truſts, Powers, and Authorities, Leaſes for Life, Lives, or Years, Penſions, Annuities, Rent-charges, and Hereditaments, whether Freehold, Copyhold, or of what Nature or Kind ſoever they be, within the ſaid Realm of *Ireland*, whereof any Perſon or Perſons, who ſtand convicted or attainted of the ſaid High Treaſon or Rebellion, or other Treaſon committed in foreign Parts ſince the thirteenth Day of *February* one thouſand ſix hundred eighty-eight, or who ſhall be convicted or attainted of any ſuch Treaſon as aforeſaid, by or before the laſt Day of *Trinity* Term, which ſhall be in the Year of our Lord one thouſand ſeven hundred and one, or who ſtand convicted or attainted of High Treaſon, by reaſon of being found by Inquiſition to have died or been ſlain in actual Rebellion, ſince the ſaid thirteenth Day of *February* one thouſand ſix hundred eighty and eight, was or were ſeiſed or poſſeſſed, or intereſted in, or intitled unto, on the thirteenth Day of *February* one thouſand ſix hundred eighty-eight, or at any Time ſince, in their own Right, or to their own Uſe, or whereof any other Perſon or Perſons was or were ſeiſed or poſſeſſed, or intereſted in, to the Uſe of or in Truſt for them, or any of them, on the ſaid thirteenth Day of *February*, or at any Time ſince, or whereof the late King *James* the Second, or any in Truſt for him, or to his Uſe, was ſeiſed or poſſeſſed, or intereſted in, at the Time of his Acceſſion to the Crown of *England*, and all Judgments, Statutes, Recognizances, Extents, Mortgages, and Securities for Money, Right of Redemption of Mortgages, or other Securities, Debts of Record, and other Debts, Specialties, Obligations, Goods, and Chattels, of what Nature or Kind ſoever, which any of the ſaid Perſons ſo convicted or attainted, or to be convicted or attainted, were poſſeſſed of, or intereſted in, in their own Right, or any other in Truſt for them or any of them, ſtood poſſeſſed of, or intereſted in on the ſaid thirteenth Day of *February* one thouſand ſix hundred eighty-eight, or at any Time ſince, ſhall be, and are hereby veſted and ſettled, and adjudged, declared, and taken to be in the actual and real Poſſeſſion and Seiſin of Sir *Cyril Wyche* Knight, *Francis Annesley* Eſquire, *James Hamilton* Eſquire, *John Baggs* Eſquire, *John Trenchard* Eſquire, *John Iſham* Eſquire, *Henry Langford* Eſquire,

All Lands, Tenements, &c. in Ireland, whereof any Perſons convicted or attainted of Treaſon, &c. ſince 13 Febr. 1688.

or who died in actual Rebellion,

were ſeiſed or intereſted in,

or whereof the late K. James II. was ſeiſed, &c. and all Judgments, Securities, Debts, &c. ſhall be veſted in the Truſtees following, and their Heirs, &c.

Eſquire, *James Hooper* Eſquire, *John Cary* Gentleman, Sir *Henry Sheeres* Knight, *Thomas Harriſon* Eſquire, *William Fellowes* Eſquire, and *Thomas Rawlins* Eſquire, (Truſtees nominated and appointed for putting in Execution the Powers and Authorities herein after enacted relating to the ſaid forfeited and other Eſtates and Intereſts in *Ireland*) and their Heirs, Executors, Adminiſtrators and Aſſigns reſpectively, from the ſecond Day of *November* one thouſand ſix hundred ninety and nine, according to the ſeveral Eſtates and Intereſts, which the ſaid Perſons convicted or attainted, or to be convicted or attainted, or any in Truſt for them, or any of them, or to their or any of their Uſe or Uſes, had therein on the ſaid thirteenth Day of *February* one thouſand ſix hundred eighty-eight, or at any Time afterwards, or the ſaid late King, or any in Truſt for him, had in any of the Premiſſes at the Time of his Acceſſion to the Crown of *England*, to the end the ſame may be bargained, ſold, diſpoſed of, and applied by the ſaid Truſtees, and the Survivors of them, to and for ſuch Uſes, Intents and Purpoſes, as are herein after expreſſed, mentioned and declared; and where any of the Perſon or Perſons aforeſaid were ſeiſed of an Eſtate Tail only in the ſaid Honours, Manors, Baronies, Caſtles, Meſſuages, Lands, Tenements, Hereditaments, or other the Premiſſes, either in Poſſeſſion, Reverſion or Remainder, the ſame are hereby enacted and declared to be veſted in the ſaid Truſtees and their Heirs, in Fee-ſimple, to the End the ſame may be abſolutely ſold and diſpoſed of as aforeſaid; any thing herein before contained to the contrary thereof in any wiſe notwithſtanding.

that the ſame may be ſold, &c. for the Uſes in this Act. Eſtates Tail veſted in the ſaid Truſtees, &c. to be ſold.

II. And for the avoiding all Grants, Alienations and Diſpoſitions, at any Time ſince the ſaid thirteenth Day of *February* one thouſand ſix hundred eighty-eight, made or granted of the ſaid forfeited or forfeitable Eſtates or Intereſts, or of any other the Premiſſes, or any Part or Parcel thereof, or of all or any the Quit-Rents, Crown-Rents, Compoſition-Rents, or Chiefries belonging to the Crown of *Ireland*; Be it enacted, That all and every Grant, Demiſe, Surrender, Releaſe, Cuſtodiam, Leaſe, Confirmation, or other Alienation or Diſpoſition whatſoever, at any Time ſince the ſaid thirteenth Day of *February* one thouſand ſix hundred eighty-eight, made or granted, or mentioned to be made or granted under the Great Seal of *England* or *Ireland*, or Seal of the Exchequer in *Ireland*, or by any Act or Acts of Parliament in *Ireland*, or otherwiſe, of any of the ſaid forfeited or forfeitable Eſtates or Intereſts, or of the Eſtate of the ſaid late King JAMES, or any Part thereof, or of any the Quit-Rents, Crown-Rents, Compoſition-Rents, or Chiefries, belonging to the Crown of *Ireland*, ſhall be and are hereby declared to be null and void to all Intents and Purpoſes whatſoever.

All Grants, &c. ſince the ſaid 13 Febr. 1688. under the Great Seal, &c. or by Act of Parliament in Ireland, of any of the ſaid forfeited Eſtates, or of the Eſtate of the ſaid late K. James II. declared null and void.

III. Provided nevertheleſs, that nothing herein contained ſhall be conſtrued or taken to make any ſuch Grantees, their Heirs, Executors, Adminiſtrators or Aſſigns, accountable for the Rents, Iſſues and Profits of any ſuch Honours, Manors, Baronies, Caſtles, Meſſuages, Lands, Tenements, Rents and Hereditaments, by them or any of them had, received, or taken, by or before the ſaid ſecond Day of *November* one thouſand ſix hundred ninety and nine, but that they and every of them, may have, retain, keep and poſſeſs the ſame to their own Uſes, as well againſt your Majeſty, your Heirs and Succeſſors, as againſt the ſaid Truſtees herein before named, and the Survivors of them, and the Heirs, Executors and Adminiſtrators of ſuch Survivor, without any Account to be rendered for the ſame.

But Grantees not accountable for the Profits of ſuch Lands, Tenements, &c.

IV. Provided always, and be it enacted by the Authority aforeſaid, That if any Perſon or Perſons, having any Eſtate, Right, Title or Intereſt, in or to any of the Eſtates or Intereſts, ſo as aforeſaid veſted in the ſaid Truſtees, before and upon the ſaid thirteenth Day of *February* one thouſand ſix hundred eighty-eight, or if the Heirs, Executors, Adminiſtrators or Aſſigns of any ſuch Perſon or Perſons have or hath ſurrendered or releaſed unto his Majeſty and the late Queen, or unto his Majeſty, ſuch Eſtate, Right, Title or Intereſt, and ſince accepted from his Majeſty and the ſaid late Queen, or from his Majeſty, any new Grant or Demiſe thereof, every ſuch Perſon is hereby declared to be reſtored to the ſame Eſtate, Right, Title or Intereſt, which he might or would have had in or to ſuch Premiſſes, if no ſuch Surrender or Releaſe had been made; any thing herein before contained to the contrary thereof in any wiſe notwithſtanding.

Perſons having Right or Intereſt in any of the Eſtates veſted in the ſaid Truſtees, or if their Heirs, &c. have ſurrendred ſuch Eſtate, &c. and accepted a new Grant thereof, ſuch Perſons are reſtored, &c.

V. Provided alſo, that nothing herein before contained ſhall be conſtrued to take away, impeach, or prejudice any Eſtate, Right, Title, Intereſt, Claim or Demand whatſoever, which any Perſon or Perſons (who by virtue or in purſuance of any pretended Authority, Power or Juriſdiction of the Council Board in *Ireland*, or of any Commiſſion under the Great Seal of *Ireland* for that Purpoſe, hath or have been adjudged to be comprized within, or to be intitled unto, the Benefit of the Articles of *Limerick* or *Galloway*) or the Heirs, Executors, Adminiſtrators or Aſſigns of any ſuch Perſon or Perſons had, have, hath or may claim, in, to or out of any Part of the ſaid forfeited or forfeitable Premiſſes; and for compoſing the Minds of all your Majeſty's Subjects concerned therein, every ſuch Adjudication is hereby confirmed.

But not to prejudice any Eſtate, Right, &c. of Perſons comprized in the Articles of Limerick or Galloway, &c.

VI. Provided alſo, that nothing herein contained ſhall impeach or prejudice any Property or Intereſt of any Perſon or Perſons in or to any Goods or perſonal Chattels whatſoever, who in purſuance of any Declaration of their Majeſties, ſubmitted to their Majeſties Authority, by the Time therein preſcribed, upon any Aſſurance therein contained, to be ſecured in their Goods, and all their Chattels perſonal whatſoever, in caſe of ſuch Submiſſion.

nor any Perſon's perſonal Eſtate, who ſubmitted, &c.

The Reſt of this Act, relating to the Truſt, which is executed, is omitted.

Truſtees to take the Oaths 1 *W. & M. ſſ.* 1. *c.* 8. And appoint Regiſters, *&c.* who are to take an Oath, and not to purchaſe any Part of the Premiſſes. Truſtees may meet and act at ſuch Places in *Ireland* as they think fit, may ſend for Perſons, Writings, *&c.* and adminiſter Oaths. All Sheriffs, Bailiffs, *&c.* are to obey their Orders. Truſtees may act and determine by Examinations on Oath, *&c.* inform themſelves of the Names of Perſons convicted or attainted, and of all real and perſonal Eſtates, and by whom forfeited,

forfeited, and of all Incumbrances, &c. Perſons neglecting or refuſing to appear before Truſtees, may be committed to the County Gaol. Officers not obeying Truſtees Precepts may be fined. Perſons making Diſcovery of Debts due to convicted or attainted Perſons, and paying two thirds thereof, ſhall be diſcharged of the intire Debt, but neglecting to make ſuch Diſcovery, ſhall forfeit double. Allowance for Diſcovery. Forfeiture on Neglect. Truſtees may make Compoſitions touching ſuch Debts. Perſons who ſhall diſcover any real or perſonal Eſtate concealed, ſhall have 5 *s. per* Pound out of ſuch perſonal Eſtates, and out of the real Eſtates a like Proportion, &c. Diſcoverers Names ſhall be certified to the Lords Juſtices of *Ireland*. Goods, Chattels, &c. ſold by his Majeſty's Commiſſion, ſhall be good. Perſons not convicted or attainted before the laſt Day of *Trinity* Term 1701. ſhall not be proſecuted for Treaſon committed during the Rebellion in *Ireland*. All Perſons, except the King and thoſe claiming under him, and except the forfeiting Perſons, &c. having any Right, Title, &c. in any the Lands, Tenements, &c. ſo veſted in the Truſtees, ſhall by 10 *Auguſt* 1700. enter their Claims thereunto, or in Default thereof, ſuch Right, Title, &c. ſhall be void. Claimants ſhall anſwer their Claims upon Oath, and produce Writings and Witneſſes. Perſons concerned, reſiding in *England*, Judges there may adminiſter Oath. If ſuch Claim be not allowed by the Truſtees, Claimants ſhall be for ever barred. Claimants making good their Claims, Truſtees to allow thereof. Truſtees ſhall be a Court of Record, and their Judgments final. Claims allowed may be certified by the Truſtees, and ſuch Certificate, &c. ſhall be allowed as Evidence. No Rights, &c. ſo allowed, ſhall ever after be called in Queſtion. All Conveyances of Lands in *Ireland*, ſince 29 *May* 1686. by Perſons ſince convicted, &c. being private Truſts, except Settlements before Marriage, declared fraudulent: And no Claim to be allowed thereupon. Truſtees ſhall before 25 *March* 1702. ſell the Eſtates veſted in them, &c. not claimed, and Eſtates claimed as ſoon as the Claims ſhall be determined, giving 14 Days Notice, &c. Any Perſons, &c. may purchaſe, &c.

Purchaſers having inrolled their Conveyances, adjudged to be actually ſeiſed of the Premiſſes,

XXV. And be it further enacted by the Authority aforeſaid, That all and every Perſon and Perſons, Bodies Politick and Corporate, and their Heirs, Succeſſors, Executors, Adminiſtrators and Aſſigns, making any ſuch Purchaſe, and having any ſuch Conveyance and Aſſurance as aforeſaid, and cauſing the ſame to be inrolled as aforeſaid, within the Space of ſix Months next after the Date thereof, ſhall be, and is hereby adjudged to be, in the actual Seiſin and Poſſeſſion of ſuch Parts or Parcels of the Premiſſes as ſhall be ſo purchaſed and conveyed: And the ſaid Truſtees, or any ſeven or more of them, are hereby authorized and impowered (if Need be) to iſſue out their Precept or Precepts to the Sheriffs, or other proper Officer or Officers, of and in the reſpective Counties, thereby commanding them to cauſe Poſſeſſion to be delivered to ſuch Purchaſer or Purchaſers, his, her or their Heirs, Succeſſors, Executors, Adminiſtrators and Aſſigns, or to whom they or any of them ſhall appoint; and all and every ſuch Purchaſer or Purchaſers, his, her or their Heirs, Succeſſors, Executors, Adminiſtrators or Aſſigns, ſhall hold and enjoy the ſame for ſuch Eſtate and Intereſt therein reſpectively, as ſhall be conveyed by the ſaid Truſtees, or any ſeven or more of them, in ſuch Indenture of Bargain and Sale, freed and diſcharged of and from all Arrears of Quit-Rents, Crown-Rents and Chiefries, at any Time accrued or to grow due before the Date of ſuch reſpective Conveyances, and of and from all other Claims and Demands of his Majeſty, his Heirs and Succeſſors, and of the ſaid Truſtees, their Heirs, Executors, Adminiſtrators and Aſſigns, and of all and every other Perſon and Perſons whatſoever (other than and except ſuch Claims and Demands which ſhall be allowed by the ſaid Truſtees, or any ſeven or more of them, on the Determination of ſuch Claims as aforeſaid) and alſo freed and diſcharged of and from any Breach of Truſt, which can or may be pretended to be committed by the ſaid Truſtees, in not ſtrictly purſuing the Powers or Directions given by this Act: Nevertheleſs the ſaid forfeited Eſtates ſhall after ſuch Sale or Sales thereof be held of the King's Majeſty, his Heirs and Succeſſors, as of his Caſtle of *Dublin*, by free and common Socage Tenure, and ſhall be ſubject from the Time of the Date of ſuch reſpective Sale and Conveyance, to ſuch Crown-Rents, Quit-Rents, and Chiefries iſſuing thereout reſpectively, as the ſame were reſpectively liable to and charged with on the ſaid thirteenth Day of *February* one thouſand ſix hundred eighty-eight; all which Quit-Rents, Crown-Rents and Chiefries, and all other the Quit-Rents, Crown-Rents and Chiefries belonging to the ſaid Crown of *Ireland*, on the ſaid thirteenth Day of *February* one thouſand ſix hundred eighty-eight, ſhall for ever hereafter remain and be for the Support and Maintenance of the Government of the ſaid Kingdom of *Ireland*, and ſhall be and are hereby enacted and declared to be unalienable; and all Grants, Charges and Incumbrances ſince the ſaid thirteenth Day of *February*, made or at any Time or Times hereafter to be made of the ſame, or any Part thereof, or wherewith or whereby to affect, charge or incumber the ſame, or any Part thereof, with any Annuity, Penſion, Rent, Debt, Sum or Sums of Money, Charge or Incumbrance whatſoever, ſhall be and are hereby enacted and declared to be null and void to all Intents and Purpoſes whatſoever; nevertheleſs it is hereby declared and enacted, That if any Perſon or Perſons, who ſhall have contracted for any ſuch Purchaſe, ſhall not within the Time appointed pay the Sum of Money contracted for, every ſuch Buyer ſhall forfeit one fifth Part of the Conſideration-money contracted for; and the ſaid Truſtees, or any ſeven or more of them, may and ſhall proceed to a new Sale of all and every ſuch Lands, Tenements and Hereditaments.

to be put in Poſſeſſion by Sheriffs,

and hold the ſame clear of all Quit-Rents, &c. due before Date of Conveyances, &c.

'Quit Rents to be apportioned by 1 Annæ, ſtat. 2. c. 21. §. 1.'

To be held of the King in Socage, as of his Caſtle of Dublin, &c.

Crown-Rents, &c. to be for the Support of the Government of Ireland, and ſhall be unalienable.

Incumbrances thereon, ſince 13 Feb. declared void.

Contractors not paying their Money to forfeit a fifth Part.

XXVI. Provided, That nothing in this Act contained ſhall make void any Grant of any Quit-Rents, or other Rents, made in Conſideration of any juſt Debt or Debts releaſed to the Crown, to the full Value of ſuch Grant, or make void any Grant for Reduction or Abatement of any Quit-Rent, where ſuch Abatement hath been made in Conſideration of the Barrenneſs or Coarſeneſs of any Lands out of which ſuch Quit-Rents are iſſuing, or for their better Habitation or Improvement.

In what Caſe Grants or Abatements of Quit-Rents ſhall be valid.

Farther provided for by 1 *Ann. ſt.* 1. *c.* 31 *&* 32. *and* 5 *Ann. c.* 25.

8 W. 3. c. 6.
8 W. 3. c. 7.
8 W. 3. c. 22.
9 W. 3. c. 38.
10 W. 3. c. 9.

Forfeited Eſtates, ſubject to Debts or Incumbrances, &c. may be ſold. Perſons poſſeſſed of any Lands, &c. veſted in the Truſtees, ſhall give an Account thereof. Penalty. How Fines, &c. ſhall be ſued for. No Protection, &c. ſhall hinder Proſecution. Truſtees not accountable for any Rents, &c. of the ſaid Eſtates. Purchaſers of any forfeited Eſtates ſince 13 *February* 1688. diſcharged of ſuch Part of the Purchaſe-money unpaid. Allowance to ſuch Purchaſers as ſhall prove Payment of their Money, &c. Truſtees to certify the Proportions, &c. No Allowance to be made to Purchaſers, who by Perception of Profits have been ſatisfied their Purchaſe-money. Perſons having received ſuch Purchaſe-money, liable to pay the Surplus. Such as have entred on any forfeited Eſtates, without Grant thereof, ſhall anſwer the Value of the Profits, &c. or forfeit. But diſcovering the ſame, ſhall be diſcharged, &c. The ſaid Eſtates not charged with Arrears of Rent, &c. during the late War in *Ireland*. Defaulters not claiming their Right, &c. to the ſaid forfeited Eſtates, &c. Rent, &c. to be paid into the Exchequer, or in Default forfeited. In caſe of Death ſurviving Truſtees to execute this Act. Debentures, Tallies, &c. ſhall be taken as Sterling Money in purchaſing the ſaid Eſtates. Intereſt ſhall be allowed on the Tallies, &c. Debentures, &c. ſo taken in, ſhall be regiſtred, and cancelled, and an Account thereof tranſmitted to the Exchequer in *England*. Allowance of 1500 *l. per Annum* to each of the ſaid Truſtees, payable quarterly. Officers, &c. who have taken Grants of forfeited Eſtates in lieu of Arrears, &c. and releaſed his Majeſty, ſhall be intitled to ſuch Arrears, &c. as if not releaſed. Truſtees may convey Church Livings forfeited, to ſuch Truſtees as the Biſhop of the Dioceſe ſhall nominate, &c. Proviſo for a Grant of 1500 *l.* for Repair of Churches in *Limerick*. And for the Grant of the Earl of *Romney*, &c. And for the King's Grant to Colonel *Richard Gorges*, &c. *Charles* Lord *Baltimore* being outlawed by Miſtake may reverſe the ſame, &c. Proviſo for *Edward Gohegan*. Clauſe for ſelling the forfeited Eſtate of *William* late Earl of *Limerick*, &c. Lady *Kenmare* and her Children, and the Wife of *Dudly Bagnal*, not to be prejudiced; nor *Anne* Wife of *Chriſtopher* late Lord *Slane*, of her Jointure, &c. nor Sir *Thomas Prendergaſt*, or *Francis de la rue* Eſquire. Proviſo for Grants made to Dr. *John Leſlie*, *John Baker*, and *James Roch*, for eminent Services, &c. And for ſaving the Grant, &c. to Sir *Chriſtopher Wandesford* from the Natives of *Idough*, &c. and the Grant in Truſt for the Children of Sir *Charles Porter*. Debts or Monies owing to Perſons attainted, payable by *James* Duke of *Ormond*, &c. remitted. Proviſo for the Portions and Maintenance of the Daughters of Sir *Valentine Brown*, &c. Proviſo for 6000 *l.* among the Daughters of *Calaghan* Earl of *Clancarty*, &c. Proviſo for *Dorothy* Baroneſs Dowager of *Upper Oſſory*, &c. Commiſſioners of this Act ſhall be Commiſſioners for the Act on Marriages, Births, and Burials, and for the Duties on Houſes, during the Continuance of thoſe Acts.

No Member of Parliament ſhall after 24 June 1700. be a Commiſſioner or Farmer of the Exciſe, or a Commiſſioner of Appeals, or Controller, or Auditor of the ſaid Duty.

CL. And be it enacted by the Authority aforeſaid, That no Member of the Houſe of Commons in this preſent or any future Parliament, during the Time of his being a Member of Parliament, ſhall from and after the ſaid four and twentieth Day of *June* one thouſand ſeven hundred, be capable of being a Commiſſioner or Farmer of the Duty of Exciſe upon Beer, Ale and other Liquors, or of being a Commiſſioner for determining Appeals concerning the ſaid Duty, or controlling or auditing the Account of the ſaid Duty, or of holding or enjoying in his own Name, or in the Name of any other Perſon in Truſt for him or for his Uſe and Benefit, or of executing by himſelf or his Deputy, any Office, Place or Employment, touching or concerning the farming, collecting or managing the ſaid Duty of Exciſe.

Such Perſons incapable of ſitting in the Houſe of Commons,

CLI. And be it further enacted, That if any Member of the Houſe of Commons in this preſent or any future Parliament, during the Time of his being a Member of Parliament, ſhall at any Time after the ſaid four and twentieth Day of *June*, by himſelf or his Deputy, or any other in Truſt for him, or for his Benefit, take, enjoy or execute any Office, Place or Employment, touching or concerning the farming, managing or collecting the ſaid Duty of Exciſe, or determining Appeals concerning the ſaid Duty, or controlling or auditing the Accounts of the ſame, ſuch Perſon is hereby declared and enacted to be abſolutely incapable of ſitting, voting or acting as a Member of the Houſe of Commons in ſuch Parliament.

but not to diſable any preſent Member till after 24 June.

CLII. Provided always, and be it hereby declared, That nothing herein before contained ſhall extend, or be conſtrued to extend (during the Continuance of this Parliament) to the diſabling any Perſon, at preſent a Member of the Houſe of Commons, from being concerned in the managing, farming or collecting the ſaid Duties of Exciſe, or in determining Appeals concerning the ſame, or in controlling or auditing the Accounts thereof, ſo as ſuch Perſon ſhall not, after the ſaid four and twentieth Day of *June* one thouſand ſeven hundred, ſit, vote or act in the ſaid Houſe; any thing herein before contained to the contrary notwithſtanding.

King's Tenants returned into the Exchequer for Rent actually paid, ſhall be diſcharged on producing Receipt.

CLIII. And be it further enacted by the Authority aforeſaid, That if any Tenant of his Majeſty is or ſhall be hereafter, by Neglect or Miſtake, returned into his Majeſty's Court of Exchequer, for any Rent which hath been actually paid, that then and in every ſuch Caſe, on producing the Receipt for the ſaid Rent from the Receiver, or other proper Officer, the Treaſurer, Remembrancer, Clerk of the Pipe, and other proper Officers, are hereby authorized and required, without Fee or Reward, to diſcharge ſuch Tenant's Name upon the ſeveral Rolls where ſuch Rent is charged, ſo that the ſaid Rent, by Neglect or Miſtake returned into the Exchequer as aforeſaid, ſhall be no more given in Charge to any Sheriff whatſoever.

CAP. III.

An Act for laying further Duties upon Wrought Silks, Muſlins, and ſome other Commodities of the *Eaſt Indies*, and for enlarging the Time for purchaſing certain reverſionary Annuities therein mentioned.

Moſt Gracious Sovereign,

MAY it pleaſe your moſt Excellent Majeſty, we your Majeſty's moſt dutiful and loyal Subjects, the Commons of *England* in Parliament aſſembled, as a further Supply for your Majeſty's Occaſions in this Act mentioned, have cheerfully and unanimouſly given and granted, and do hereby give and grant to your Majeſty the further Rates, Payments, Duties, and Sums of Money herein after mentioned. And be it enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by Authority of the ſame, That for and upon all wrought Silks, and for and upon all Bengals and Stuffs made of or mixed with Silk or Herba, of the Manufacture of *Perſia*, *China*, or the *Eaſt Indies*, and for and upon all Calicoes painted, dyed, printed or ſtained there, which from and after the five and twentieth Day of *March* one thouſand ſeven hundred, and before the thirtieth Day of *September*, which ſhall be in the Year of our Lord one thouſand ſeven hundred and one, ſhall be imported or brought into the Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, by any Perſon or Perſons, or Bodies Politick or Corporate whatſoever, there ſhall be yielded and paid to his Majeſty (over and above all Cuſtoms, Subſidies, Impoſitions and Duties already due and payable for the ſame) a further Duty after the Rate of fifteen Pounds for every one hundred Pounds of the true and real Value of the ſaid Goods, to be aſcertained as is herein after mentioned; and for and upon all Muſlins which from and after the ſaid five and twentieth Day of *March* one thouſand ſeven hundred, and before the thirtieth Day of *September* one thouſand ſeven hundred and one, ſhall be imported or brought into the Kingdom, Dominion or Town aforeſaid, there ſhall be yielded and paid to his Majeſty (over and above all other Duties now payable for the ſame) a further Duty after the Rate of fifteen Pounds for every one hundred Pounds of the true and real Value of the ſaid Muſlins, to be alſo aſcertained as is herein after mentioned.

All wrought Silks, &c. on which a Duty was granted by this Act, were prohibited (after Expiration hereof) by a ſubſequent Act of this Seſſion, c. 10. but the Duty of 15 l. per Cent. on Muſlins is further continued until 1706. by 12 & 13 W. 3. c. 11.

Further Duties laid on wrought Silks, Bengals, &c.

From 25 March 1700 to 30 Sept. 1701. 15 l. per Cent.

'Explained as to 7. §. 26.' The like Duty on Muſlins.

Muſlins and Calicoes 12 & 13 W. 3. c. 11. § 14. farther continued by 3 & 4 Annæ, c. 4. 6 Annæ, c. 22. and perpetuated by 7 Annæ, c.

II. And for the better raiſing, levying and ſecuring the ſaid Duties, after the Rate of fifteen Pounds in the hundred, it is hereby further enacted, That upon the Importation of any ſuch Goods as aforeſaid liable thereunto, an Entry or Entries thereof ſhall be made in the Cuſtom-houſe where ſuch Goods ſhall be imported, and before the landing thereof the Importer or Importers of the ſame ſhall give Security by Bond, with two or more ſufficient Sureties (which the Commiſſioners or proper Officers of the Cuſtoms are hereby required or impowered to take) for Payment of the ſaid Duties after the Rate of fifteen Pounds in the hundred upon the ſaid Goods, as ſoon as the ſame ſhall be ſold, and for expoſing the Goods ſo imported to Sale openly and fairly, by way of Auction, or by Inch of Candle, within the City of *London*, within the Time of twelve Months after the Importation thereof.

Goods to be entred at the Cuſtom houſe where imported.

Importer to give Security for Payment of Duty.

'Theſe 12 Months enlarged to 3 Years by 7 Geo. 1. Stat. 1. c. 21. §. 11.'

III. And it is hereby enacted and declared, That the Value of the ſaid Goods, according to which the ſaid Rate is to be paid, ſhall be reckoned according to the groſs Price at which ſuch Goods ſhall be ſold; and that in caſe any ſuch Goods ſhall be landed or put on Shore out of any Ship or Veſſel, before due Entry be made thereof at the Cuſtom-houſe in the Port or Place where the ſame ſhall be imported, and the Duties hereby impoſed ſhall be ſecured as aforeſaid, or without a Warrant for the landing or delivering of the ſame firſt ſigned by the Commiſſioners, Collectors, or other proper Officer or Officers of the Cuſtoms reſpectively, that all ſuch imported Goods as ſhall be ſo landed or put on Shore, or taken out of any Ship or Veſſel, contrary to the true Meaning hereof, or the Value of the ſame, ſhall be forfeited, and ſhall and may be recovered of the Importer or Proprietor thereof (to wit) two third Parts of the ſame to the Uſe of his Majeſty, his Heirs, and Succeſſors, and the other third Part to the Uſe of ſuch Perſon or Perſons as will ſeize the ſaid Goods, or ſue for the ſame, or the Value thereof, by Action, Bill, Suit, or Information, wherein no Eſſoin, Protection, or Wager of Law, ſhall be allowed.

How Goods ſhall be valued.

Penalty on landing them before Entry.

IV. And it is hereby further enacted, That the ſaid Duties of fifteen Pounds in the hundred ſhall be from Time to Time under the Management and Government of the Commiſſioners of the Cuſtoms for the Time being, who ſhall cauſe the ſame to be raiſed, levied, collected, and paid to the Hands of the Receiver or Receivers General of the Revenue of the Cuſtoms for the Time being; and ſuch Receiver or Receivers General for the Time being ſhall anſwer and pay over all the Monies ariſing thereby (the neceſſary Charges of raiſing, collecting, and anſwering the ſame only excepted) into the Receipt of his Majeſty's Exchequer, for the Purpoſes in this Act mentioned.

Commiſſioners of the Cuſtoms to manage theſe Duties.

'Made perpetual by 7 Annæ, c. 7. and Part of the Aggregate Fund. 3 Geo. 1. c. 8.'

V. Provided always, and it is hereby enacted and declared by the Authority aforeſaid, That in caſe the Goods or Merchandizes upon which the ſaid further Duties of fifteen Pounds in the hundred are paid, or ſecured to be paid, as aforeſaid, be again exported at any Time or Times within twelve Months after the Importation thereof, and that due Proof be firſt made upon Oath, that the Goods or Merchandizes, ſo exported, be the ſame for which the ſaid Duties are paid, or ſecured to be paid as aforeſaid, then and in ſuch Caſe (and not otherwiſe) the ſame Duties ſhall, without any Delay or Reward, be wholly repaid by the Receiver General of his Majeſty's Cuſtoms for the Time being, out of ſuch Monies as ſhall be in his

Goods exported again, Duty to be repaid.

'Theſe 12 Months are enlarged to 3 Years by 7 Geo. 1. Stat. 1. c. 21. §. 11.'

8 W. 3. c. 6. 8 W. 3. c. 7. 8 W. 3. c. 22. 9 W. 3. c. 38. 10 W. 3. c. 9.

Forfeited Eſtates, ſubject to Debts or Incumbrances, *&c.* may be ſold. Perſons poſſeſſed of any Lands, *&c.* veſted in the Truſtees, ſhall give an Account thereof. Penalty. How Fines, *&c.* ſhall be ſued for. No Protection, *&c.* ſhall hinder Proſecution. Truſtees not accountable for any Rents, *&c.* of the ſaid Eſtates. Purchaſers of any forfeited Eſtates ſince 13 *February* 1688. diſcharged of ſuch Part of the Purchaſe-money unpaid. Allowance to ſuch Purchaſers as ſhall prove Payment of their Money, *&c.* Truſtees to certify the Proportions, *&c.* No Allowance to be made to Purchaſers, who by Perception of Profits have been ſatisfied their Purchaſe-money. Perſons having received ſuch Purchaſe-money, liable to pay the Surplus. Such as have entred on any forfeited Eſtates, without Grant thereof, ſhall anſwer the Value of the Profits, *&c.* or forfeit. But diſcovering the ſame, ſhall be diſcharged, *&c.* The ſaid Eſtates not charged with Arrears of Rent, *&c.* during the late War in *Ireland*. Defaulters not claiming their Right, *&c.* to the ſaid forfeited Eſtates, *&c.* Rent, *&c.* to be paid into the Exchequer, or in Default forfeited. In caſe of Death ſurviving Truſtees to execute this Act. Debentures, Tallies, *&c.* ſhall be taken as Sterling Money in purchaſing the ſaid Eſtates. Intereſt ſhall be allowed on the Tallies, *&c.* Debentures, *&c.* ſo taken in, ſhall be regiſtred, and cancelled, and an Account thereof tranſmitted to the Exchequer in *England*. Allowance of 1500 *l. per Annum* to each of the ſaid Truſtees, payable quarterly. Officers, *&c.* who have taken Grants of forfeited Eſtates in lieu of Arrears, *&c.* and releaſed his Majeſty, ſhall be intitled to ſuch Arrears, *&c.* as if not releaſed. Truſtees may convey Church Livings forfeited, to ſuch Truſtees as the Biſhop of the Dioceſe ſhall nominate, *&c.* Proviſo for a Grant of 1500 *l.* for Repair of Churches in *Limerick*. And for the Grant of the Earl of *Romney*, &c. And for the King's Grant to Colonel *Richard Gorges*, &c. *Charles* Lord *Baltimore* being outlawed by Miſtake may reverſe the ſame, *&c.* Proviſo for *Edward Gohegan*. Clauſe for ſelling the forfeited Eſtate of *William* late Earl of *Limerick*, &c. Lady *Kenmare* and her Children, and the Wife of *Dudly Bagnal*, not to be prejudiced; nor *Anne* Wife of *Chriſtopher* late Lord *Slane*, of her Jointure, *&c.* nor Sir *Thomas Prendergaſt*, or *Francis de la rue* Eſquire. Proviſo for Grants made to Dr. *John Leſlie*, *John Baker*, and *James Roch*, for eminent Services, *&c.* And for ſaving the Grant, *&c.* to Sir *Chriſtopher Wandesford* from the Natives of *Idough*, &c. and the Grant in Truſt for the Children of Sir *Charles Porter*. Debts or Monies owing to Perſons attainted, payable by *James* Duke of *Ormond*, &c. remitted. Proviſo for the Portions and Maintenance of the Daughters of Sir *Valentine Brown*, &c. Proviſo for 6000 *l.* among the Daughters of *Calaghan* Earl of *Clancarty*, &c. Proviſo for *Dorothy* Baroneſs Dowager of *Upper Oſſory*, &c. Commiſſioners of this Act ſhall be Commiſſioners for the Act on Marriages, Births, and Burials, and for the Duties on Houſes, during the Continuance of thoſe Acts.

No Member of Parliament ſhall after 24 June 1700. be a Commiſſioner or Farmer of the Exciſe, or a Commiſſioner of Appeals, or Controller, or Auditor of the ſaid Duty.

CL. And be it enacted by the Authority aforeſaid, That no Member of the Houſe of Commons in this preſent or any future Parliament, during the Time of his being a Member of Parliament, ſhall from and after the ſaid four and twentieth Day of *June* one thouſand ſeven hundred, be capable of being a Commiſſioner or Farmer of the Duty of Exciſe upon Beer, Ale and other Liquors, or of being a Commiſſioner for determining Appeals concerning the ſaid Duty, or controlling or auditing the Account of the ſaid Duty, or of holding or enjoying in his own Name, or in the Name of any other Perſon in Truſt for him or for his Uſe and Benefit, or of executing by himſelf or his Deputy, any Office, Place or Employment, touching or concerning the farming, collecting or managing the ſaid Duty of Exciſe.

Such Perſons incapable of ſitting in the Houſe of Commons,

CLI. And be it further enacted, That if any Member of the Houſe of Commons in this preſent or any future Parliament, during the Time of his being a Member of Parliament, ſhall at any Time after the ſaid four and twentieth Day of *June*, by himſelf or his Deputy, or any other in Truſt for him, or for his Benefit, take, enjoy or execute any Office, Place or Employment, touching or concerning the farming, managing or collecting the ſaid Duty of Exciſe, or determining Appeals concerning the ſaid Duty, or controlling or auditing the Accounts of the ſame, ſuch Perſon is hereby declared and enacted to be abſolutely incapable of ſitting, voting or acting as a Member of the Houſe of Commons in ſuch Parliament.

but not to diſable any preſent Member till after 24 June.

CLII. Provided always, and be it hereby declared, That nothing herein before contained ſhall extend, or be conſtrued to extend (during the Continuance of this Parliament) to the diſabling any Perſon, at preſent a Member of the Houſe of Commons, from being concerned in the managing, farming or collecting the ſaid Duties of Exciſe, or in determining Appeals concerning the ſame, or in controlling or auditing the Accounts thereof, ſo as ſuch Perſon ſhall not, after the ſaid four and twentieth Day of *June* one thouſand ſeven hundred, ſit, vote or act in the ſaid Houſe; any thing herein before contained to the contrary notwithſtanding.

King's Tenants returned into the Exchequer for Rent actually paid, ſhall be diſcharged on producing Receipt.

CLIII. And be it further enacted by the Authority aforeſaid, That if any Tenant of his Majeſty is or ſhall be hereafter, by Neglect or Miſtake, returned into his Majeſty's Court of Exchequer, for any Rent which hath been actually paid, that then and in every ſuch Caſe, on producing the Receipt for the ſaid Rent from the Receiver, or other proper Officer, the Treaſurer, Remembrancer, Clerk of the Pipe, and other proper Officers, are hereby authorized and required, without Fee or Reward, to diſcharge ſuch Tenant's Name upon the ſeveral Rolls where ſuch Rent is charged, ſo that the ſaid Rent, by Neglect or Miſtake returned into the Exchequer as aforeſaid, ſhall be no more given in Charge to any Sheriff whatſoever.

CAP. III.

An Act for laying further Duties upon Wrought Silks, Muſlins, and ſome other Commodities of the *Eaſt Indies*, and for enlarging the Time for purchaſing certain reverſionary Annuities therein mentioned.

Moſt Gracious Sovereign,

MAY it pleaſe your moſt Excellent Majeſty, we your Majeſty's moſt dutiful and loyal Subjects, the Commons of *England* in Parliament aſſembled, as a further Supply for your Majeſty's Occaſions in this Act mentioned, have cheerfully and unanimouſly given and granted, and do hereby give and grant to your Majeſty the further Rates, Payments, Duties, and Sums of Money herein after mentioned. And be it enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by Authority of the ſame, That for and upon all wrought Silks, and for and upon all Bengals and Stuffs made of or mixed with Silk or Herba, of the Manufacture of *Perſia*, *China*, or the *Eaſt Indies*, and for and upon all Calicoes painted, dyed, printed or ſtained there, which from and after the five and twentieth Day of *March* one thouſand ſeven hundred, and before the thirtieth Day of *September*, which ſhall be in the Year of our Lord one thouſand ſeven hundred and one, ſhall be imported or brought into the Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, by any Perſon or Perſons, or Bodies Politick or Corporate whatſoever, there ſhall be yielded and paid to his Majeſty (over and above all Cuſtoms, Subſidies, Impoſitions and Duties already due and payable for the ſame) a further Duty after the Rate of fifteen Pounds for every one hundred Pounds of the true and real Value of the ſaid Goods, to be aſcertained as is herein after mentioned; and for and upon all Muſlins which from and after the ſaid five and twentieth Day of *March* one thouſand ſeven hundred, and before the thirtieth Day of *September* one thouſand ſeven hundred and one, ſhall be imported or brought into the Kingdom, Dominion or Town aforeſaid, there ſhall be yielded and paid to his Majeſty (over and above all other Duties now payable for the ſame) a further Duty after the Rate of fifteen Pounds for every one hundred Pounds of the true and real Value of the ſaid Muſlins, to be alſo aſcertained as is herein after mentioned.

All wrought Silks, &c. on which a Duty was granted by this Act, were prohibited (after Expiration hereof) by a ſubſequent Act of this Seſſion, c. 10. but the Duty of 15 l. per Cent. on Muſlins is further continued until 1706. by 12 & 13 W. 3. c. 11.

Further Duties laid on wrought Silks, Bengals, &c.

From 25 March 1700 to 30 Sept. 1701.

15 l. per Cent.

'Explained as to 7. §. 26.' The like Duty on Muſlins.

Muſlins and Calicoes 12 & 13 W. 3. c. 11. § 14. farther contiaued by 3 & 4 Annæ, c. 4. 6 Annæ, c. 22. and perpetuated by 7 Annæ, c.

II. And for the better raiſing, levying and ſecuring the ſaid Duties, after the Rate of fifteen Pounds in the hundred, it is hereby further enacted, That upon the Importation of any ſuch Goods as aforeſaid liable thereunto, an Entry or Entries thereof ſhall be made in the Cuſtom-houſe where ſuch Goods ſhall be imported, and before the landing thereof the Importer or Importers of the ſame ſhall give Security by Bond, with two or more ſufficient Sureties (which the Commiſſioners or proper Officers of the Cuſtoms are hereby required or impowered to take) for Payment of the ſaid Duties after the Rate of fifteen Pounds in the hundred upon the ſaid Goods, as ſoon as the ſame ſhall be ſold, and for expoſing the Goods ſo imported to Sale openly and fairly, by way of Auction, or by Inch of Candle, within the City of *London*, within the Time of twelve Months after the Importation thereof.

Goods to be entred at the Cuſtom houſe where imported.

Importer to give Security for Payment of Duty.

'Theſe 12 Months enlarged to 3 Years by 7 Geo. 1. Stat. 1. c. 21. §. 11.'

III. And it is hereby enacted and declared, That the Value of the ſaid Goods, according to which the ſaid Rate is to be paid, ſhall be reckoned according to the groſs Price at which ſuch Goods ſhall be ſold; and that in caſe any ſuch Goods ſhall be landed or put on Shore out of any Ship or Veſſel, before due Entry be made thereof at the Cuſtom-houſe in the Port or Place where the ſame ſhall be imported, and the Duties hereby impoſed ſhall be ſecured as aforeſaid, or without a Warrant for the landing or delivering of the ſame firſt ſigned by the Commiſſioners, Collectors, or other proper Officer or Officers of the Cuſtoms reſpectively, that all ſuch imported Goods as ſhall be ſo landed or put on Shore, or taken out of any Ship or Veſſel, contrary to the true Meaning hereof, or the Value of the ſame, ſhall be forfeited, and ſhall and may be recovered of the Importer or Proprietor thereof (to wit) two third Parts of the ſame to the Uſe of his Majeſty, his Heirs, and Succeſſors, and the other third Part to the Uſe of ſuch Perſon or Perſons as will ſeize the ſaid Goods, or ſue for the ſame, or the Value thereof, by Action, Bill, Suit, or Information, wherein no Eſſoin, Protection, or Wager of Law, ſhall be allowed.

How Goods ſhall be valued.

Penalty on landing them before Entry.

IV. And it is hereby further enacted, That the ſaid Duties of fifteen Pounds in the hundred ſhall be from Time to Time under the Management and Government of the Commiſſioners of the Cuſtoms for the Time being, who ſhall cauſe the ſame to be raiſed, levied, collected, and paid to the Hands of the Receiver or Receivers General of the Revenue of the Cuſtoms for the Time being; and ſuch Receiver or Receivers General for the Time being ſhall anſwer and pay over all the Monies ariſing thereby (the neceſſary Charges of raiſing, collecting, and anſwering the ſame only excepted) into the Receipt of his Majeſty's Exchequer, for the Purpoſes in this Act mentioned.

Commiſſioners of the Cuſtoms to manage theſe Duties.

'Made perpetual by 7 Annæ, c. 7. and Part of the Aggregate Fund. 3 Geo. 1. c. 8.'

V. Provided always, and it is hereby enacted and declared by the Authority aforeſaid, That in caſe the Goods or Merchandizes upon which the ſaid further Duties of fifteen Pounds in the hundred are paid, or ſecured to be paid, as aforeſaid, be again exported at any Time or Times within twelve Months after the Importation thereof, and that due Proof be firſt made upon Oath, that the Goods or Merchandizes, ſo exported, be the ſame for which the ſaid Duties are paid, or ſecured to be paid as aforeſaid, then and in ſuch Caſe (and not otherwiſe) the ſame Duties ſhall, without any Delay or Reward, be wholly repaid by the Receiver General of his Majeſty's Cuſtoms for the Time being, out of ſuch Monies as ſhall be in his

Goods exported again, Duty to be repaid.

'Theſe 12 Months are enlarged to 3 Years by 7 Geo. 1. Stat. 1. c. 21. §. 11.'

his Hands of the ſaid Duties of fifteen *per Cent.* ariſing by this Act, unto the Perſon or Perſons, Bodies Politick or Corporate, making the ſaid Exportations, or the ſaid Security ſhall be vacated, as to ſo much of the ſaid Goods or Merchandizes as ſhall be ſo exported; any Thing in this Act, or in any former Act or Acts of Parliament, contained to the contrary notwithſtanding.

Allowance on prompt Payment.

VI. Provided alſo, and it is hereby enacted, That in caſe any of the ſaid Goods which ſhall have been entred, and for which Security ſhall have been given as aforeſaid, ſhall, within the Time hereby limited, be fairly ſold by Way of Action as aforeſaid, that then the Importer paying down, in ready Money, his Majeſty's ſaid Duties of fifteen Pounds *per Centum* for ſuch Goods, within twenty Days after ſuch Sale, ſhall have an Allowance for ſuch prompt Payment after the Rate of five Pounds for every hundred Pounds of the Duties ſo paid.

Perſons having or not having Eſtates for Life in Annuities of 14 l. per Cent. per Ann. 6 & 7 W. 3. c. 5.

VII. And for the more effectual raiſing the Money which is neceſſary for the Supply of your Majeſty's Occaſions before mentioned, we your Majeſty's ſaid dutiful and loyal Subjects do cheerfully and unanimouſly grant unto your Majeſty a farther Aid, to ariſe by Contributions for Annuities, to be purchaſed in ſuch Manner as is herein after expreſſed. And be it enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for any Perſon or Perſons, Natives or Foreigners, having or not having any Eſtate for one Life, of and in any Annuity purchaſed or obtained at the Rate of one hundred Pounds for every fourteen Pounds *per Annum*, upon the ſeveral Acts of Parliament mentioned in an Act made and paſſed in the Parliament which was holden at *Weſtminſter* in the ſixth and ſeventh Years of his Majeſty's Reign, intituled, *An Act for enabling ſuch Perſons as have Eſtates for Life in Annuities, payable by ſeveral former Acts therein mentioned, to purchaſe and obtain further and more certain Intereſts in ſuch Annuities; and in Default thereof, for admitting other Perſons to purchaſe and obtain the ſame, for raiſing Money for carrying on the War againſt* France, at any Time before the ſecond Day of *November* one thouſand ſeven hundred, to contribute, advance, and pay into the Receipt of his Majeſty's Exchequer, ſo much Money as every

may for 70 l. change the ſame into a Term certain for the Reſidue of 96 Years, &c.

or any ſuch Annuity, being computed for five Years, doth or ſhall amount unto (that is to ſay) every ſuch Perſon having or being intitled to ſuch Eſtate for Life, ſhall or may pay to his Majeſty's Uſe, for every one hundred Pounds that was paid for the ſingle Life in any Annuity of fourteen Pounds *per Annum* the Sum of ſeventy Pounds, for changing or converting the ſame into a certain Term for the Reſidue which ſhall be then to come of ninety-ſix Years, to be reckoned from the five and twentieth Day of *January* one thouſand ſix hundred ninety-five, or for an Intereſt in ſuch Annuity for the Reſidue of the ſaid Term of ninety-ſix Years, to take effect after the ſaid Eſtate for Life; and every Perſon not having ſuch Eſtate for Life, ſhall or may contribute or pay to his Majeſty's Uſe for every one hundred Pounds that was paid for the ſingle Life in any ſuch Annuity of fourteen Pounds *per Annum*, the like Sum of ſeventy Pounds for an Intereſt in ſuch Annuity for the Reſidue of the ſaid Term of ninety-ſix Years, to be charged with and ſubject to the preſent Eſtate for Life of and in the ſame Annuities reſpectively, and in the ſame Proportion there ſhall be paid a Rate or Conſideration for higher or larger Annuities; and that all

Purchaſers, on Payment, intitled to ſuch Annuities, &c.

and every the Perſon or Perſons ſo paying the Conſideration Money as aforeſaid, ſhall immediately, upon Payment of their Monies, be intituled by this Act to ſuch Annuity or Annuities ſo to be purchaſed, and the ſame ſhall be charged upon ſuch reſpective Fund or Revenue in the ſaid former Act mentioned, as if the Conſideration Money ſo to be contributed or advanced for the ſame, had been actually advanced or contributed within the reſpective Times limited by the ſaid former Act.

Powers, &c. in 6 & 7 W. 3. c. 5. revived.

VIII. And it is hereby further enacted, That all and every the Directions, Powers, and Clauſes in the ſaid former Act contained, for or concerning the levying of Tallies, the making forth of Orders, or for making Transferrences or Aſſignments, or for the apportioning or applying the Monies ariſing by the ſaid Funds or Revenues, or any of them, or for appointing, ſettling, or eſtabliſhing any other Matter or Thing for or in Relation to the reſpective Annuities thereby purchaſed or obtained, ſhall be and are by Force and Virtue of this Act revived, and ſhall be duly obſerved, practiſed, and put in Execution, for or in reſpect of ſuch Annuities as ſhall be purchaſed and obtained upon this Act, as fully and effectually, as if the ſame Powers, Directions, and Clauſes were here again expreſſed and particularly repeated.

Dr. Allix may import 5000 Ream of great Demy Paper,

IX. And it is hereby further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for his Majeſty, by any Warrant under his Royal Sign Manual, to be counterſigned by any three or more of the Commiſſioners of his Majeſty's Treaſury, or the High Treaſurer for the Time being, to give Licence and Power to Doctor *Peter Allix*, or his Aſſigns, to import and bring into the Port of *London* any Quantity of Paper, called *Great Demy Paper*, to be uſed in the printing of a Hiſtory of the ſeveral Councils to be ſet forth by the ſaid Doctor *Allix*, not exceeding in the whole five thouſand Reams, and that

Cuſtom Free.

the Quantity of Paper, ſo licenſed, ſhall and may be imported and paſſed, without Payment of any Cuſtom, Subſidy, or other Duty for the ſame, upon the Importation thereof; any Law or Statute to the contrary notwithſtanding.

'X. And whereas ſeveral Perſons have purchaſed upon former Acts ſeveral Annuities, which were re-'ſpectively to take effect after one Life, then ſuppoſed to be in being, for the Remainder of the ſaid 'Term of ninety and ſix Years, and at the Time of the Purchaſe of ſuch Annuities, ſome of the Nomi-'nees, upon whoſe Lives ſuch Annuities depended, or were ſuppoſed to depend, or expect, were actual-'ly dead, but not known to be ſo;' Be it enacted by the Authority aforeſaid, That in caſe it ſhall appear to the Lord High Treaſurer of *England*, or the Commiſſioners of his Majeſty's Treaſury for the time being, or any three or more of them, that any ſuch Reverſionary Annuity hath been ſo purchaſed as aforeſaid, and at the Time of ſuch reſpective Purchaſe, the Nominee or Nominees, upon whoſe Live or Lives ſuch Reverſion or Reverſions did depend or were ſuppoſed to depend, or expect, was or were actually dead, that then and in ſuch caſe, the reſpective Perſon or Perſons that have ſo purchaſed ſuch Reverſion or Reverſions, and his, her, or their Aſſignees thereof reſpectively, upon delivering up of the Tallies

On Death of Nominee, Purchaſer of the reverſionary Annuity to have a new Talley and Order, &c.

and

and Orders for such respective reversionary Annuities to the Officers of his Majesty's Exchequer, shall in lieu thereof there receive from them, by Warrant or Order from the said Lord High Treasurer, or Commissioners of the Treasury for the Time being as aforesaid, who are hereby impowered to grant the same, one or more Tallies or Orders for the like Reversion of the same yearly Sum or Annuity as is mentioned in such Tallies or Orders so to be delivered up, expectant and to commence upon the Death of a Nominee and Nominees who shall be then actually living; any Thing in this or any former Act or Acts of Parliament contained to the contrary notwithstanding.

'XI. And whereas some of the said Nominees, for whose Lives some of the said Annuities are or have 'been held, cannot be found or heard of, and the Parties that are or were intitled to such Annuities 'do not come or send to demand the said Annuities, whereby it is become uncertain whether such 'Nominees be living or dead, or were so at the Time of the purchasing such Reversions, whereby the 'Titles of such Purchasers of such Reversions are become and will become disputable:' For Remedy whereof, be it enacted by the Authority aforesaid, That in case any of the said Annuity or Annuities (whereupon the Reversion or Reversions are or shall be purchased, as aforesaid) are or shall not be demanded at the Exchequer for the Space of two Years next after the same shall become payable, and in case Certificates of the Life or Lives of any Nominee or Nominees, upon whose Life or Lives any Annuities do depend, shall not be produced to the Officers of his Majesty's Exchequer, or sufficient Proof made thereof, according to the Rules prescribed by the former Acts, within two Years next after the said Annuities shall from Time to Time become payable, then and from thenceforth, from and after the Expiration of the said two Years, such Nominee and Nominees, of whose Life or Lives no such Certificate shall be produced, or Proof made, shall be taken to be dead, and the Person or Persons that hath or shall hereafter purchase such Reversion or Reversions of such Annuity or Annuities, expectant upon the Death of such Nominee or Nominees, of whose Life or Lives no such Certificate shall be produced, or Proof made, shall receive the said respective Annuity and Annuities, from Time to Time, until such Certificate shall be produced, or Proof made, and shall not be accountable for such Part of the said Annuity as he shall then have actually received for Default of such Certificate or Proof; any Thing in this or in any former Act or Acts of Parliament contained to the contrary notwithstanding.

If Annuity be not demanded in 2 Years, nor Certificate produced of the Life of Nominee, such Nominee, &c. shall be taken to be dead, and the Purchaser of the Reversion shall receive the same.

'XII. And whereas by an Act of Parliament made and passed in the fourth Year of the Reign of his 'present Majesty and the late Queen MARY, intituled, *An Act for granting to their Majesties certain Rates* 4 W. & M. c. 3. '*and Duties of Excise upon Beer, Ale, and other Liquors, for securing certain Recompences and Advantages in the* '*said Act mentioned, to such Persons as shall voluntarily advance the Sum of ten hundred thousand Pounds, towards* '*carrying on the War against* France, it is (amongst other Things) enacted, That it shall and may be lawful for any Contributor, his Executors, Administrators, or Assigns, by any Writing under Hand and 'Seal, or by his last Will in Writing, to assign or devise any one or more Share or Shares of the Fund 'therein mentioned to any Person or Persons, and no such Assignment to be revocable, so as an Entry or 'Memorandum thereof be made in the Office of the Auditor of the Receipt within the Space of two 'Months after such Assignment or Death of the Devisor; and upon producing such Assignment or Will, 'the Party is to bring an Affidavit of the Execution thereof, to be filed, as is therein specified: And 'whereas in pursuance of an Act of Parliament made in the ninth Year of his Majesty's Reign, intituled, '*An Act for enlarging the Time for purchasing certain Estates or Interests in several Annuities therein mentioned*, 9 W. 3. c. 24. 'several reversionary Tallies have been struck, and Orders thereupon drawn, for Payment of reversionary 'Annuities, in the Name of *Richard* Earl of *Ranelagh* of the Kingdom of *Ireland*, and by him issued out 'to such Uses as in and by the said Act is directed; but some Doubt arising whether the Assignments made 'by the said Earl, on the Back of the said Orders, be according to the Form prescribed by the first recited 'Act, whereby the several and respective Assignees may not have such legal Titles to the said Tallies and 'Orders, as by the said last recited Act was intended they should, which may obstruct the Sale or conveying away the same, and their receiving any Annuity due or to grow due thereon;' To the end therefore that all Persons who now are or at any Time hereafter shall or may be possessed of or interested in any of the said Tallies and Orders, may have and be invested in a good and lawful Title to the same, be it enacted by the Authority aforesaid, That all and every the said indorsed Assignments now made or hereafter to be made by the said Earl of *Ranelagh*, or other Person or Persons authorized to make the same, for conveying the said Tallies and Orders to such Persons, and to such Uses, as in the said recited Act are specified, and all other Assignments, whether indorsed or otherwise, made by virtue of and subsequent to such Indorsed Assignments, so as an Entry or Memorandum of such subsequent Assignments be made in the said Office of the Receipt, before the nine and twentieth Day of *September* one thousand seven hundred, shall be and are hereby deemed and adjudged to be as good to all Intents and Purposes whatsoever in Law, as if each and every of the said Assignments had been executed in every Particular, pursuant to the Form and Manner in the first above recited Act more at large prescribed and enacted.

Indorsed Assignments made on Reversionary Tallies by the Earl of Ranelagh, &c. adjudged good. 'Explained by 5 Geo. 1. c. 2. §. 8.'

'XIII. And whereas several Tickets, commonly called *Malt Tickets*, which are unpaid, and several of 'the Bills, commonly called *Exchequer Bills*, not discharged, are by Casualty or Mischance, burnt, lost, 'or otherwise destroyed,' it is hereby further enacted, That in all Cases, where it shall appear by Affidavit to be made before any of the Barons of the *Exchequer*, that any such Ticket or Tickets, or any such Exchequer Bills, as aforesaid, before the third Day of *April* one thousand seven hundred, have been or are burnt, destroyed, or otherwise lost, it shall and may be lawful for the respective Officers appointed to pay or discharge the said Tickets or Bills, upon the producing a Certificate from the said Baron, of such Affidavit made before him (which Affidavit the said Barons or any of them is and are hereby authorized to take, and which Certificate he or they are hereby required to grant, without Fee or Reward) and on Security given to the said respective Officers to their good liking, to indemnify them respectively against all

Malt Tickets or Exchequer Bills burnt or lost, &c. shall be paid and discharged.

all other Perſons whatſoever, for or concerning the Money contained or ſpecified in ſuch Ticket or Tickets, Bill or Bills, or which was due thereon, they the ſaid Officers reſpectively ſhall, and are hereby required to pay and diſcharge the ſaid Tickets or Bills, as he or they ſhould have paid or diſcharged the original Tickets or Bills, if the ſame had been produced, and ſhall be allowed ſuch Payment in their reſpective Accounts; any Thing in this or any other Act contained to the contrary hereof in any wiſe notwithſtanding.

8 W. 3. c. 20.

'XIV. And whereas in and by an Act made and paſſed in the eighth Year of his Majeſty's Reign, intituled, *An Act for making good the Deficiences of the ſeveral Funds therein mentioned, and for enlarging the capital Stock of the Bank of* England; *and for raiſing the publick Credit*, it was amongſt other Things enacted, That no Aſſignment or Transferrence, which from and after the tenth Day of *June* one thouſand ſix hundred ninety-ſeven ſhould be made of any the Orders or Tallies therein mentioned, or any the Monies contained therein, upon the ſelling, buying, or bargaining of the ſame, ſhould be good, unleſs ſuch Aſſignment or Transferrence be made and ſigned, or ſealed, and be, within ten Days after the ſigning thereof, entred or regiſtred, and that Oath be thereupon made concerning the Premium, Gratuity, or Conſideration in the Manner and Form preſcribed by the ſaid Act, as by the ſaid Act, Relation being thereunto had, may more fully appear: And whereas the Proviſion ſo made concerning the Sale of Tallies and Orders, was at the Time of making thereof, and afterwards, of great Service to the Publick; but by reaſon ſuch Tallies and Orders, as aforeſaid, are now generally riſen in their Value and Eſtimation, and the ſaid Proviſion is become needleſs, and in ſome Reſpects inconvenient;' Be it therefore enacted by the Authority aforeſaid, That the Clauſes of the ſaid Act herein recited, for or concerning the making, entring, and regiſtring ſuch Aſſignments, as aforeſaid, and for making Oath concerning the Premium, Gratuity or Conſideration Money, as aforeſaid, are and ſhall be repealed and utterly void, and that all Aſſignments made or to be made, of or upon any the ſaid Orders or Tallies, ſhall be of ſuch or the like Force and Effect, as the ſame would have been, if the ſaid recited Clauſes concerning the ſame, had not been inſerted in the ſaid Act; any Thing in the ſaid Act contained to the contrary notwithſtanding.

Part thereof repealed.

'XV. And whereas great Numbers of the Poor of this Kingdom are employed in the Manufacture of Bone-lace:' For the Encouragement thereof, be it enacted by the Authority aforeſaid, That from and after the firſt Day of *May* one thouſand ſeven hundred it ſhall and may be lawful, for all Perſons, Natives and Foreigners, to export to the *Engliſh* Plantations in *America*, or to any other Parts beyond the Seas, or into *Scotland*, all Sorts of *Engliſh* Bone-lace, Needle-work, Point or Cut-work without paying any Cuſtom or Duty for the ſame, Oath being firſt made, that the ſame was made or manufactured within the Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*; any Law or Statute to contrary in any wiſe notwithſtanding.

Engliſh Bone-lace, &c. may be exported into America or Scotland, &c. Cuſtom Free.

'XVI. And whereas Tallow Candles imported into this Kingdom, are chargeable by ſeveral Acts of Parliament, with the Subſidies of Tunnage and Pondage, and other Impoſitions;' Be it enacted by the Authority aforeſaid, That from and after the tenth Day of *April* one thouſand ſeven hundred the one Moiety and no more of all the ſaid Subſidies and Impoſitions, payable only for ſuch Tallow Candles as ſhall be exported, according to the Rules and Methods by the ſaid Acts appointed, ſhall be repaid, or diſcharged upon the Security for the ſame; any Law or Statute to the contrary thereof in any wiſe notwithſtanding.

Tallow Candles imported, on Exportation again, one Moiety of the Duties to be repaid.

Clauſe of Appropriation.

XVII. And be it enacted by the Authority aforeſaid, That over and above the Sum of twenty-ſeven thouſand Pounds, by another Act of this Seſſion of Parliament, appointed to be paid for the Uſes therein mentioned, out of the Money to be advanced by Farmers or Contractors for the Duties of Exciſe, and certain Duties upon Salt, upon a Farm or Contract (if any ſuch ſhall be) for a Term not exceeding three Years, to commence from the four and twentieth Day of *June* next, there ſhall be and is hereby appropriated and applied out of ſuch Advance Money a further Sum not exceeding twenty-five thouſand Pounds, as well for diſcharging one Year's Intereſt upon the four and twentieth Day of *June* one thouſand ſix hundred ninety-eight, upon the Tickets commonly called the *Malt Tickets*, as alſo to go in aid of the Arrears of the late Duties upon Malt, to make up the ſixty-fifth Payment in Courſe of the Malt Tickets; that is to ſay, to compleat the ſixty-fifth Sum of ten thouſand Pounds payable thereupon; and the proper Officer and Officers concerned in the Payment of the ſaid Tickets, are hereby required to indorſe the Intereſt ſo paid upon every Ticket, and to keep a fair Account of ſuch Payments in a Book for that Purpoſe; and if any of the ſaid Tickets, or any of the Exchequer Bills, ſhall be applied to the purchaſing of any forfeited Eſtates in *Ireland*, the ſame ſhall be firſt tried or proved with the Counterparts thereof in the reſpective Offices for the ſame in *England*, and be certified to be true Bills or Tickets by the proper Officers there; and ſuch further Sum not exceeding twelve thouſand Pounds, as ſhall be neceſſary for the diſcharging the Half-pay of diſbanded Officers, to the five and twentieth Day of *December* one thouſand ſeven hundred, ſhall (over and above the Sum of forty-one thouſand Pounds already appropriated for the Half-pay of ſuch Officers) be likewiſe furniſhed and ſupplied out of ſuch Advance-money, to be paid by ſuch Farmers or Contractors as aforeſaid (if any ſuch be) and all the reſt and Reſidue of the ſaid Monies to be advanced by ſuch Farmers or Contractors as aforeſaid (if any ſuch be) is hereby appropriated, and ſhall be applied, to and for the making good of the ſeveral and reſpective Funds, and to the ſeveral and reſpective Uſes and Purpoſes, whereunto the ſeveral Branches of the ſaid Exciſe and Salt Duties are appropriated or directed by any Act or Acts of Parliament now in Force, and in the ſame Proportions, Order and Form, as the ſaid Duties themſelves are hereby appropriated or applicable; any Thing in this or any former Act or Acts of Parliament contained to the contrary notwithſtanding.

One Year's Intereſt on Malt Tickets, &c.

Half-pay to diſbanded Officers.

XVIII. Provided

XVIII. Provided always, and be it enacted by the Authority aforesaid, That it shall and may be lawful for the Lord Treasurer, or the Commissioners of his Majesty's Treasury for the Time being, or any three or more of them, and they are hereby directed, to pay or cause to be paid out of the Money appropiated to the Use of the Navy for this present Year one thousand seven hundred, the Sum of twenty thousand Pounds towards the discharging Part of the Debt due for sick and wounded Seamen; any Thing in this or any other Act to the contrary notwithstanding. 20,000l. towards the Debt for sick and wounded Seamen.

CAP. IV.

An Act for the further preventing the Growth of Popery.

'WHEREAS there has been of late a much greater Resort into this Kingdom than formerly of 'Popish Bishops, Priests and Jesuits, and they do very openly, and in insolent Manner, affront 'the Laws, and daily endeavour to pervert his Majesty's natural-born Subjects, which has been occa-'sioned, by neglect of the due Execution of the Laws already in Force: For preventing the further 'Growth of Popery, and of such treasonable and execrable Designs and Conspiracies against his Ma-'jesty's Person and Government, and the established Religion, as have lately, as well as frequently here-'tofore, been brought to light, and happily defeated by the wonderful Providence of God;' Be it enacted by the King's most excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by Authority of the same, That from and after the five and twentieth Day of *March* one thousand and seven hundred, all and every Person and Persons, who shall apprehend and take one or more Popish Bishop, Priest or Jesuit, and prosecute him or them so apprehended and taken, until he or they be convicted of saying Mass or of exercising any other Part of the Office or Function of a Popish Bishop or Priest within these Realms, shall have and receive from the Sheriff or Sheriffs of the County where such Conviction shall be made (without paying any Fee for the same) for every such Offender so convicted, the Sum of one hundred Pounds within four Months after such Conviction, and Demand thereof made, by tendring a Certificate to the said Sheriff or Sheriffs, under the Hand or Hands of the Judge or Justices before whom such Conviction shall be made, certifying the Conviction of such Popish Bishop, Priest or Jesuit, and also that such Popish Bishop, Priest or Jesuit, Popish Bishops, Priests or Jesuits, was or were taken by the Person or Persons claiming the said Reward: And in case any Dispute shall happen to arise between the Persons so apprehending any Popish Bishop, Priest or Jesuit, touching their Right and Title to the said Reward, that then the said Judge or Justices so respectively certifying as aforesaid, shall in and by their said Certificate direct and appoint the said Reward to be paid unto and amongst the Parties claiming the same, in such Share and Proportion as to the said Judge or Justices shall seem just and reasonable; and if it shall happen any such Sheriff or Sheriffs shall die, or be removed, before the Expiration of four Months after such Conviction and Demand made of the said Reward (not being paid as aforesaid) that then the next succeeding Sheriff or Sheriffs of the said County shall pay the same, within two Months after Demand, and Certificate brought as aforesaid; and if Default of Payment of the said Sum or Sums of Money shall happen to be made by any Sheriff or Sheriffs, such Sheriff or Sheriffs, so making Default, shall forfeit to the Person or Persons to whom such Money is due as aforesaid, two hundred Pounds, to be recovered by him or them, or his or their Executors or Administrators, in any of his Majesty's Courts of Record at *Westminster*, by Action of Debt, Bill, Plaint or Information, wherein but one Imparlance, and no Essoin, Protection or Wager of Law shall be allowed, with full Costs of Suit by him or them expended in the Recovery of the same.

100l. Reward for taking Popish Bishop, Priest, or Jesuit, &c. convicted of saying Mass, &c. to be paid by the Sheriff, &c. In case of Dispute about sharing the Reward, Judge to proportion the same. Penalty on Sheriff making Default of Payment.

II. And it is hereby further enacted, That all Sheriffs, their Successors, Executors or Administrators, upon producing such respective Certificates, or a Duplicate or Duplicates thereof, shall have the Monies contained in such Certificate paid to them by the Lord Treasurer, or Commissioners of his Majesty's Treasury for the time being, out of the Revenue of the Crown. Sheriffs to be repaid by the Treasury.

III. And for a further Remedy against the growth of Popery, over and beyond the good Laws already made, be it further enacted by the Authority aforesaid, That if any Popish Bishop, Priest or Jesuit whatsoever, shall say Mass, or exercise any other Part of the Office or Function of a Popish Bishop or Priest within these Realms, or the Dominions thereunto belonging, or if any Papist, or Person making Profession of the Popish Religion, shall keep School, or take upon themselves the Education or Government, or boarding of Youth in any Place within this Realm, or the Dominions thereunto belonging, such Person or Persons being thereof lawfully convicted, that then every such Person shall on such Conviction be adjudged to perpetual Imprisonment, in such Place or Places within this Kingdom, as the King by Advice of his Privy Council shall appoint. Penalty on Popish Bishop, Priest, &c. saying Mass, &c. or keeping School, &c.

IV. And be it also further enacted by the Authority aforesaid, That from and after the nine and twentieth Day of *September*, which shall be in the Year of our Lord one thousand seven hundred, if any Person educated in the Popish Religion, or professing the same, shall not within six Months after he or she shall attain the Age of eighteen Years, take the Oaths of Allegiance and Supremacy, and also subscribe the Declaration set down and expresst in an Act of Parliament made in the thirtieth Year of the Reign of the late King CHARLES the Second, intituled, *An Act for the more effectual preserving the King's Person and Government, by disabling Papists from sitting in either House of Parliament*, to be by him or her made, repeated and subscribed in the Courts of *Chancery* or *King's Bench*, or Quarter-Sessions of the County where such Person shall reside, every such Person shall in respect of him or herself only, and not to or in respect of any of his or her Heirs or Posterity, be disabled and made incapable to inherit or take by Descent, Papists not taking the Oaths in six Months after 18 Years of Age. 30 Car. 2. stat. 2.

Incapable to inherit any Lands, &c. Next of Kin, being a Proteſtant, to enjoy the ſame, and not accountable, &c. except for wilful Waſte. 'Explained by 3 Geo. 1. c. 18. §. 4.'

ſcent, Deviſe or Limitation, in Poſſeſſion, Reverſion or Remainder, any Lands, Tenements or Hereditaments, within the Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*: And that during the Life of ſuch Perſon, or until he or ſhe do take the ſaid Oaths, and make, repeat and ſubſcribe the ſaid Declaration in Manner as aforeſaid, the next of his or her Kindred, which ſhall be a Proteſtant, ſhall have and enjoy the ſaid Lands, Tenements and Hereditaments, without being accountable for the Profits by him or her received during ſuch Enjoyment thereof as aforeſaid: But in caſe of any wilful Waſte committed on the ſaid Lands, Tenements or Hereditaments, by the Perſon ſo having or enjoying the ſame, or any other by his or her Licence or Authority, the Party diſabled, his or her Executors and Adminiſtrators, ſhall and may recover treble Damages for the ſame, againſt the Perſon committing ſuch Waſte, his or her Executors or Adminiſtrators, by Action of Debt in any of his Majeſty's Courts of Record at *Weſtminſter*; and that from and after the tenth Day of *April*, which ſhall be in the Year of our Lord one thouſand ſeven hundred, every Papiſt, or Perſon making Profeſſion of the Popiſh Religion, ſhall be diſabled, and is hereby made incapable, to purchaſe, either in his or her own Name, or in the Name of any other Perſon or Perſons, to his or her Uſe, or in Truſt for him or her, any Manors, Lands, Profits out of Lands, Tenements, Rents, Terms or Hereditaments, within the Kingdom of *England*, Dominion of *Wales*, and Town of *Berwick* upon *Tweed*; and that all and ſingular Eſtates, Terms, and any other Intereſts or Profits whatſoever out of Lands, from and after the ſaid tenth Day of *April*, to be made, ſuffered or done, to or for the Uſe or Behoof of any ſuch Perſon or Perſons, or upon any Truſt or Confidence, mediately or immediately, to or for the Benefit or Relief of any ſuch Perſon or Perſons, ſhall be utterly void and of none Effect, to all Intents, Conſtructions and Purpoſes whatſoever.

Papiſt, &c. incapable to purchaſe Lands, &c.

Act not to extend to Popiſh Prieſt ſaying Maſs, &c. in foreign Miniſter's Houſe, ſo as he be not King's natural-born Subject, &c. 3 Jac. 1. c. 5.

V. Provided always, That nothing in this Act contained ſhall be conſtrued to extend to any Popiſh Prieſt for ſaying Maſs, or officiating as a Prieſt, within the Dwelling-houſe of any foreign Miniſter reſiding here, ſo as ſuch Prieſt be not one of his Majeſty's natural-born Subjects, nor naturalized within any of his Kingdoms or Dominions, and ſo as the Name of ſuch Prieſt, and the Place of his Birth, and the foreign Miniſter to whom he ſhall belong, be entered and regiſtred in the Office of the principal Secretary of State.

Perſon convicted of ſending Child, &c. beyond Sea, to be educated in the Romiſh Religion, to forfeit 100 l.

'VI. And whereas by an Act made in the third Year of King JAMES the Firſt, intituled, *An Act to prevent and avoid Dangers which may grow by Popiſh Recuſants*, whoſoever ſhall be convicted of ſending, or cauſing to be ſent, any Child, or any other Perſon under their Government, into Parts beyond the Seas out of the King's Obedience, to the Intent that ſuch Child or Perſon ſo ſent ſhould be educated in the Romiſh Religion, contrary to the ſaid Act, is to forfeit one hundred Pounds, one Half to the King's Majeſty, and the other Half to him that ſhall ſue for the ſame:' For the greater Encouragement and Reward of thoſe who ſhall diſcover ſuch Offenders, be it enacted by the Authority aforeſaid, That the ſaid Sum of one hundred Pounds ſhall be to the ſole Uſe and Benefit of him or her who ſhall diſcover and convict any Perſon ſo offending, to be recovered in ſuch Manner as in the ſaid recited Act is enacted; any thing in the ſaid Act to the contrary notwithſtanding.

Popiſh Parent refuſing to allow his Proteſtant Child, &c. fitting Maintenance, on Complaint thereof, Lord Chancellor, &c. to make Order therein.

VII. And to the End that the Proteſtant Children of Popiſh Parents may not in the Life-times of ſuch their Parents, for want of fitting Maintenance, be neceſſitated, in Compliance with their Parents, to embrace the Popiſh Religion, contrary to their own Inclinations; Be it enacted by the Authority aforeſaid, That from and after the ſaid five and twentieth Day of *March* one thouſand ſeven hundred, if any ſuch Parent, in order to the compelling ſuch his or her Proteſtant Child to change his or her Religion, ſhall refuſe to allow ſuch Child a fitting Maintenance, ſuitable to the Degree and Ability of ſuch Parent, and to the Age and Education of ſuch Child, then upon Complaint thereof made to the Lord High Chancellor of *England*, or Lord Keeper of the Great Seal, or Commiſſioners for the Great Seal for the time being, it ſhall be lawful for the ſaid Lord Chancellor, Lord Keeper, or Commiſſioners, to make ſuch Order therein as ſhall be agreeable to the Intent of this Act.

CAP. V.

PR.
13 & 14 Car. 2. c. 27.
'Continued by 9 Geo. 1. c. 30. §. 1. to May 1744. and further continued for 21 Years by 11 Geo. 2. c. 7.'

An Act for the Repair of *Dover* Harbour. From 1 *May* 1700. to 1 *May* 1709. Duty to be paid for all Ships, &c. from 20 to 300 Tuns, for every loading and diſcharging in *England*, for, from, to, or by *Dover*, &c. towards Repair of the Harbour, 3 *d. per* Tun. Aliens the like. Coals to pay Three Halfpence *per* Chaldron. Grindſtones Three Halfpence *per* Tun. Number of Tuns to be made from Entry of Goods. No Goods to be entered till Oath made of Ship's Burthen, &c. Receivers of the Monies to keep Account thereof, and pay the ſame once a Month to the Caſhier of the Cuſtoms at *London*, &c. who is to pay the ſame to the Treaſurer of *Dover* Harbour, to be expended in Repair of the ſaid Harbour. No Coaſter or Fiſherman to pay but once a Year. Warden, &c. to cauſe the Repair of the Harbour to be ſet upon, and give Order therein, &c. Treaſurer may convey the Duties for five Years, for 6000 *l.* to be lent at 6 *l. per Cent.* Perſons diſburſing Monies for Repair of the Harbour, to be accountable on Oath. Account to remain in the Navy Office. If the Harbour be ſufficiently repaired within the Time limited, Collection to ceaſe. Ships belonging to *Weymouth*, &c. exempted, as alſo *Great Yarmouth*, and *Ramſgate*.

CAP.

CAP. VI.

An Act to enable his Majesty's natural-born Subjects to inherit the Estate of their Ancestors, either lineal or collateral, notwithstanding their Father or Mother were Aliens.

'WHEREAS divers Persons, born within the King's Dominions, are disabled to inherit and make their Titles by Descent from their Ancestors, by reason that their Fathers or Mothers, or some other Ancestor (by whom they are to derive their Descent) was an Alien, and not born within the King's Dominions:' For Remedy whereof be it enacted by the King's most excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That all and every Person or Persons, being the King's natural-born Subject or Subjects within any of the King's Realms or Dominions, shall and may hereafter lawfully inherit and be inheritable as Heir or Heirs to any Honours, Manors, Lands, Tenements or Hereditaments, and make their Pedigrees and Titles by Descent from any of their Ancestors lineal or collateral, although the Father and Mother, or Fathers or Mothers, or other Ancestor of such Person or Persons, by, from, through, or under whom he, she, or they shall or may make or derive their Title or Pedigree, were or was, or is or are, or shall be born out of the King's Allegiance, and out of his Majesty's Realms and Dominions, as freely, fully, and effectually, to all Intents and Purposes, as if such Father or Mother, or Fathers or Mothers, or other Ancestor or Ancestors, by, from, through, or under whom he, she, or they shall or may make or derive their Title or Pedigree, had been naturalized, or natural-born Subjects, or Subjects within the King's Dominions; any Law or Custom to the contrary notwithstanding.

King's natural-born Subjects shall inherit as Heirs to any Honours, Manors, &c. though their Parents were born out of the King's Dominions, &c.

CAP. VII.

An Act for the more effectual Suppression of Piracy.

'WHEREAS by an Act of Parliament made in the twenty-eighth Year of the Reign of King HENRY the Eighth, it is enacted, That Treasons, Felonies, Robberies, Murders, and Confederacies committed on the Sea, shall be enquired of, tried, and determined according to the common Course of the Laws of this Land used for such Offences upon the Land within this Realm; whereupon the Trial of those Offenders before the Admiral, or his Lieutenant, or his Commissary, hath been altogether disused: And whereas, that since the making of the said Act, and especially of late Years, it hath been found by Experience, that Persons committing Piracies, Robberies, and Felonies on the Seas, in or near the *East* and *West Indies*, and in Places very remote, cannot be brought to condign Punishment without great Trouble and Charges in sending them into *England* to be tried within the Realm, as the said Statute directs, insomuch that many idle and profligate Persons have been thereby encouraged to turn Pirates, and betake themselves to that sort of wicked Life, trusting that they shall not, or at least cannot easily, be questioned for such their Piracies and Robberies, by reason of the great Trouble and Expence that will necessarily fall upon such as shall attempt to apprehend and prosecute them for the same: And whereas the Numbers of them are of late very much increased, and their Insolencies so great, that unless some speedy Remedy be provided to suppress them, by a strict and more easy Way for putting the ancient Laws in that Behalf in Execution, the Trade and Navigation into remote Parts will very much suffer thereby;' Be it therefore declared and enacted by the King's most excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That all Piracies, Felonies, and Robberies committed in or upon the Sea, or in any Haven, River, Creek, or Place, where the Admiral or Admirals have Power, Authority, or Jurisdiction, may be examined, inquired of, tried, heard and determined, and adjudged, according to the Directions of this Act, in any Place at Sea, or upon the Land, in any of his Majesty's Islands, Plantations, Colonies, Dominions, Forts, or Factories, to be appointed for that Purpose by the King's Commission or Commissions under the Great Seal of *England*, or the Seal of the Admiralty of *England*, directed to all or any of the Admirals, Vice-Admirals, Reer-Admirals, Judges of Vice-Admiralties, or Commanders of any of his Majesty's Ships of War, and also to all or any such Person or Persons, Officer or Officers, by Name, or for the Time being, as his Majesty shall think fit to appoint; which said Commissioners shall have full Power jointly or severally, by Warrant under the Hand and Seal of them, or any one of them, to commit to safe Custody any Person or Persons, against whom Information of Piracy, Robbery, or Felony upon the Sea, shall be given upon Oath (which Oath they or any one of them shall have full Power, and are hereby required to administer) and to call and assemble a Court of Admiralty on Ship-board, or upon the Land, when and as often as Occasion shall require; which Court shall consist of seven Persons at the least.

28 H. 8. c. 15. 'Amended by 18 Geo. 2. c. 30.'

1 *Hale's P. C.* 355. *Vin. V.* 16. 352.

How and where Piracies, Felonies, &c. committed on the Sea may be tried.

'By 4 Geo. 1. c. 11. §. 7. Offenders against this Act may be tried as directed by 28 H. 8. c. 15.'

Admiralty Court to consist of seven Persons.

II. And if so many of the Persons aforesaid cannot conveniently be assembled, be it further enacted by the Authority aforesaid, That any three of the aforesaid Persons (whereof the President or Chief of some *English* Factory, or the Governor, Lieutenant Governor, or Member of his Majesty's Councils in any of the Plantations or Colonies aforesaid, or Commander of one of his Majesty's Ships, is always to be one) shall have full Power and Authority, by virtue of this Act, to call and assemble any other Persons on Ship-board, or upon the Land, to make up the Number of seven.

III. Provided, That no Persons but such as are known Merchants, Factors, or Planters, or such as are Captains, Lieutenants, or Warrant Officers in any of his Majesty's Ships of War, or Captains, Masters, or

Persons qualified to sit and vote, &c.

or Mates of ſome *Engliſh* Ship, ſhall be capable of being ſo called, and ſitting and voting in the ſaid Court.

Power of Court ſo called in caſe of Trial of Pirate, &c.

IV. And be it enacted by the Authority aforeſaid, That ſuch Perſons called and aſſembled as aforeſaid, ſhall have full Power and Authority, according to the Courſe of the Admiralty, to iſſue Warrants for bringing any Perſons accuſed of Piracy or Robbery, before them to be tried, heard, and adjudged; and to ſummon Witneſſes, and to take Informations and Examinations of Witneſſes upon their Oath; and to do all things neceſſary for the hearing and final Determination of any Caſe of Piracy, Robbery, and Felony; and to give Sentence and Judgment of Death, and to award Execution of the Offenders convicted and attainted as aforeſaid, according to the Civil Law, and the Methods and Rules of the Admiralty; and that all and every Perſon and Perſons ſo convicted and attainted of Piracy or Robbery, ſhall have and ſuffer ſuch Loſſes of Lands, Goods and Chattels, as if they had been attainted and convicted of any Piracies, Felonies, and Robberies according to the aforementioned Statute made in the Reign of King HENRY the Eighth.

King's Commiſſion to be firſt read.

V. Provided always, and be it further enacted by the Authority aforeſaid, That ſo ſoon as any Court ſhall be aſſembled as aforeſaid, either on Ship-board or upon the Land, the King's Commiſſion ſhall firſt be openly read, and the ſaid Court then and there ſhall be ſolemnly and publickly called and proclaimed; and then the Preſident of the Court ſhall, in the firſt Place, publickly in open Court take the following Oath, *viz.*

Preſident to take the following Oath.

'I *A. B.* do ſwear in the Preſence of Almighty God, That I will truly and impartially try and adjudge 'the Priſoner or Priſoners which ſhall be brought upon his or their Trials before this Court, and ho-'neſtly and duly, on my Part, put his Majeſty's Commiſſion for the trying of them in Execution, ac-'cording to the beſt of my Skill and Knowledge: And that I have no Intereſt, directly or indirectly, in 'any Ship or Goods, for the Piratically taking of which any Perſon ſtands accuſed, and is now to 'be tried:

So help me God.

And then to adminiſter the ſame to the other Members.

VI. And he having taken the Oath in Manner aforeſaid, ſhall immediately adminiſter the ſame Oath to every Perſon who ſhall ſit, and have and give a Voice in the ſaid Court upon the Trial of ſuch Priſoner or Priſoners as aforeſaid; and immediately thereupon the ſaid Priſoner or Priſoners ſhall be formally brought before them; and then the Regiſter of the ſaid Court ſhall openly and diſtinctly read the Articles againſt ſuch Priſoner or Priſoners, upon which they or any of them is or are to be tried; wherein ſhall be ſet forth the particular Fact or Facts of Piracy, Robbery, and Felony, with the Time and Place when and where, and in what Manner it was committed; and then each Priſoner ſhall be asked, Whether he be guilty of the ſaid Piracy and Robbery, or Felony, or not guilty? Whereupon every ſuch Priſoner ſhall immediately plead thereunto, Guilty, or Not guilty, or elſe it ſhall be taken as confeſſed, and he ſhall ſuffer ſuch Pains of Death, Loſs of Lands, Goods and Chattels, and in like Manner, as if he or they had been attainted or convicted upon the Oath of Witneſſes, or his own Confeſſion; but if any Priſoner ſhall plead Not guilty, Witneſſes ſhall be produced by the Regiſter, and duly ſworn and examined openly, *viva voce*, in the Priſoner's Preſence; and after a Witneſs hath anſwered all the Queſtions propoſed by the Preſident of the Court, and given his Evidence, it ſhall and may be lawful for the Priſoner to have the Witneſs croſs-examined, by firſt declaring to the Court what Queſtions he would have asked, and thereupon the Preſident of the Court ſhall interrogate the Witneſs accordingly; and every Priſoner ſhall have Liberty to bring Witneſſes for his Defence, who ſhall be ſworn, and examined upon Oath, as the Witneſſes were that teſtified againſt him; and afterwards the Priſoner ſhall be fairly heard what he can ſay for himſelf; all which being done, the Priſoner ſhall be taken away and kept in ſafe Cuſtody, and all other Perſons, except the Regiſter, ſhall withdraw from the ſaid Court, and then the Court ſhall conſider of the Evidence which hath been given, and debate the Matters and Circumſtances of the Priſoner's Caſe, and the Preſident of the Court ſhall collect all the Votes of the Perſons who do ſit and have Voices in the ſaid Court, beginning at the Junior firſt, and ending with himſelf; and according to the Plurality of Voices, Sentence and Judgment ſhall be then given and pronounced publickly in the Preſence of the Priſoner or Priſoners, being called in again; and according to ſuch Sentence and Judgment the Perſon or Perſons attainted ſhall be executed and put to Death, at ſuch Time, in ſuch Manner, and in ſuch Place upon the Sea, or within the ebbing or flowing thereof, as the Preſident or the Major Part of the Court, by Warrant directed to a Provoſt Marſhal (which the Preſident or ſaid Major Part ſhall have Power to conſtitute) ſhall appoint.

Priſoners pleading Not guilty, Witneſſes ſhall be examined viva voce.

How Sentence ſhall be executed.

Regiſter of the Court to be a Publick Notary.

VII. And be it further enacted by the Authority aforeſaid, That ſome Perſon, being a Publick Notary, ſhall be Regiſter of the Court; and in caſe of his Abſence, Death, or Incapacity, or for want of a Perſon ſo qualified, the Preſident of the Court ſhall and may appoint a Regiſter, giving him an Oath (which he is hereby impowered to adminiſter) duly, faithfully, and impartially to execute his Office; which Regiſter ſhall prepare all Warrants and Articles, and take care to provide all Things requiſite for any Trial, according to the ſubſtantial and eſſential Parts of Proceedings in a Court of Admiralty, in the moſt ſummary Way; and ſhall take Minutes of the whole Proceedings, and enter them duly in a Book by him to be kept for that Purpoſe; and ſhall from Time to Time, as Opportunity offers, tranſmit the ſame, with the Copies of all Articles and Judgments given in any ſuch Caſes, in any Court whereof he ſhall be Regiſter, unto the High Court of Admiralty of *England*.

VIII. And

VIII. And be it further enacted by the Authority aforeſaid, That if any of his Majeſty's natural-born Subjects, or Denizens of this Kingdom, ſhall commit any Piracy or Robbery, or any Act of Hoſtility, againſt others his Majeſty's Subjects upon the Sea, under colour of any Commiſſion from any foreign Prince or State, or Pretence of Authority from any Perſon whatſoever, ſuch Offender and Offenders, and every of them, ſhall be deemed, adjudged, and taken to be Pirates, Felons, and Robbers; and they and every of them being duly convicted thereof, according to this Act, or the aforeſaid Statute of King HENRY the Eighth, ſhall have and ſuffer ſuch Pains of Death, Loſs of Lands, Goods, and Chattels, as Pirates, Felons, and Robbers upon the Seas ought to have and ſuffer.

King's Subjects, &c. committing Piracy on others of the King's Subjects by Commiſſion from any foreign Prince, ſhall be adjudged Pirates, &c. and ſuffer Death.

IX. And be it further enacted, That if any Commander or Maſter of any Ship, or any Seaman or Mariner, ſhall in any Place where the Admiral hath Juriſdiction, betray his Truſt, and turn Pirate, Enemy, or Rebel, and piratically and feloniouſly run away with his or their Ship or Ships, or any Barge, Boat, Ordnance, Ammunition, Goods, or Merchandizes, or yield them up voluntarily to any Pirate, or ſhall bring any ſeducing Meſſages from any Pirate, Enemy, or Rebel, or conſult, combine, or confederate with, or attempt or endeavour to corrupt any Commander, Maſter, Officer, or Mariner to yield up or run away with any Ship, Goods, or Merchandizes, or turn Pirate, or go over to Pirates, or if any Perſon ſhall lay violent Hands on his Commander, whereby to hinder him from fighting in Defence of his Ship and Goods committed to his Truſt, or that ſhall confine his Maſter, or make, or endeavour to make a Revolt in the Ship, ſhall be adjudged, deemed, and taken to be a Pirate, Felon, and Robber, and being convicted thereof, according to the Directions of this Act, ſhall have and ſuffer Pains of Death, Loſs of Lands, Goods, and Chattels, as Pirates, Felons, and Robbers upon the Seas ought to have and ſuffer.

Commander or Mariner who ſhall betray his Truſt, or turn Pirate, &c.

or Perſon laying violent Hands on his Commander, &c. ſhall be adjudged a Pirate, and ſuffer Death.

'X. And whereas ſeveral evil-diſpoſed Perſons, in the Plantations and elſewhere, have contributed 'very much towards the Increaſe and Encouragement of Pirates, by ſetting them forth, and by aiding, 'abetting, receiving, and concealing them and their Goods, and there being ſome Defects in the Laws 'for bringing ſuch evil-diſpoſed Perſons to condign Puniſhment;' Be it enacted by the Authority aforeſaid, That all and every Perſon and Perſons whatſoever, who, after the twenty-ninth Day of *September* in the Year of our Lord one thouſand ſeven hundred, ſhall either on the Land, or upon the Seas, knowingly or wittingly ſet forth any Pirate, or aid and aſſiſt, or maintain, procure, command, counſel or adviſe any Perſon or Perſons whatſoever, to do or commit any Piracies or Robberies upon the Seas, and ſuch Perſon and Perſons ſhall thereupon do or commit any ſuch Piracy or Robbery, then all and every ſuch Perſon or Perſons whatſoever, ſo as aforeſaid ſetting forth any Pirate, or aiding, aſſiſting, maintaining, procuring, commanding, counſelling or adviſing the ſame, either on the Land or upon the Sea, ſhall be and are hereby declared, and ſhall be deemed and adjudged to be acceſſary to ſuch Piracy and Robbery done and committed; and further, That after any Piracy or Robbery is or ſhall be committed by any Pirate or Robber whatſoever, every Perſon and Perſons, who knowing that ſuch Pirate or Robber has done or committed ſuch Piracy and Robbery, ſhall, on the Land or upon the Sea, receive, entertain or conceal any ſuch Pirate or Robber, or receive or take into his Cuſtody any Ship, Veſſel, Goods or Chattels, which have been by any ſuch Pirate or Robber piratically and feloniouſly taken, ſhall be and are hereby likewiſe declared, deemed and adjudged to be acceſſary to ſuch Piracy and Robbery; and that after the ſaid nine and twentieth Day of *September*, all ſuch Acceſſaries to ſuch Piracies and Robberies ſhall and may be enquired of, tried, heard, determined and adjudged after the common Courſe of the Laws of this Land, according to the ſaid Statute made in the twenty-eighth Year of King HENRY the eighth, as the Principals of ſuch Piracies and Robberies may and ought to be, and no otherwiſe; and being thereupon attainted, ſhall ſuffer ſuch Pains of Death, Loſſes of Lands, Goods and Chattels, and in like Manner, as the Principals of ſuch Piracies, Robberies and Felonies ought to ſuffer, according to the ſaid Statute of King HENRY the eighth, which is hereby declared to be and continue in full Force; any thing in this preſent Act contained to the contrary notwithſtanding.

Perſons ſetting forth, or aiding or aſſiſting any Pirate, &c.

ſhall be adjudged Acceſſaries.

The like for concealing Pirate, &c.

How Acceſſaries ſhall be tried.

'XI. And foraſmuch as it will alſo conduce to the ſuppreſſing of Robberies on the Sea, if due Encou-'ragement be given, and Rewards allowed, to ſuch Commanders, Maſters, and other Officers, Seamen, 'and Mariners, as ſhall either bravely defend their own Ships, or take, ſeize and deſtroy Pirates, Sea 'Rovers, and Enemies;' Be it further enacted by the Authority aforeſaid, That when any *Engliſh* Ship ſhall have been defended againſt any Pirates, Enemies, or Sea Rovers by Fight, and brought to her deſigned Port, in which Fight any of the Officers or Seamen ſhall have been killed or wounded, it ſhall and may be lawful to and for the Judge of his Majeſty's High Court of Admiralty, or his Surrogate in the Port of *London*, or the Mayor, Bailiff, or Chief Officer in the ſeveral Out Ports of this Kingdom, upon the Petition of the Maſter or Seamen of ſuch Ship, ſo defended as aforeſaid, to call unto him four or more good and ſubſtantial Merchants, and ſuch as are no Adventurers or Owners of the Ship or Goods ſo defended, and have no Manner of Intereſt therein, and by Advice with them to raiſe and levy upon the reſpective Adventurers and Owners of the Ship and Goods ſo defended, by Proceſs out of the ſaid Court, ſuch Sum or Sums of Money as himſelf and the ſaid Merchants, by Plurality of Voices, ſhall determine and judge reaſonable, not exceeding two Pounds *per Centum* of the Freight, and of the Ship and Goods ſo defended, according to the firſt Coſts of the Goods; which Sum or Sums of Money ſo raiſed, ſhall be diſtributed among the Captain, Maſter, Officers, and Seamen of the ſaid Ship, or Widows and Children of the ſlain, according to the Direction of the Judge of the ſaid Court, or his Surrogate in the Port of *London*, or the Mayor, Bailiff or Chief Officer in the ſeveral Out-ports of this Kingdom, with the Approbation of the Merchants aforeſaid, who ſhall proportion the ſame, according to their beſt Judgment, unto the Ships Company as aforeſaid, having ſpecial Regard unto the Widows and Children of ſuch as ſhall have been ſlain in that Service, and ſuch as have been wounded or maimed.

Encouragement for Commanders and Mariners to defend their Ships againſt Pirates, &c.

XII. And

Reward to Diſcoverer of any Combination for running away with Ship, &c.

and how to be paid.

XII. And for the better and more effectual Prevention of Combinations and Confederacies, for the running away with or deſtroying of any Ship, Goods or Merchandizes; be it further enacted by the Authority aforeſaid, That a Reward of ten Pounds for every Ship or Veſſel of one hundred Tuns or under, and fifteen Pounds for every Ship or Veſſel of a greater Burthen, ſhall be paid by the Captain, Commander, or Maſter of every Ship or Veſſel, wherein any ſuch Combination or Confederacy ſhall be ſet on Foot, for the running away with or deſtroying any ſuch Ship, or the Goods and Merchandizes therein laden, to ſuch Perſon as ſhall firſt make a Diſcovery thereof, upon due Proof of ſuch Combination or Confederacy; the ſame to be paid at the Port where the Wages of the Seamen of the ſaid Ship are or ought to be paid, after ſuch Diſcovery and Proof made.

Act to be in Force for ſeven Years.

XIII. Provided alſo, That this Act ſhall be in Force for ſeven Years, and to the End of the next Seſſion of Parliament after the Expiration of the ſaid ſeven Years, and no longer.

'Made perpetual by 6 Geo. 1. c. 19. and enforced by 8 Geo. 1. c. 24.'

Commiſſioners, &c. ſhall have Power to try the aforeſaid Crimes in all the Colonies, &c. in America.

Governors of the ſaid Colonies, &c. to aſſiſt Commiſſioners, &c.

and deliver up Pirates, &c.

XIV. And for the more effectual Proſecution and Puniſhment of Piracies, Felonies and Robberies upon the Sea, and of all other Offences aforementioned; be it declared and enacted by the Authority aforeſaid, That the Commiſſioners appointed or to be appointed by the aforementioned Statute of King HENRY the eighth, or the Commiſſioners for Trial of Pirates appointed by this Act, ſhall, from and after the ſaid nine and twentieth Day of *September* one thouſand ſeven hundred, have the ſole Power and Authority of trying, hearing, and determining the ſaid Crimes and Offences, within all or any of the Colonies and Plantations in *America*, governed by Proprietors, or under Grants or Charters from the Crown, and of bringing the Offenders to condign Puniſhment; and ſhall and may iſſue forth their Warrant or Warrants for the Seizing and apprehending of any Pirates, Felons, or Robbers upon the Sea, or their Confederates or Acceſſaries, being within any of the ſaid Colonies and Plantations, in order to their being brought to Trial within the ſame, or any other Plantation in *America*, according to this Act, or ſent into *England* to be tried there; and that all and every Governor and Governors, Perſon and Perſons in Authority in the ſaid Colonies and Plantations governed by Proprietors, or under Charters as aforeſaid, ſhall aſſiſt the Commiſſioners and their ſubordinate Officers in doing their Duty, and alſo in the Execution of ſuch Warrants aud otherwiſe, and ſhall deliver up to ſuch Commiſſioner or Commiſſioners, Officer or Officers, any Pirates, Felons and Robbers upon the Sea, and their Confederates and Acceſſaries, in order to their being tried or ſent into *England* as aforeſaid; any Letters Patents, Grants or Charters of Government, in and about the ſaid Plantations, or other Uſages heretofore had or made to the contrary notwithſtanding.

Penalty on Governor, &c. not yielding Obedience to this Act.

XV. And be it hereby further declared and enacted, That if any of the Governors in the ſaid Plantations, or any Perſon or Perſons in Authority there, ſhall refuſe to yield Obedience to this Act, ſuch Refuſal is hereby declared to be a Forfeiture of all and every the Charters granted for the Government or Propriety of ſuch Plantation.

How Commiſſions for trying of Offences within the Juriſdiction of the Cinque Ports ſhall be directed, and Inquiſition made.

XVI. Provided always, and be it enacted by the Authority aforeſaid, That whenſoever any Commiſſion for the Trial and Puniſhment of the Offences aforeſaid, or any of them, ſhall be directed or ſent to any Place within the Juriſdiction of the Cinque Ports, that then every ſuch Commiſſion ſhall be directed unto the Lord Warden of the Cinque Ports for the Time being, or to his Lieutenant, and unto ſuch other Perſons as the Lord High Chancellor, or Keeper of the Great Seal of *England* for the Time being, or Commiſſioners for the Cuſtody of the Great Seal, ſhall name and appoint; and likewiſe that every Inquiſition and Trial, to be had by virtue of ſuch Commiſſion ſo directed and ſent to any Place in the ſaid Cinque Ports, ſhall be made and had by the Inhabitants of the ſaid Cinque Ports, or the Members of the ſame; any thing in this Act to the contrary thereof notwithſtanding.

Seamen deſerting Merchant Ships to loſe their Wages.

'XVII. And for the Prevention of Seamen deſerting of Merchants Ships Abroad in Parts beyond the 'Seas, which is the chief Occaſion of their turning Pirates, and of great Detriment to Trade and Navi-'gation in general;' Be it enacted by the Authority aforeſaid, That all ſuch Seamen, Officers or Sailors, who ſhall deſert the Ships or Veſſels wherein they are hired to ſerve for that Voyage, ſhall for ſuch Offence forfeit all ſuch Wages as ſhall be then due to him or them.

Penalty on Maſter, &c. forcing Seaman on Shore, or refuſing to bring him Home. 4 Ann. c. 34. 1 Geo. 1. c. 25.

XVIII. And be it further enacted by the Authority aforeſaid, That in caſe any Maſter of a Merchant Ship or Veſſel ſhall, after the nine and twentieth Day of *September* one thouſand and ſeven hundred, during his being Abroad, force any Man on Shore, or wilfully leave him behind in any of his Majeſty's Plantations, or elſewhere, or ſhall refuſe to bring Home with him again all ſuch of the Men which he carried out with him, as are in a Condition to return, when he ſhall be ready to proceed in his Homeward-bound Voyage, every ſuch Maſter ſhall, being thereof legally convicted, ſuffer three Months Impriſonment without Bail or Mainprize.

9 Geo. 1. c. 8. 6 Geo. 1. c. 19. *and ſee* 8 *Geo.* 1. c. 24. *for the more effectual ſuppreſſing of Piracy.*

CAP. VIII.

'Revived by 1 Annæ, Stat. 2. c. 20. for two Years.'

An Act for the appointing Commiſſioners, to take examine and determine the Debts due to the Army, Navy, and for Tranſport Service, and alſo an Account of the Prizes taken during the late War. EXP.

CAP. IX.

An Act for preventing of frivolous and vexatious Suits in the Principality of *Wales*, and the Counties Palatine.

22 & 23 Car. 2. c. 9. § 130.

'WHEREAS by a Clauſe in an Act made in the twenty-ſecond and twenty-third Years of King CHARLES the Second, intituled, *An Act for laying Impoſitions on Proceedings at Law*, it is enacted

'enacted, That in all Actions of Treſpaſs, Aſſault and Battery, and other perſonal Actions, the Plain-
'tiff in ſuch Actions, in caſe the Jury ſhall find the Damages to be under the Value of forty Shillings,
'ſhall not recover or obtain more Coſts of Suit than the Damages ſo found ſhall amount unto; which
'Clauſe having Reference to an Act made in the forty-third Year of Queen ELIRABETH, for avoiding 43 Eliz. c. 6.
'infinite Numbers of ſmall and trifling Suits commenced in the Courts at *Weſtminſter*, hath been un-
'derſtood to relate only to the ſaid Courts;' Be it therefore enacted by the King's moſt excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That as well the ſaid Clauſe, and all the Powers and Proviſions thereby, or by any other Law now in Force, made for Prevention of frivolous and vexatious Suits in Law commenced in the Courts at *Weſtminſter*, ſhall from and after the firſt Day of *May* which ſhall be in the Year of our Lord one thouſand ſeven hundred, be extended to, and be of the ſame Force and Efficacy in all ſuch Suits, to be commenced or proſecuted in the Court of Great Seſſions for the Principality of *Wales*, the Court of Great Seſſions for the County Palatine of *Cheſter*, the Court of Common Pleas for the County Palatine of *Lancaſter*, and the Court of Pleas for the County Palatine of *Durham*, as fully and as amply, as if the ſaid Courts had been mentioned therein.

Clauſe in 22 & 23 Car. 2. c. 9. to extend to the Courts of Great Seſſions for Wales, Cheſter, &c.

'II. And whereas the holding of Perſons inhabiting within the ſaid Principality of *Wales*, and Coun-
'ties Palatine, to ſpecial Bail in ſmall Actions, is oppreſſive and vexatious to the Subject:' For Remedy whereof, be it further enacted by the Authority aforeſaid, That no Sheriff or other Officer within the ſaid Principality or Counties Palatine, upon any Writ or Proceſs iſſuing out of any of his Majeſty's Courts of Record at *Weſtminſter*, ſhall hold any Perſon to ſpecial Bail, unleſs an Affidavit be firſt made in Writing, and filed in that Court, out of which ſuch Writ or Proceſs is to iſſue, ſignifying the Cauſe of Action, and that the ſame is twenty Pounds and upwards; and where the Cauſe of Action is twenty Pounds and upwards, Bail ſhall not be taken for more than the Sum expreſſed in ſuch Affidavit.

No Sheriff, &c. in Wales, &c. ſhall hold Perſons to ſpecial Bail, unleſs Cauſe of Action be 20l.

CAP. X.

An Act for the more effectual employing the Poor, by encouraging the Manufactures of this Kingdom.

'WHEREAS it is moſt evident, that the Continuance of the Trade to the *Eaſt Indies*, in the ſame
'Manner and Proportions as it hath been for two Years laſt paſt, muſt inevitably be to the great
'Detriment of this Kingdom, by exhauſting the Treaſure thereof, and melting down the Coin, and ta-
'king away the Labour of the People, whereby very many of the Manufacturers of this Nation are be-
'come exceſſively burdenſome and chargeable to their reſpective Pariſhes, and others are thereby com-
'pelled to ſeek for Employment in foreign Parts:' For Remedy whereof, be it enacted by the King's moſt excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the twenty-ninth Day of *September* one thouſand ſeven hundred and one, all wrought Silks, Bengalls, and Stuffs mixed with Silk or Herba, of the Manufacture of *Perſia*, *China*, or *Eaſt India*, and all Calicoes, painted, dyed, printed, or ſtained there, which are or ſhall be imported into this Kingdom, ſhall not be worn, or otherwiſe uſed within this Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, but under ſuch Limitations as are herein after mentioned and expreſſed.

After 29 Sept. 1701. no wrought Silks, &c. of Perſia, China, or India, or Calicoes, &c. ſhall be worn, &c.

II. And for the better effecting the ſame, be it enacted by the Authority aforeſaid, That from and after the ſaid twenty-ninth Day of *September* one thouſand ſeven hundred and one, all ſuch wrought Silks, Bengalls, and Stuffs mixed with Silk or Herba, of the Manufacture of *Perſia*, *China*, or *Eaſt India*, as aforeſaid, and all Callicoes, painted, dyed, printed, or ſtained there, which are or ſhall be imported into this Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, ſhall, after Entry thereof, be forthwith carried and put into ſuch Warehouſe or Warehouſes, as ſhall be for that Purpoſe approved of by the Commiſſioners of his Majeſty's Cuſtoms for the Time being, ſo as none of them ſhall be taken or carried out thence upon any Account whatſoever, other than in order for Exportation, and not until ſufficient Security be firſt given to the King's Majeſty, his Heirs and Succeſſors (which the ſaid Commiſſioners are hereby required and impowered to take) that the ſame and every Part thereof ſhall be exported, and not landed again in any Part of this Kingdom of *England*, Dominion of *Wales*, and Town of *Berwick* upon *Tweed*; which ſaid Securities ſhall be diſcharged without any Fee or Reward, upon Certificate returned under the Common Seal of the Chief Magiſtrate in any Place or Places beyond the Seas, or under the Hands and Seals of two known *Engliſh* Merchants upon the Place, that ſuch Goods were there landed, or upon Proof by credible Perſons that ſuch Goods were taken by Enemies, or periſhed in the Seas; the Examination and Proof thereof being left to the Judgment of the ſaid Commiſſioners; and all ſuch of the aforeſaid Goods, whether the ſame ſhall be mixed, ſewed, or made up together for Sale, with any other Goods or Materials, or otherwiſe, which ſhall be found in any Houſe, Shop, or Warehouſe, or other Place whatſoever (other than in ſuch Warehouſes as ſhall be approved of by the ſaid Commiſſioners, as aforeſaid) ſhall be forfeited, and ſubject and liable to be ſearched for, and ſeized, in like Manner as prohibited and uncuſtomed Goods are, by an Act (intituled, *An Act for preventing Frauds, and regulating Abuſes in his Majeſty's Cuſtoms*) made in the fourteenth Year of the Reign of our late Sovereign Lord King CHARLES the Second; and all ſuch Goods, ſo forfeited as aforeſaid, ſhall, upon Seizure thereof, be carried to the next Cuſtom Houſe, and after Condemnation ſhall be ſold to the beſt Advantage for Exportation, at publick Sale by Candle; the Buyer and Buyers giving Security for the Exportation thereof in Manner as aforeſaid; and one third Part of the Monies to be raiſed by ſuch Sale ſhall be

Such Goods imported after 29 Sept. 1701. after Entry thereof ſhall be put into Warehouſes, and ſhall be exported again, and not landed in England, &c. 'Theſe Securities when to be void, 8 Annæ, c. 13. §. 24.'

Penalty. 14 Car. 2. c. 11.

Goods forfeited to be ſold, &c.

be paid to the King's Majesty, his Heirs and Successors, and the other two third Parts thereof to him, her, or them that shall seize or prosecute for the same; and over and above the Loss of the said Goods the Person or Persons in whose Custody, knowing thereof, the same shall be found or seized, or that shall sell or dispose thereof to any Person or Persons whatsoever, shall forfeit and lose the Sum of two hundred Pounds, one third Part thereof to the King's Majesty, his Heirs and Successors, and the other two third Parts thereof to such Person or Persons that shall sue for the same, to be recovered by Action of Debt, Bill, Plaint, Suit, or Information, in any of his Majesty's Courts of Record at *Westminster*, wherein no Essoin, Protection, or Wager of Law, shall be allowed, or any more than one Imparlance.

Penalty on importing such Goods, otherwise than into the Port of London, and there making Entry thereof.

III. And for preventing all clandestine importing or bringing into this Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, any of the aforesaid Goods hereby prohibited, or intended to be prohibited, from being worn or used in *England*; Be it further enacted by the Authority aforesaid, That if any Person or Persons, or Bodies Corporate, from and after the said twenty-ninth Day of *September* one thousand seven hundred and one, shall import or bring into any Port of or in this Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, other than the Port of *London*, any of the aforesaid prohibited Goods, or into the Port of *London*, and shall not make due Entries of such Goods so imported, or brought in, the same shall be, and is hereby adjudged, deemed, accounted, and taken to be clandestine running thereof, and such Person or Persons, or Bodies Corporate, so offending therein, and their Abettors, shall not only forfeit and lose the said Goods so clandestinely run, as aforesaid, but also the Sum of five hundred Pounds, to be recovered and divided in such Manner as aforesaid.

Proof where Goods were manufactured to lie on the Owner.

IV. And be it further enacted, That if any Question or Doubt shall arise where the said Goods were manufactured, the Proof shall lie upon the Owner or Owners thereof, and not upon the Prosecutor; any Law, Usage, or Custom to the contrary notwithstanding.

Treble Costs.

V. And be it further enacted, by the Authority aforesaid, That if any Action, Bill, Plaint, Suit, or Information, shall be commenced or prosecuted against any Person or Persons, for any Seizure, or other Thing to be made or done in Pursuance, or in Execution of any Thing before in this Act contained, such Person or Persons, so sued in any Court whatsoever, may plead the General Issue, and give this Act and the special Matter in Evidence, for their Excuse or Justification; and if the Plaintiff or Plaintiffs, or Prosecutor or Prosecutors, shall become nonsuit, or forbear Prosecution, or suffer Discontinuance, or if a Verdict pass against him, her, or them, in any such Action, Bill, Plaint, Suit, or Information, as aforesaid, the Defendant or Defendants shall have Treble Costs, for which they shall have the like Remedy, as in any Case where Costs by Law are given to the Defendant.

Warehouse-keepers to enter all Goods brought in or carried out of their Warehouses, &c.

and give Account every six Months to Commissioners of Customs, &c.

Penalty.

VI. And for preventing clandestinely carrying out of the said Warehouses any of the said Goods hereby prohibited, and by this Act intended for Exportation, as aforesaid; Be it further enacted by the Authority aforesaid, That the Warehouse-keeper or Warehouse-keepers shall keep one or more Book or Books, wherein he or they shall fairly enter or write down an exact, particular, and true Account of all and every Chest, Bale, and Number of Pieces therein contained, of such of the aforesaid Goods only, which shall be brought into, and carried out of, his or their said Warehouse or Warehouses, and the Days and Times when the same shall be so brought in and carried out; and shall every six Months in the Year transmit in Writing an exact Account thereof, upon Oath, to the said Commissioners, together with an exact Account how much shall be remaining in his or their said Warehouse or Warehouses respectively; and the said Commissioners are hereby impowered and injoined, within one Month after the same shall be transmitted to them, as aforesaid, to appoint one or more Person or Persons to inspect the said Book or Books, Warehouse or Warehouses, and examine the said Accounts, and to lay a true Account of the same before the Parliament, within the first Week of every Sessions thereof; and if upon Examination it shall appear, that any of the aforesaid Goods were carried out, unless for Exportation, or before sufficient Security given for their Exportation, as aforesaid, that then the Warehouse-keeper or Warehouse-keepers, so offending therein, shall not only forfeit and lose the Value of the said Goods so carried out, as aforesaid, and be for ever disabled from any publick Employment for the future, but shall also forfeit the Sum of five hundred Pounds for every such Offence, to be recovered and divided in Manner as aforesaid.

Not to extend to Apparel, &c.

The Benefit of this Proviso applied by 10 Geo. 1. c. 11. to Furniture made up before 25 Dec. 1722.

VII. Provided always, and it is hereby enacted, That this Act shall not extend to any Silks, Bengals, Stuffs, mixed with Silk or Herba, or painted, dyed, printed, or stained Calicoes manufactured in *Persia*, *China*, or *East India*, which shall have been made up and used in any Sort of Apparel or Furniture, before the said twenty-ninth of *September* one thousand seven hundred and one.

Proprietors of such Goods may affix one Lock to Warehouse, &c.

VIII. Provided, always, and be it further enacted, That it shall and may be lawful to and for the Proprietor or Proprietors of the said Goods so lodged in any Warehouse or Warehouses, as aforesaid, to affix one Lock to every such Warehouse or Warehouses, the Key of which shall remain in the Custody of the said Proprietor or Proprietors; and that he or they may view, sort, or deliver the said Goods, in Order for Exportation, as aforesaid, in the Presence of the said Warehouse-keeper or Warehouse-keepers, who is and are hereby obliged, at seasonable Times, to give Attendance for that Purpose.

Goods imported before 29 Sept. and exported again 3 Years after, Duties on Exportation to be allowed.

IX. Provided also, and be it enacted by the Authority aforesaid, That every Person or Persons, or Bodies Corporate, who shall on or before the said twenty-ninth Day of *September* one thousand seven hundred and one, import into this Kingdom, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, any of the Commodities aforesaid, and shall, within the Space of three Years from such Importation, export the same again, shall be allowed and paid the several Duties payable upon the Exportation thereof, as fully as if the same had been exported within twelve Months after the Importation thereof.

X. And

X. And be it further enacted by the Authority aforeſaid, That from and after the ſaid twenty-ninth Day of *September*, which ſhall be in the Year of our Lord one thouſand ſeven hundred and one, there ſhall be no Cuſtoms or Duties whatſoever paid or ſecured to be paid for any of the ſaid Goods or Commodities, which ſhall be imported at any Time from and after the ſaid twenty-ninth Day of *September* one thouſand ſeven hundred and one, other than and except the Half Subſidy, which is to remain by Law after the Goods are exported; but that all other Cuſtoms and Duties, now chargeable upon or payable for the ſaid Goods, ſhall from that Time ceaſe and determine.

After 29 Sept. no Duties to be paid for ſuch Goods imported, except the Half Subſidy.

CAP. XI.

An Act to repeal an Act made in the ninth Year of his Majeſty's Reign, intituled, *An Act for rendring the Laws more effectual for preventing the Importation of Foreign Bone Lace, Loom Lace, Needle-work, Point and Cut-work*, three Months after the Prohibition of the Woollen Manufactures in *Flanders* ſhall be taken off.

'WHEREAS great Complaints are daily made of the Decay of the Woollen Manufactures in this 'Kingdom, to the Impoveriſhment of many thouſands of poor Families: And whereas by Expe-'rience it is found, that an Act made in the ninth and tenth Years of his now Majeſty's Reign, intitu-'led, *An Act for rendring the Laws more effectual, for preventing the Importation of Foreign Bone Lace, Loom 'Lace, Needle-work, Point and Cut-work*, has been one great Cauſe thereof by being the Occaſion that 'our Woollen Manufactures are prohibited to be imported into *Flanders*:' For Remedy therefore of the Miſchief aforeſaid, be it enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That at the End of three Months, to commence from the Time of taking off the Prohibition of the *Engliſh* Woollen Manufactures in *Flanders*, the ſaid Act, and every Clauſe, Matter, and Thing therein contained, ſhall be and become hereby repealed, determined, and of no Force.

9 & 10 W. 3. c. 9.

Repealed.

CAP. XII.

An Act to puniſh Governors of Plantations in this Kingdom, for Crimes by them committed in the Plantations.

'WHEREAS a due Puniſhment is not provided for ſeveral Crimes and Offences committed out 'of this his Majeſty's Realm of *England*, whereof divers Governors, Lieutenant Governors, De-'puty Governors, or Commanders in Chief of Plantations and Colonies within his Majeſty's Dominions 'beyond the Seas, have taken Advantage, and have not been deterred from oppreſſing his Majeſty's Sub-'jects within their reſpective Governments and Commands, nor from committing ſeveral other great 'Crimes and Offences not deeming themſelves puniſhable for the ſame here, nor accountable for ſuch 'their Crimes and Offences to any Perſon within their reſpective Governments and Commands:' For Remedy whereof be it enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in Parliament aſſembled, and by the Authority of the ſame, That if any Governor, Lieutenant Governor, Deputy Governor, or Commander in Chief of any Plantation or Colony within his Majeſty's Dominions beyond the Seas, ſhall after the firſt Day of *Auguſt* one thouſand ſeven hundred, be guilty of oppreſſing any of his Majeſty's Subjects beyond the Seas, within their reſpective Governments or Commands, or ſhall be guilty of any other Crime or Offence, contrary to the Laws of this Realm, or in force within their reſpective Governments or Commands, ſuch Oppreſſions, Crimes, and Offences, ſhall be enquired of, heard and determined in his Majeſty's Court of King's Bench here in *England*, or before ſuch Commiſſioners, and in ſuch County of this Realm, as ſhall be aſſigned by his Majeſty's Commiſſion, and by good and lawful Men of the ſame County, and that ſuch Puniſhments ſhall be inflicted on ſuch Offenders, as are uſually inflicted for Offences of like Nature committed here in *England*.

25 *Car.* 2. *c.* 7.

Oppreſſion of Governors, &c. of any Colony, &c. beyond Sea, may be tried in England.

CAP. XIII.

An Act for continuing ſeveral Laws therein mentioned; and for explaining the Act, intituled, *An Act to prevent the Exportation of Wooll out of the Kingdoms of* Ireland *and* England *into Foreign Parts, and for the Encouragement of the Woollen Manufactures in the Kingdom of* England.

'WHEREAS divers temporary Laws, which by Experience have been found uſeful and benefi-'cial, are expiring;' Therefore for continuing the ſame, be it enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That an Act made in the Seſſion of Parliament held in the thirteenth and fourteenth Years of the Reign of King CHARLES the ſecond, intituled, *An Act for providing Carriages by Land and by Water, for the Uſe of his Majeſty's Navy and Ordnance*, which was thereby to have Continuance, and be in Force, until the End of the firſt Seſſion of the next Parliament, and no longer; which ſaid Act, being expired, was, by one Act made in the firſt Year of the Reign of the late King JAMES the ſecond, revived, and was enacted to have Continuance during the

13 & 14 Car. 2. c. 20. for providing Carriages. &c. 1 Jac. 2. c. 11.

Space of seven Years, from the four and twentieth Day of *June* in the Year of our Lord one thousand six hundred eighty-five, and from thence to the End of the first Session of Parliament then next ensuing; which said Act was, by an Act made in the fourth and fifth Years of the Reign of his present Majesty, continued during the Space of seven Years, from the thirteenth Day of *February* one thousand six hundred ninety-two, and from thence to the End of the first Session of Parliament then next ensuing, shall be and is hereby continued, and shall be in Force for and during the Space of seven Years, from the nine and twentieth Day of *September* one thousand seven hundred, and from thence to the End of the next Session of Parliament.

4 & 5 W. & M. c. 24.

continued for 7 Years.

II. And be it further enacted by the Authority aforesaid, That an Act made at the Session of Parliament holden in the two and twentieth and three and twentieth Years of the Reign of the said King CHARLES the second, intituled, *An Act to prevent the planting of Tobacco in* England, *and for regulating the Plantation Trade*, which, by an Act made in the first Year of the Reign of the late King JAMES the second, was enacted to have Continuance from the first Day of the then present Session of Parliament for seven Years, and from thence to the End of the next Session of Parliament, which by an Act made in the fourth and fifth Years of the Reign of his present Majesty and the late Queen was continued for the Space of seven Years, from the thirteenth Day of *February* one thousand six hundred ninety-two, and from thence to the End of the next Session of Parliament, shall be and is hereby continued, and shall be in Force for and during the Space of seven Years, from the nine and twentieth Day of *September* one thousand seven hundred, and from thence to the End of the next Session of Parliament.

22 & 23 Car. 2. c. 26. to prevent planting Tobacco in England.
1 Jac. 2. c. 17.
4 & 5 W. & M. c. 24. continued for 7 Years.
Perpetual 5 Geo. 1. c. 11.

III. And be it further enacted by the Authority aforesaid, That an Act made in the nineteenth Year of the Reign of King CHARLES the second, intituled, *An Act for assigning Orders in the Exchequer, without Revocation*, which Act, in the first Year of the Reign of the late King JAMES the second, was enacted to be in Force from the first Day of the then present Session of Parliament, and to continue for seven Years, and from thence to the End of the next Session of Parliament; which said Act was, by an Act made in the fourth and fifth Years of the Reign of his present Majesty and the late Queen, continued for the Space of seven Years, from the thirteenth Day of *February* one thousand six hundred ninety-two, and from thence to the End of the next Session of Parliament, shall be and is hereby continued, and shall be in Force for and during the Space of seven Years, from the nine and twentieth Day of *September* one thousand seven hundred, and from thence to the End of the next Session of Parliament.

19 Car. 2. c. 12. for assigning Orders in the Exchequer, &c.
1 Jac. 2. c. 17.
4 & 5 W. & M. c. 24.
continued for 7 Years. EXP.

'IV. And whereas by an Act made at the Session of Parliament holden in the said two and twentieth and three and twentieth Years of the Reign of the said King CHARLES the second [intituled, *An Act to revive an Act intituled*, An Act to prevent the Disturbance of Seamen and others, and to preserve the Stores belonging to his Majesty's Navy Royal] with some Alterations and Additions, was, by an Act made in the first Year of the Reign of the late King JAMES the second, enacted to be in Force from the first Day of the then present Session of Parliament, for seven Years, and from thence to the End of the first Session of the next Parliament; which said last mentioned Act was, by an Act made in the fourth and fifth Years of the Reign of his present Majesty and the late Queen, continued for the Space of seven Years, from the thirteenth Day of *February* one thousand six hundred ninety-two, and from thence to the End of the next Session of Parliament;' Be it enacted, That the same be continued and be in Force for and during the Space of seven Years, from the nine and twentieth Day of *September* one thousand seven hundred, and from thence to the End of the next Session of Parliament.

22 & 23 Car. 2. c. 23. to prevent Disturbance of Seamen, &c.
1 Jac. 2. c. 17.
4 & 5 W. & M. c. 24.
continued for 7 Years. EXP.

'V. And whereas an Act was made at the said Session of Parliament, held in the two and twentieth and three and twentieth Years of the Reign of the said King CHALES the second, intituled, *An Act to prevent Frauds in the buying and selling of Cattle in* Smithfield, *and elsewhere*, which was thereby to continue in Force from the four and twentieth Day of *June* one thousand six hundred seventy-one, and from thence to the End of the next Session of Parliament: And whereas the said Act, being expired, was afterwards, by an Act made in the first Year of the Reign of the late King JAMES the second, enacted to be in force from the twenty-fourth Day of *June* one thousand six hundred eighty-five, for seven Years, and from thence to the End of the next Session of Parliament; nevertheless it was thereby provided, that neither the said Act, nor any Thing therein contained, should extend to Salesmen or Factors employed by Farmers or Feeders, which said Act, together with the said Proviso, was, by an Act made in the fourth and fifth Years of the Reign of his present Majesty and the late Queen, continued for the Space of seven Years, from the thirteenth Day of *February* one thousand six hundred ninety-two, and from thence unto the End of the next Session of Parliament;' Be it enacted by the Authority aforesaid, That the said Act, together with the said Proviso, shall continue and be in Force for and during the Space of seven Years, from the nine and twentieth Day of *Steptember* one thousand seven hundred, and from thence to the End of the next Session of Parliament. EXP.

22 & 23 Car. 2. c. 19. to prevent Frauds in buying and selling of Cattle.
1 Jac. 2. c. 17. EXP.
4 & 5 W. & M. 3. c. 24.
continued for 7 Years.
continued for 7 Years.

'VI. And whereas an Act made in the thirteenth and fourteenth Years of the Reign of King CHARLES the second, intituled, *An Act for the better Relief of the Poor of this Kingdom*, was enacted to have Continuance (except what related to the Corporations therein mentioned, and thereby constituted) until the nine and twentieth Day of *May* one thousand six hundred and sixty-five, and from thence to the End of the first Session of the next Parliament; which said Act, by an Act made in the first Year of the Reign of the late King JAMES the second (except as to what related to the Corporations therein mentioned, and thereby constituted) was enacted to be in Force from the first Day of *May* one thousand six hundred eighty-five, and so to continue for the Space of seven Years, and from thence to the End of the next Session of Parliament: And whereas by an Act made in the third and fourth Years of the Reign of his present Majesty and the late Queen, the said last mentioned Act (as to what therein related to the Settlement of the Poor) was enacted to be in Force from the first Day of *March* one thousand six hun-

13 & 14 Car. 2. c. 12 for better Relief of the Poor.
1 Jac. 2. c. 17.
3 & 4 W. & M. c. 11.

'dred

'dred ninety-one; but no Proviſion was thereby made for continuing of divers other Parts of the ſaid 'Act; which ſaid Act, for the better Relief of the Poor of this Kingdom, as to all Parts thereof, not 'mentioned and continued in and by the ſaid Act, made in the third and fourth Years of the Reign of 'his preſent Majeſty and the late Queen (other than and except what relates to the Corporations men- Exception.
'tioned in the ſaid Act for the better Relief of the Poor of this Kingdom, and thereby conſtituted) was, 'by an Act made in the fourth and fifth Years of the Reign of his preſent Majeſty and the late Queen, 4 & 5 W. & M. c. 24.
'continued for the Space of ſeven Years, from the thirtieth Day of *February* one thouſand ſix hundred 'ninety-two, and from thence to the End of the next Seſſion of Parliament;' Be it enacted by the Authority aforeſaid, That the ſaid Act for the better Relief of the Poor of this Kingdom, as to all Parts thereof which were continued by the ſaid Act made in the fourth and fifth Years of the Reign of his pre- continued for 7 Years.
ſent Majeſty and the late Queen, ſhall be continued and be in force for and during the Space of ſeven 'Made perpetual 12 Ann. ſt. 1. c. 18.'
Years, from the nine and twentieth Day of *September* one thouſand ſeven hundred, and from thence to the End of the next Seſſion of Parliament.

VII. And be it enacted by the Authority aforeſaid, That an Act made in the eighth and ninth Years of 8 & 9 W. 3. c. 32. to reſtrain the Number of Brokers and Stock Jobbers, continued for 7 Years. EXP.
his preſent Majeſty's Reign, intituled, *An Act to reſtrain the Number and Practice of Brokers and Stock Jobbers*, which was enacted to continue from the firſt Day of *May* one thouſand ſix hundred ninety-ſeven, for the Space of three Years, and from thence to the End of the next Seſſion of Parliament, ſhall be continued and be in Force for and during the Space of ſeven Years, from the nine and twentieth Day of *September* one thouſand ſeven hundred, and from thence to the End of the next Seſſion of Parliament.

'VIII. And whereas by an Act made in the ſixth and ſeventh Years of his preſent Majeſty's Reign, 6 & 7 W. 3. c. 18.
'intituled, *An Act for granting to his Majeſty certain Duties upon Glaſs Wares, Stone and Earthen Bottles, 'Coals and Culm, for carrying on the War againſt* France, reciting, that the Impoſition upon Coals exported 'to foreign Parts was ſo great, that it was almoſt a Prohibition, to the great Diminution of his Majeſty's 'Cuſtoms, the leſſening of the *Engliſh* Navigation and the Exportation of Coals beyond the Seas: For 'Remedy whereof it was thereby enacted, That all Coals exported beyond the Seas in foreign Bottoms 'ſhould, during the Continuance of the ſaid Act, only pay ten Shillings the Chaldron, and in *Engliſh* 'Bottoms only three Shillings the Chaldron; which Part of the ſaid Act will determine on or about the Duty on Coals exported, continued for 7 Years.
'twenty-ninth Day of *September* in the Year of our Lord one thouſand ſeven hundred, if timely Care be 'not taken for continuing of the ſame, which hath been found very beneficial and uſeful to the Publick, 'and fully to have anſwered the good End and Intent of the ſaid Act of Parliament;' Be it therefore 'Enlarged as to the Duty on Coals exported in foreign Bottoms, and further continued by 9 Annæ, c. 6. §. 5.'
enacted by the Authority aforeſaid, That all Coals exported beyond the Seas in foreign Bottoms ſhall, from and after the ſaid nine and twentieth Day of *September* in the Year of our Lord one thouſand ſeven hundred, for and during the Space of ſeven Years, and from thence to the End of the next Seſſion of Parliament, only pay ten Shillings the Chaldron, and in *Engliſh* Bottoms only three Shillings the Chaldron; any Law to the contrary notwithſtanding.

'IX. And whereas by an Act made in the tenth and eleventh Years of his Majeſty's Reign, intituled, *An 'Act to prevent the Exportation of Wooll out of the Kingdoms of* Ireland *and* England *into foreign Parts, and 'for the Encouragement of the Woollen Manufactures in the Kingdom of* England, it is enacted and declared, 'That no Wooll, Woollfells, Shortlings, Mortlings, Wooll-flocks, Worſted Bays, or Woollen Yarn, Clauſe in 10 & 11 W. 3. c. 10. concerning Wooll, Woollfells, &c. exported from Ireland, &c.
'Cloth, Serge, Bays, Kerſeys, Says, Frizes, Druggets, Cloth Serges, Shalloons, or any other Dra- 'pery, Stuffs, or Woollen Manufactures whatſoever, made up or mixed with Wooll or Wooll-flocks, 'ſhall be exported, tranſported, ſhipped off, carried, or conveyed out of or from the ſaid Kingdom of 'Ireland into any foreign Realm, States, or Dominions, or into any Parts or Place whatſoever, other 'than the Parts within the Kingdom of *England*, or the Dominion of *Wales*, under ſeveral Penalties and 'Forfeitures in the ſaid Act mentioned: And whereas ſeveral Diſputes have ariſen concerning the true 'Intent and Meaning thereof;' Be it therefore enacted and declared by the Authority aforeſaid, That nei- not to extend to Wooll-fells, &c. for Gunners Stores, &c. or for Cloth, &c. for any one Mariner's Clothes, &c. not exceeding 40 s.
ther the ſaid Act, nor any thing therein contained, ſhall be conſtrued to extend to ſubject any Perſon or Perſons, or any Ship or Veſſel, to any of the Pains, Penalties, or Forfeitures in the ſaid Act contained, for or touching ſuch Wooll-fells, Shortlings, or Mortlings, as ſhall be neceſſary for the Uſe of the Gunner or Boatſwain's Stores for the Ship or Veſſel only, and as for ſo much Cloth, Serge, Bays, Kerſeys, Says, Frizes, Druggets, Cloth Serges, Shalloons, or other Draperies, Stuffs, or other Manufac- 'tures, as ſhall be for the proper Uſe for Clothes only of any Mariner or Paſſenger, for his or her wear- 'ing Apparel or Furniture on Board ſuch Ship in the Voyage, and ſhall not exceed in the whole, for any one Mariner or Paſſenger, the Value of forty Shillings; any thing in the ſaid Act to the contrary notwithſtanding. 'This Act made perpetual by 3 Geo. 1. c. 7. but the laſt Clauſe is repealed by 5 Geo. 2. c. 21. §. 6.'

CAP. XIV.

An Act for raiſing the Militia for the Year one thouſand ſeven hundred, although the Month's Pay formerly advanced be not repaid. EXP.

CAP. XV.

An Act for the aſcertaining the Meaſures for retailing Ale and Beer.

'WHEREAS by the Laws and Statutes of this Realm all Inn-keepers, Alehouſe-keepers, and 'Victuallers, ought to utter and ſell their Ale and Beer by the Ale Quart, according to the 'Standard thereof, remaining in the Cuſtody of the Chamberlains of his Majeſty's Exchequer; the neg- 'lecting the Obſervance whereof, and ſelling and retailing their Ale and Beer in uncertain Meaſures,

'much leſs than the ſaid Standard, is found to be of evil Conſequence in hindring the Conſumption of 'malted Corn, and leſſening his Majeſty's Revenues of Exciſe, and a great Wrong and Prejudice to 'wayfaring Men, Travellers, Manufacturers, Labourers and others, and alſo to ſuch poor People whoſe 'Neceſſities force them to buy Ale and Beer from them:' For remedying whereof may it pleaſe your moſt gracious Majeſty that it may be enacted, and be it enacted by the King's moſt excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by Authority of the ſame, That from and after the four and twentieth Day of *June* one thouſand ſeven hundred, all Inn-keepers, Alehouſe-keepers, Sutlers, Victuallers, and other Retailers of Ale or Beer, and every Perſon and Perſons keeping any Publick-houſe, and retailing and ſelling Ale or Beer in any City, Town Corporate, Borough, Market Town, Village, Hamlet, Pariſh, Part, or Place whatſoever, within the Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, ſhall retail, utter, and ſell their Ale and Beer, in and from their reſpective Houſes, by a full Ale Quart or Ale Pint, according to the ſaid Standard, or in Proportion thereunto, in a Veſſel made of Wood, Earth, Glaſs, Horn, Leather, Pewter, or of ſome other good and wholſome Metal, made, ſized, and equalled unto the ſaid Standard, and ſigned, ſtamped, or marked to be of the Content of the ſaid Ale Quart or Ale Pint, according to the ſaid Standard, either from the ſaid Exchequer, or from the City of *London*, or from ſome City, Town Corporate, Borough, or Market Town, where a Standard Ale Quart or Ale Pint, made from the ſaid Standard, ſhall be kept for that Purpoſe, and ſhall not retail and utter any Ale or Beer to any Perſon or Perſons in any other Veſſel not ſigned and marked as aforeſaid, on Pain to forfeit a Sum not exceeding forty Shillings, nor leſs than ten Shillings, for every ſuch Offence, to be recovered as herein after is provided.

All Retailers of Ale and Beer to ſell the ſame by Standard Meaſure,

in Veſſels of Wood, Earth, &c. marked according to the Standard.

Penalty on Retailer ſelling Ale or Beer in Veſſels not marked.

II. And be it further enacted by the Authority aforeſaid, That if any Inn-keeper, Alehouſe-keeper, Victualler, Sutler, or other Retailer aforeſaid, ſhall from and after the nine and twentieth Day of *September* one thouſand ſeven hundred, retail, utter, or ſell any Ale or Beer in any Veſſel not ſigned, ſtamped or marked as aforeſaid, to any Traveller, or other Perſon or Perſons, or if in giving any Account or Reckoning in Writing or otherwiſe, ſuch Inn-keeper, Alehouſe-keeper, or other Retailer as aforeſaid, ſhall refuſe or deny to give in the particular Number of Quarts or Pints of Ale or Beer, for which Demand is made in ſuch Account, it ſhall not be lawful for any ſuch Inn-keeper, Alehouſe-keeper, or other Retailer as aforeſaid, for Default of Payment of ſuch Reckoning, to detain any Goods, or other thing or things belonging to the Perſon or Perſons from whom ſuch Reckoning ſhall be due, but ſhall be left to his Action at Law for the ſame; any Cuſtom or Uſage to the contrary in any wiſe notwithſtanding.

Collectors of the Exciſe to provide Ale Quarts, and Ale Pints of Braſs Standard Meaſure, for the Mayor, &c. of each City, &c. in their Diviſion, where no ſuch is already, &c.

III. And for the better Execution of this Act, and to the Intent that Veſſels containing the ſaid Ale Quart and Ale Pint reſpectively, may be from time to time ſized and equalled according to the ſaid Standard, and ſigned, ſtamped and marked as aforeſaid, by the Mayor or other chief Officer of each City, Town Corporate, Borough, and Market Town in *England*, *Wales*, and Town of *Berwick* upon *Tweed*, for all Inn-keepers, Alehouſe-keepers, Victuallers, and other Retailers as aforeſaid, procuring and deſiring the ſame; Be it further enacted by the Authority aforeſaid, That the Sub-Commiſſioners or Collectors of his Majeſty's Revenues of Exciſe, within their reſpective Circuits or Diviſions, ſhall forthwith provide and procure a ſubſtantial Ale Quart and Ale Pint, according to the Standard of the Meaſures aforeſaid remaining in the ſaid Exchequer, of Braſs, to be made, ſealed and certified from the ſaid Chamberlains of the ſaid Exchequer, without any Fee or Reward, for the Mayor or chief Officer in each City, Town Corporate, Borough, and Market Town within his ſaid Diviſion, in which there is not already a Braſs Standard Ale Quart and Ale Pint, made and certified either from the ſaid Exchequer, or from the Lord Mayor of the City of *London*, in the Cuſtody or Power of ſuch Mayor or chief Officer, and ſhall, on or before the ſaid four and twentieth Day of *June*, cauſe the ſame to be delivered unto the Mayor or other chief Officer in every City, Town Corporate, Borough, and Market Town within his ſaid Diviſion (which chief Officer is hereby required to give a Receipt for the ſame; and the ſaid Standard Meaſures ſhall be delivered to every ſucceeding Officer) in which there is not already ſuch Braſs Standard Ale Quart and Ale Pint as aforeſaid, to be by them reſpectively ſafely kept for the Purpoſes aforeſaid; on Pain that each Sub-Commiſſioner or Collector, for every Default herein, ſhall forfeit the Sum of five Pounds, to be recovered as aforeſaid.

Penalty on Collector making Default.

Collector to charge the ſaid Meaſures in his Accounts, and be allowed the ſame.

IV. And it is hereby further enacted and declared by the Authority aforeſaid, That it ſhall and may be lawful to and for the ſaid Sub-Commiſſioners or Collectors of Exciſe reſpectively, to deduct and detain their reſpective reaſonable Charges and Expences in the procuring, providing and delivering of ſuch Braſs Ale Quarts and Ale Pints to each Mayor or other chief Officer within his ſaid Diviſion as aforeſaid, and to inſert the ſame in his next Account to be made or given to the Commiſſioners of his Majeſty's Revenues of Exciſe, who are hereby authorized and directed to allow of the ſame accordingly.

Mayor, &c. to cauſe all Meaſures ſized with ſuch Standard, to be marked,

and provide Stamps.

One Farthing a Meaſure to be paid for ſtamping.

V. And be it further enacted by the Authority aforeſaid, That every Mayor or chief Officer of each City, Town Corporate, Borough or Market Town for the time being, from and after the ſaid four and and twentieth Day of *June*, ſhall from time to time, on Requeſt to him or them reſpectively made, cauſe or procure all ſuch Ale Quarts and Ale Pints made of Wood, Earth, Glaſs, Horn, Leather, Pewter, or other good and wholſome Metal, as ſhall be brought to him or them reſpectively, to be meaſured, compared, ſized and equalled with ſuch Standard Ale Quart and Ale Pint in their Cuſtodies; and ſhall then cauſe the ſame, and every of them, to be plainly and apparently ſigned, ſtamped, and marked with *W. R.* and a Crown, teſtifying that ſuch Ale Quarts and Ale Pints reſpectively have been ſo meaſured, compared, ſized, and equalled with ſuch their Standard as aforeſaid; which Stamps or Marks the ſaid Mayor or

Penalty on Mayor, &c. 'The Univerſity Privileges are provided for by 12 & 13 W. 3. c. 11. §. 19.'

chief

chief Officer are hereby reſpectively required to provide, and for which their ſtamping or marking they ſhall not demand or receive above one Farthing for each Meaſure; and in caſe any ſuch Mayor, or other chief Officer, as aforeſaid, ſhall neglect or refuſe to perform and execute his Duty herein, according to the true Intent and Meaning of this Act, he ſhall forfeit the Sum of five Pounds, to be recovered as aforeſaid, and ſhall alſo render to the Party thereby grieved his treble Damages, together with Coſts of Suit, to be ſued for and recovered in any of his Majeſty's Courts of Record, in which Suit there ſhall be no Protection, Wager of Law, or other Delay, other than one Imparlance.

How Forfeitures ſhall be divided.

VI. And be it further enacted by the Authority aforeſaid, That all Penalties and Forfeitures by this Act impoſed or inflicted ſhall be divided, one half Part thereof to the Uſe of the Poor of the Pariſh where ſuch Forfeiture ſhall be made or committed, and the other Part to him or them that ſhall proſecute or ſue for the ſame, to be recovered by the Oath of one or more credible Witneſs, made before one or more Juſtice or Juſtices of the Peace of the County, City, or Place, where ſuch Offence ſhall be committed, who are hereby required and impowered to adminiſter an Oath to that Purpoſe, ſuch Perſon being proſecuted for ſuch Offence within thirty Days next after ſuch Offence committed; and the ſaid Juſtice or Juſtices are hereby reſpectively authorized to hear and determine the ſame, and to cauſe the Penalty to be levied (by Warrant under his or their Hands and Seals) upon the Goods and Chattels of the Offender, rendring to the Party the Overplus, if any ſhall be, deducting thereout the reaſonable Charges.

Act not to ſubject Retailers to Penalty for Drink ſold out of their Houſes, ſo it be meaſured by the Standard.

VII. Provided always, and be it further enacted by the Authority aforeſaid, That nothing in this Act contained ſhall extend or be conſtrued to extend to ſubject any Perſon or Perſons to the Penalties in this Act contained, or any of them, ſo as all ſuch Beer or Ale as ſhall be retailed, uttered, or ſold by ſuch Perſon or Perſons, to be ſpent out of the Houſe of ſuch Perſon or Perſons, be meaſured out by the Standard, according to the true Intent and Meaning of this Act, although ſuch Drink be carried away in any other Veſſel, or of any other Quantity or Quality than the Ale Quart before mentioned.

Action to be laid in the County where Fact is.

VIII. Provided always, and be it further enacted by the Authority aforeſaid, That if any Action or Suit ſhall be brought and proſecuted by any Perſon or Perſons againſt any Juſtice of the Peace, or other Perſon or Perſons imployed by them, or any of them, in the Execution of this Act, for any Matter, Cauſe, or Thing by them, or either of them, done, committed, or executed, by Virtue or Reaſon of this Act, or any Clauſe or Article therein contained, that then, and in every ſuch Caſe, the Action ſhall be laid in the proper County where the Fact was done and committed, and not elſewhere; and the Defendant and Defendants may plead the General Iſſue, and give this Act and the ſpecial Matter in Evidence at the Trial, that the ſame was done in Purſuance and by Authority of this Act; and if upon ſuch Action or Actions Verdict be given for the Defendant or Defendants, or the Plaintiff become nonſuit, or diſcontinue his Action, then the Defendant or Defendants ſhall have treble Coſts, which he or they ſhall ſuſtain, or be put unto, by reaſon of his or their wrongful Vexation in Defence of the ſaid Action or Suit.

General Iſſue.

Treble Coſts.

Juſtices at the Seſſions to give this Act in Charge.

IX. And be it further enacted by the Authority aforeſaid, That the Juſtices of the Peace within the ſeveral Counties and Cities of this Kingdom are hereby required, at their reſpective General Quarter-Seſſions, to give the Matters contained in this Act in Charge to the Grand Juries of the reſpective Counties and Cities within this Kingdom.

Act not to extend to Colleges, &c.

X. Provided, and it is hereby declared and enacted, That nothing in this Act contained ſhall extend or be conſtrued to extend to any Colleges or Halls in either of the Univerſities of this Kingdom; any Thing in this Act contained to the contrary in any wiſe notwithſtanding.

CAP. XVI.

An Act for the better aſcertaining the Tithes of Hemp and Flax.

27 *H.* 8. *c.* 20. 3 W. & M. *c.* 3.

'WHEREAS an Act made in the third Year of the Reign of his Majeſty and the late Queen, intituled, *An Act for the better aſcertaining the Tithes of Hemp and Flax*, was made to continue but for ſeven Years, and to the End of the next Seſſion of Parliament after ſuch Term ended, and is now expired: And whereas the ſaid Act hath by Experience been found very uſeful and neceſſary;' Be it therefore enacted by the King's moſt excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the five and twentieth Day of *March* which ſhall be in the Year of our Lord one thouſand ſeven hundred, all and every Perſon or Perſons, who ſhall ſow or cauſe to be ſown any Hemp or Flax in any Pariſh or Place in the Kingdom of *England*, Dominion of *Wales*, and Town of *Berwick* upon *Tweed*, ſhall pay or cauſe to be paid to every Parſon, Vicar, or impropriator of any ſuch Pariſh or Place, yearly and every Year, the Sum of five Shillings, and no more, for each Acre of Hemp and Flax ſo ſown, before the ſame be carried off the Ground, and ſo proportionably for more or leſs Ground ſo ſown; for the Recovery of which Sum or Sums of Money, the Parſon, Vicar, or Impropriator, ſhall have the common and uſual Remedy allowed of by the Laws of the Land.

Ground ſown with Flax or Hemp, to pay 5 s. per Acre.

Lands diſcharged by Modus Decimandi not to be charged.

II. Provided, That this Act, or any Thing therein contained, ſhall not extend to charge any Lands diſcharged by any *Modus Decimandi*, ancient Compoſition, or otherwiſe diſcharged of Tithes by Law.

Not to alter Payment of Tithes for Ground ſown with Hemp or Flax between 2 Feb. 1684. and 2 Feb. 1691.

III. Provided always, That nothing herein contained ſhall extend, or be conſtrued to extend to make any Alteration in the Right or Manner of Payment of Tithes of Flax and Hemp to any Eccleſiaſtical Perſon, Incumbent of any Parſonage, Vicarage, or Curacy, or to any Impropriator or Body Corporate, having

ving or holding any Impropriation, for ſuch Ground as hath at any Time ſince the ſecond Day of *February* one thouſand ſix hundred eighty-four, and before the ſecond Day of *February* one thouſand ſix hundred ninety-one, been ſown with Flax or Hemp, and paid Tithe in Kind to ſuch Incumbent, Impropriator, or Body Corporate reſpectively, but that the ſame ſhall continue and be payable and paid, as fully and in ſuch Manner as formerly; any Thing in this Act to the contrary notwithſtanding.

Act to continue ſeven Years.

IV. Provided, That this Law ſhall continue in Force for ſeven Years, to be accounted from the ſaid five and twentieth Day of *March*, and from thence to the End of the next Seſſions of Parliament, and no longer. [Made perpetual by 1 Geo. 1. ſtat. 2. cap. 26. ſect. 2.]

CAP. XVII.

EXP. 7 W. 3. c. 27. 25 Car. 2. c. 2. 1 W. & M. ſt. 1. c. 8.

An Act to prevent Diſputes that may ariſe by Officers and Members of Corporations, having neglected to ſign the Aſſociation, and taking the Oaths in due Time. Members of Corporations, who ſubſcribed the Aſſociation, though not according to the Act 7 W. 3. ſhall be indemnified, *&c.* Officers, *&c.* who have or ſhall take the Oaths, *&c.* before 1 *Auguſt* 1700. indemnified againſt all Incapacities, *&c.* Officer, *&c.* removed for ſuch Neglect, not to be reſtored, if another be elected.

CAP. XVIII.

EXP. 'Continued for 3 Years longer by 1 Annæ, ſtat. 2 c. 13.' 'Enforced by 5 Annæ, c. 32. §. 5.'

An Act for the more effectual Puniſhment of Vagrants, and ſending them whither by Law they ought to be ſent. Vagabond, *&c.* brought to Conſtable with a Paſs, *&c.* ſhall be taken before a Juſtice, and examined, and be either puniſhed, or conveyed away, *&c.* Juſtice to give Conſtable a Certificate thereof. And tax on the Back of Certificate an Allowance for his Trouble, *&c.* to be paid out of the Gaol Money, *&c.* Inhabitants not to be charged for conveying Vagabonds, *&c.* Act to continue three Years. Diviſions, *&c.* in Counties to be deemed Counties as to this Act, *&c.* Juſtices to act in ſuch Diviſions as in Counties. A Clauſe in 9 & 10 W. 3. c. 47. (a private Act) for erecting Workhouſes, *&c.* in *Kingſton* upon *Hull* repealed.

CAP. XIX.

An Act to enable Juſtices of Peace to build and repair Gaols in their reſpective Counties.

Continued by 10 *Ann. c.* 14. *which is* 'made perpetual 6 Geo. 1. c. 19.'

'WHEREAS for want of due Repair, ſeveral Gaols and Priſons within this Realm are become prejudicial to the Health of Priſoners, and inſufficient for the ſafe Cuſtody of them;' Be it therefore enacted by the King's moſt excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That it ſhall and may be lawful for the Juſtices of the Peace, or the greater Number of them, within the Limits of their Commiſſions, upon Preſentment of the Grand Jury or Grand Juries, at the Aſſize, Great Seſſions, and general Gaol Delivery held for the ſaid County, of the Inſufficiency or Inconvenience of their Gaol or Priſon, to conclude and agree upon ſuch Sum or Sums of Money, as upon Examination of able and ſufficient Workmen ſhall be thought neceſſary for the building, finiſhing, or repairing a publick Gaol or Gaols belonging to the Shire or County whereof they are Juſtices of the Peace; and by Warrant under their Hands and Seals, or under the Hands and Seals of the greater Number of them, by equal Proportion to diſtribute and charge the Sum or Sums of Money to be levied for the Uſes aforeſaid, upon the ſeveral Hundreds, Lathes, Wapentakes, Rapes, Wards, or other Diviſions of the ſaid County; and the Juſtices of the Peace are hereby authorized and impowered at the General Quarter-Seſſions held for the reſpective Diviſion of the ſaid County, to direct their Warrants or Precepts to High Conſtables, Petty Conſtables, Bailiffs, or other Officer or Officers, as they in their Diſcretion ſhall think moſt convenient, for levying and collecting the ſame.

Juſtices of Peace on Preſentment of the Grand Jury, &c. of the Inſufficiency, &c. of any Gaol, &c. may agree on a Sum for building or repairing a publick Gaol, and may charge the Sums to be levied on the ſeveral Hundreds, &c. of the County,

If Perſons refuſe to pay the Aſſeſſment,

II. And be it further enacted and declared, That if any Perſon or Perſons ſhall refuſe or neglect to pay his or their Aſſeſſment, by the Space of four Days after Demand thereof by the proper Officer appointed to collect the ſame, or ſhall convey away his or their Goods or Eſtate, whereby the Sum or Sums of Money ſo aſſeſſed cannot be levied, then it ſhall and may be lawful to and for the ſaid Collectors, by Warrants from any one of the Juſtices of the Peace preſent at the ſaid General Quarter-Seſſions, as aforeſaid, to levy the Sum ſo aſſeſſed by Diſtreſs and Sale of the Goods and Chattels of ſuch Perſons ſo refuſing or neglecting to pay, and the Goods and Chattels then and there found, and the Diſtreſs ſo taken, to keep by the Space of four Days at the Coſts and Charges of the Owner thereof; and if the ſaid Owner do not pay the Sum or Sums of Money ſo rated or aſſeſſed, within the Space of the ſaid four Days, then the ſaid Diſtreſs to be appraiſed by two or more of the Inhabitants, where the ſame ſhall be taken, or other ſufficient Perſons, and to be ſold by the Collector for Payment of the ſaid Money, and the Overplus of ſuch Sale (if any be) over and above the Sum ſo aſſeſſed, and Charges of taking and keeping of the Diſtreſs, to be immediately returned to the Owner thereof; and the ſaid Juſtices of the Peace are hereby authorized and impowered, under their Hands and Seals, or under the Hands and Seals of the greater Number of them, to conſtitute and appoint one or more ſufficient Perſon or Perſons to be Receiver of the Money ſo aſſeſſed; the ſaid Receiver firſt giving Security to be accountable, when thereunto required, for all Sums of Money received or diſburſed by him in purſuance of ſuch Order as he ſhall have received, under the Hands and Seals of the Juſtices of the Peace, or the greater Number of them; and if the ſaid Receiver or Receivers, High Conſtable, Petty Conſtable, or other Officers, ſhall, by the Space of four Days after Demand, refuſe to account for all Sums of Money received by them, in purſuance of this Act, then it ſhall and may be lawful for the Juſtices of the Peace, or the greater Number

Collector may levy the ſame by Diſtreſs.

Juſtices to appoint a Receiver, who ſhall give Security,

Penalty on Receiver, Collector, &c. refuſing to account,

Number of them, to commit him or them to Priſon, there to remain without Bail or Mainprize, until he or they ſhall have made a true Account, ſatisfied, or paid ſuch Sum or Sums of Money, as ſhall appear to remain in his or their Hands; and the Receipt of ſuch Receiver ſhall be a ſufficient Diſcharge to all High Conſtables, Petty Conſtables, or other Officer or Officers paying their Proportion of ſuch Aſſeſſments; and the Diſcharge under the Hands and Seals of the Juſtices of the Peace, or the greater Number of them, at the Aſſize, Great Seſſions, and General Gaol Delivery, to ſuch their Receivers, ſhall be deemed and allowed as a good and ſufficient Releaſe, Acquittance, or Diſcharge in any Court of Law or Equity, to all Intents and Purpoſes whatever; and the ſaid Juſtices of the Peace are hereby authorized and impowered to covenant, contract, and agree with any Perſon or Perſons, for the well and ſufficient building, finiſhing, or repairing of the ſaid Gaol or Gaols. Receiver's Receipt a Diſcharge to Collectors.

III. And be it further enacted by the Authority aforeſaid, That all Murderers and Felons ſhall be impriſoned in the ſaid Common Gaol, and not elſewhere, and that the Sheriff ſhall have the keeping of the ſaid Gaols. Murderers and Felons to be kept in the Common Gaols.

IV. Provided always, That this Act be not in any wiſe hurtful or prejudicial to any Perſon or Perſons, having any Common Gaol by Inheritance for Term of Life, or for Years, but that they ſhall have and enjoy the ſaid Gaols, and the Profits, Fees, and Commodities of the ſame, as they had or might lawfully have had before making this Act, and as if this Act never had been made. Act not to prejudice Gaols held by Inheritance, &c.

V. Provided, That this Act ſhall not extend to charge any Perſon inhabiting in any Liberty, City, Town, or Borough Corporate, which have Common Gaols for Felons taken in the ſame, and Commiſſions of Aſſize, or Gaol-delivery of ſuch Felons, for any Aſſeſſment to the making the Common Gaol or Gaols of the reſpective Shire or County. Inhabitants in any Liberty, &c. who have a Common Gaol, not chargeable.

VI. And be it further enacted by the Authority aforeſaid, That if any Action, Plaint, Suit, or Information ſhall be commenced or proſecuted againſt any Perſon or Perſons, for what he or they ſhall do in Purſuance or in Execution of this Act, ſuch Perſon or Perſons ſo ſued in any Court whatever, ſhall and may plead the General Iſſue, Not guilty, and upon any Iſſue joined may give this Act and the ſpecial Matter in Evidence; and if the Plaintiff or Proſecutor ſhall become nonſuit, or forbear further Proſecution, or ſuffer a Diſcontinuance, or if a Verdict paſs againſt him, the Defendants ſhall recover their Treble Coſts, for which they ſhall have the like Remedy, as in any caſe when Coſts by the Law are given to Defendants. General Iſſue. Treble Coſts.

VII. And be it further enacted, That where any Priſons or Gaols belonging to any County of this Realm, or the Dominion of *Wales*, are ſituate upon any Lands or Hereditaments of or belonging to the King's Majeſty in Right of the Crown, that the ſaid Lands and Hereditaments, with their and every of their Appurtenances, ſhall not at any Time be alienated from the Crown, but remain and be for the publick Service and Benefit of the County. If Gaols be ſituate on the Crown Lands, ſuch Lands ſhall not be alienable.

VIII. Provided always, and it is hereby enacted, That it ſhall not be lawful for any Collector or other Officer to enter into the Manſion-houſe of any Peer or Peereſs of this Realm, to diſtrain for the Duties aforeſaid. No Officer to enter into Peer's Houſe to diſtrain, &c.

IX. Provided, That this Act ſhall continue and be in Force for the Space of ten Years, and from thence to the End of the next Seſſion of Parliament, and no longer. [Made perpetual by 6 Geo. 1. cap. 19. ſect. 1.] Act to continue 10 Years. 1 Geo. 1. c. 26. *Farther Proviſions concerning Priſons, &c.* 1 *Ann. Stat.* 2. *c.* 6. 5 *Ann. c.* 9. 9 *Geo.* 1. *c.* 28. 11 *Geo.* 1. *c.* 22. 11 *Geo.* 2. *c.* 20. 16 *Geo.* 2. *c.* 31. 27 *Geo.* 2. *c.* 3 & 17. *and* 32 *Geo.* 2. *c.* 28.

CAP. XX.

An Act for taking away the Duties upon the Woollen Manufactures, Corn, Grain, Bread, Biſcuit, and Meal exported.

'WHEREAS certain Subſidies or Duties, which were payable upon the Exportation of the Woollen Manufactures, as well of the old as the new Draperies, by the Act of Tunnage and Poundage, made in the twelfth Year of the Reign of King CHARLES the ſecond, and by the Book of Rates thereunto annexed (except ſuch Part thereof as hath been taken away by an Act made in the five and twentieth Year of the Reign of the ſaid late King CHARLES the ſecond, intituled, *An Act for taking off Aliens Duties upon Commodities of the Growth, Product, and Manufacture of the Nation*) are, by an Act of Parliament, made and paſſed in the eighth Year of his now Majeſty's Reign, intituled, *An Act for making good the Deficiences of ſeveral Funds therein mentioned, and for enlarging the Capital Stock of the Bank of* England; *and for raiſing the publick Credit*, granted to continue until the firſt Day of *Auguſt*, which ſhall be in the Year of our Lord one thouſand ſeven hundred and ſix: And whereas by an Act of Parliament, which was made in the fourteenth Year of the Reign of the ſaid late King CHARLES the ſecond, intituled, *An Act for preventing Frauds, and regulating Abuſes, in his Majeſty's Cuſtoms*, all Woollen Manufactures, exported from any Port of this Kingdom, capable of a Ship or Veſſel of two hundred Tuns upon an ordinary full Sea, to any Part or Place of the *Mediterranean* Sea, beyond the Port of *Malaga*, in any Ship or Veſſel that hath not two Decks, and doth carry leſs than ſixteen Pieces of Ordnance mounted, together with two Men for each Gun, and other Ammunition proportionable, are (amongſt other Things) liable to a further Duty of one *per Centum*; as by the ſaid ſeveral Acts, Relation being thereunto had, may more fully appear: And whereas the Wealth and Proſperity of this Kingdom doth, in a great Meaſure, depend upon the Improvement of its Woollen Manufactures, and the profitable Trade carried on by the Exportation of the ſame, which Trade ought, by all proper Means, to be encouraged;' 12 Car. 2. c. 4. 25 Car. 2. c. 6. 8 W. 3. c. 20. 14 Car. 2. c. 11.

'couraged;' Be it therefore enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and the Commons, in Parliament aſſembled, and by the Authority of the ſame, That from and after the thirtieth Day of *March* one thouſand and ſeven hundred, all and every the Subſidies, Duties, and Sums of Money, by the Acts before mentioned, or any of them, or by any other Act or Acts of Parliament, or Law whatſoever now in Force, granted, continued, due, or payable, or to grow due or payable, for or upon the Exportation of any Long Cloths, Short Cloths, Kerſeys Bays, or Serges, Cottons, Stuffs, Stockings, Hats, Caps, or any other Manufactures of Wooll, or made of Sheeps Wooll, or Coney Wooll, or mixed with any or either of them, and which are or ſhall be made or manufactured within the Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, ſhall ceaſe, determine, and be no longer due or payable to his Majeſty, his Heirs or Succeſſors, for ſo much as ſhall be exported after the ſaid thirtieth Day of *March*; the aforeſaid Acts of Parliament or any of them, or any other Law, Statute, Ordinance, Cuſtom, Preſcription, or Proviſion whatſoever to the contrary notwithſtanding.

Duties payable by the aforeſaid Acts on Exportation of Engliſh Woollen Manufactures, &c. determined.

II. And for the better Encouragement of the Woollen Manufactures of this Kingdom; be it further enacted by the Authority aforeſaid, That the Subſidy and Aulnage of the old and new Draperies, and of all Woollen Manufactures whatſoever, within the Kingdom of *England*, Dominion of *Wales*, and Town of *Berwick* upon *Tweed*, ſhall, from and after the Expiration, or other ſooner Determination (except for Non-payment of Rent, within three Months after the ſame becomes due and payable) of the two Grants or Leaſes of the ſaid Duties, to *Charles* Duke of *Richmond* and *Lenox*, for the Term of ſixty Years, bearing Date the eighteenth Day of *December* in the ſixteenth Year of King CHARLES the ſecond, ceaſe, determine, and be no longer due or payable; any Law, Statute, Uſage, Preſcription, or Cuſtom whatſoever to the contrary in any wiſe notwithſtanding.

Aulnage Duties (after Expiration of the Grants thereof) to ceaſe, &c.

III. Provided always, That nothing in this Act contained ſhall be prejudicial to the Patent granted by the late King CHARLES the ſecond, bearing Date at *Weſtminſter*, the fifteenth Day of *April* in the twenty-eighth Year of his Reign, to Sir *James Hayes*, and Sir *Peter Apſley*, their Executors and Adminiſtrators, of which there is about eight Years yet to come, but that the ſame ſhall remain in the ſame and no other or better Plight and Condition than as before the making of this Act; any Thing herein contained to the contrary notwithſtanding.

But not to prejudice Sir James Hayes and Sir Peter Apſley.

IV. And for the greater Encouragement of Tillage, be it further enacted by the Authority aforeſaid, That from and after the thirtieth Day of *March* one thouſand ſeven hundred, the Subſidy and all other Duties whatſoever payable for or upon the Exportation of Wheat, Rye, Barley, Malt, Beans, Peaſe, and other Sorts of Corn and Grain whatſoever, ground or unground, and for and upon the Exportation of Bread, Biſcuit, and Meal, or any of them, out of or from the Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, as to ſo much of the ſaid Commodities, or any of them, as ſhall be ſo exported after the ſaid thirtieth Day of *March*, ſhall ceaſe, determine, and be no longer due or payable to his Majeſty, his Heirs and Succeſſors; any Law, Statute, Uſage, or Preſcription to the contrary notwithſtanding.

Duties payable on Exportation of Wheat, Rye, &c. to ceaſe. 1 Annæ, Stat. 1. c. 13. §. 2. 9 Annæ, c. 6. 3 Geo. 1. c. 7.

CAP. XXI.

An Act for the Explanation and better Execution of former Acts made touching Watermen and Wherrymen rowing on the River of *Thames*, and for the better ordering and governing the ſaid Watermen, Wherrymen, and Lightermen, upon the ſaid River between *Graveſend* and *Windſor*.

'WHEREAS, notwithſtanding the Laws that have been heretofore made for good Order, Rule, and Government amongſt the Watermen and Wherrymen, uſing and rowing on the ſaid River of *Thames*, it hath oftentimes happened, that divers People paſſing by Water upon the ſaid River, have been put in Danger of their Lives and Goods, and many Times have periſhed and been drowned, and this occaſioned by the Unſkilfulneſs and Want of Experience in Wherrymen and Watermen, and Perſons out of the Rule of any Maſter or Governor; and for that in and by the ſaid Acts, the Rulers, and Overſeers of the Company or Society of Watermen are not ſufficiently impowered to make Rules, Orders and Conſtitutions, for the Order, Rule, and Government of the Watermen and Wherrymen rowing on the ſaid River, with Pains and Penalties to enforce their due Obedience to ſuch Orders, Rules, and Conſtitutions, and eaſy Recovery of the ſaid Penalties: And whereas the Lightermen, rowing on the ſaid River of *Thames*, are grown very numerous, and are at preſent without Rule and Government amongſt them, by whoſe Rudeneſs and Unſkilfulneſs in working of Lighters and other large Craft, Ships and Veſſels are hindred in the Delivery of Coals, and thereby frequently ſtopped in the Proceed of their Voyages, and the Goods and Lives of divers of his Majeſty's Subjects are likewiſe frequently endangered and loſt, and notorious Diſorders are occaſioned:' For Remedy whereof, be it enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That all and every Law and Statute now in Force, touching or concerning Watermen and Wherrymen, and every Article and Thing in them contained, and not herein or hereby altered or repealed, ſhall be duly put in Execution by all Perſons therein concerned, according to the Tenor of the ſaid Laws, and under the Penalties therein contained; and that all and every Perſon being a Lighterman or Owner of any Lighter or Lighters, or having and keeping any Lighter or other large Craft, or working in the ſame between *Graveſend* and *Windſor*, ſhall be, and be deemed and taken to be of one and the ſame Society or Company with the ſaid Wher-

2 & 3 P. & M. c. 16. 'Farther Proviſions in relation to Matters, &c. in this Act by 2 Geo. 2. c. 26.'

1 Hawk. P. C. c. 6. ſ. 3. All Laws concerning Watermen, &c. to be put in Execution.

Lightermen, Wherrymen, &c. made one Company.

Wherrymen and Watermen; and the ſaid Wherrymen, Watermen, and Lightermen, are declared to be, and are hereby made and conſtituted, one Society and Company, and as ſuch ſhall be hereafter deemed and taken.

Lightermen to be regiſtred at Watermans Hall.

II. And be it enacted by the Authority aforeſaid, That all and every Perſon and Perſons, who now keep, or ſhall hereafter keep or work, or ſhall be employed in rowing or any ways navigating any Lighter or Lighters, or other great Craft, on the River of *Thames* (*Trinity* Men, Fiſhermen, Ballaſt Men, Weſtern Barges, and Mill Boats, Chalk Hoys, Faggot and Wood Lighters, and other Craft carrying the ſame excepted) ſhall be duly and truly regiſtred in a Book or Books for that Purpoſe to be kept by the Company of Watermen and Lightermen, and ſhall likewiſe be liable to ſuch Orders, Rules and Conſtitutions, made or to be made, for the better Rule and Government of the ſaid Society or Company of Watermen and Lightermen, and the Pains and Penalties to enforce due Obedience thereunto.

Exception.

See 4 Annæ, c. 19. §. 18.

Rulers, &c. to be elected yearly,

III. And be it alſo enacted by the Authority aforeſaid, That there ſhall be yearly appointed, elected and choſen, by the Court of Lord Mayor and Aldermen of the City of *London* for the Time being, the Number of eight Perſons, of the moſt wiſe, diſcreet, and beſt Sort of Watermen, and the Number of three Perſons, out of twelve Perſons to be yearly nominated by the Lightermen, of the moſt wiſe, diſcreet, and beſt Sort of Lightermen, being Houſholders, having two Lighters or Flat Boats upon the ſaid River, between *Graveſend* and *Windſor*; which Elections ſhall be yearly at the firſt Court of Aldermen to be holden within the ſaid City, next after the firſt Day of *June*; and the ſaid eleven Perſons ſo elected ſhall be named and called *The Overſeers and Rulers* of all the Wherrymen, Watermen, and Lightermen, that from and after the ſaid firſt Day of *June* ſhall uſe, occupy, or exerciſe any Rowing upon the ſaid River of *Thames* betwixt *Graveſend* and *Windſor* aforeſaid; which ſaid Overſeers and Rulers ſhall keep and maintain good Orders and Obedience amongſt the ſaid Watermen and Lightermen, according to the true Meaning of this preſent and former Acts; and the ſaid eleven Overſeers and Rulers, or the greater Part of them, are hereby authorized from Time to Time to convene and call before them, at the Hall of the ſaid Company, within the City of *London* and Liberties thereof, all and every ſuch Perſon or Perſons, which from and after the nine and twentieth Day of *June* one thouſand ſeven hundred, ſhall keep or uſe in rowing or any ways navigating any Lighter or other great Craft (except as before excepted) betwixt *Graveſend* and *Windſor* aforeſaid, and ſhall enter and regiſter the Name and Names of them and every of them for Lightermen to row on the ſaid River, in a Book to he kept for the ſame Intent and Purpoſe; and from Time to Time to take ſuch Order and Direction therein, with every of the ſaid Parties, by Authority of this preſent Act, as it ſhall ſeem meet and neceſſary by the Diſcretion of the ſaid Overſeers and Rulers for the Time being, or the greater Part of them, for the common Benefit of his Majeſty's Subjects.

and to regiſter all Lightermen rowing, &c. between Graveſend and Windſor.

'IV. And in regard the Numbers of Wherrymen, Watermen and Lightermen, are more numerous and 'diſorderly than heretofore;' Be it enacted by the Authority aforeſaid, That for the better Order and Government of the ſaid Society and Company, the ſaid Rulers and Aſſiſtants for the time being ſhall and are hereby required, on the firſt Court Day after the firſt Day of *June* next, and ſo yearly and every Year, by their Order, to appoint the Watermen of the principal Towns, Stairs and Places of plying, or the major Part of them reſpectively, between *Graveſend* and *Windſor*; and ſuch Watermen ſhall and are hereby required to chooſe one free Waterman, being an Houſholder, to be of their Aſſiſtants, ſo as they exceed not ſixty, nor be leſs than the Number of forty Watermen; and on the firſt Day of *June* next, the Lightermen which ſhall meet at the Hall of the ſaid Company, between the Hours of Eight and Twelve in the Morning, or the major Part of them then preſent, and ſo yearly and every Year, ſhall chooſe nine Lightermen, who, together with the ſaid Watermen, ſhall be and be called *The Aſſiſtants* of the ſaid Society and Company, to adviſe and aſſiſt the Rulers of the ſaid Company for the time being, in the Diſcovery and Regulation of Miſcarriages from time to time done on the ſaid River of *Thames*, for putting the former Laws and this preſent Act in due and full Execution, and in preſerving good Rule and Government amongſt the ſaid Society and Company; and the ſaid Rulers and Aſſiſtants, or the major Part of them, ſhall yearly and every Year, on the firſt Day of *July*, preſent to the Court of Lord Mayor and Aldermen for the time being, for their Approbation, five Perſons able and fit Watermen, and two Perſons able and fit Lightermen, to be called *Auditors* of the ſaid Society and Company, who ſhall, or the major Part of them, audite the Accounts of the Rulers and others of the ſaid Society and Company for the time being; and that upon auditing and true ſtating of the ſaid Accounts, the ſame ſhall be fairly entred in a Book to be kept for that Purpoſe, and ſigned by the ſaid Auditors, or the major Part of them, to be ſet in ſome publick Place of the Company's Hall aforeſaid, to be inſpected by any Perſon concerned at Times convenient; and if any Perſon or Perſons, which at any Time hereafter ſhall be elected or appointed Ruler, Aſſiſtant, or Auditor of the ſaid Company, do, after Notice given him or them, obſtinately refuſe to take upon him or them the Place or Places to which he or they ſhall be ſo elected, or ſhall negligently exerciſe or uſe ſuch his or their Place or Places, that then every ſuch Offender or Offenders ſhall forfeit and pay five Pounds; and the ſaid Rulers, Auditors and Aſſiſtants, or the major Part of them preſent, being all duly ſummoned by Summons in Writing left at the Place of their uſual Abode, ſhall and may, and they are hereby impowered and authorized, from time to time, for the better and more effectual keeping and maintaining good Order and Obedience amongſt the ſaid Society and Company, to make, ordain, and provide ſuch reaſonable and lawful Rules, Orders and Conſtitutions, as in their Diſcretion they ſhall think fit, with reaſonable Pains and Penalties to the ſame annexed; which ſaid Rules, Orders and Conſtitutions ſhall, from time to time, be laid before the Court of Lord Mayor and Aldermen of the City of *London* for the time being, to be by them examined, altered or approved,

Rulers yearly to appoint Aſſiſtants,

for Watermen not under forty,

and for Lightermen nine.

Seven Auditors to be elected yearly, &c.

Rulers, Auditors, &c. may make By-laws, to be approved by the Court of Aldermen of London, and confirmed by one of the two Chief Juſtices.

'By-Laws made in purſuance

hereof reſtraining Watermen as to taking Apprentices, &c. are made void by 4 Annæ, c. 13 §. 1.'

proved, and afterwards confirmed or altered by the Lord Chief Juſtice of either Bench, for the common Good and Profit of his Majeſty's Subjects; and all ſuch Rules, Orders and Conſtitutions, ſo made and examined, approved, ratified and confirmed, ſhall from Time to Time, and at all Times, be well and duly obſerved and put in Execution.

Lord Mayor, &c. and Juſtices to hear and determine Complaints.

V. And for the further and better enforcing due Obedience to the ſaid Rules, Orders and Conſtitutions, and more eaſy and ſpeedy Recovery of the Pains and Penalties to the ſame annexed; be it further enacted, That the Lord Mayor of *London*, and the Aldermen of the ſaid City, and the Juſtices of the Peace within the Shires next adjoining to the ſaid River of *Thames* between *Graveſend* and *Windſor*, every of them within their ſeveral Juriſdictions and Authorities, ſhall have full Power and Authority, by virtue of this preſent Act, upon Complaint made to them, or any of them, by the ſaid Overſeers and Rulers, or any two of them, to examine, hear and determine, by the Oath of one or more Witneſſes (which every of them are hereby authorized to adminiſter) or by the Confeſſion of the Offender, all Complaints or Offences to be done or committed by any ſuch Perſon or Perſons that ſhall offend contrary to the true Meaning of this preſent Act, or any Rule, Order or Conſtitution, to be made purſuant to the Authority hereby given, and by Diſtreſs and Sale of the Goods of every ſuch Offender, by Warrant under the Hand and Seal of the ſaid Lord Mayor and Aldermen, or one or more of the ſaid Aldermen or Juſtices, to cauſe to be levied, from Time to Time, all the Penalties inflicted by former and this preſent Act touching Watermen, Wherrymen or Lightermen, or by any ſuch Rule, Order or Conſtitution, that ſhall by virtue of this preſent Act be forfeited.

Penalties inflicted to be levied by Diſtreſs.

None but regiſtred Lightermen (except Free Watermen, &c.) to work any Lighter, &c.

VI. And be it further enacted and declared by the Authority aforeſaid, That all and every Perſon or Perſons now owning, having, uſing, keeping, or working any Lighter or Flat Boats, commonly uſed for the lading and unlading Goods and Merchandizes, to or from any Ship or Ships, or other Veſſel or Veſſels, who ſhall regiſter the Names of themſelves and their Servants, with their reſpective Places of Abode, in the Book or Books of the ſaid Company kept for that Purpoſe, on or before the nine and twentieth Day of *September* next, ſhall be deemed and taken to be Lightermen, and they are hereby declared to be Lightermen, within the Intent and Meaning of this preſent Act; and it ſhall and may be lawful to and for all and every ſuch Perſon and Perſons ſo regiſtred, and no other Perſon or Perſons, but ſuch (Free Watermen, who are not at preſent Lightermen, that ſhall be regiſtered as Lightermen at any Time or Times hereafter, and ſuch Perſon and Perſons who ſhall have been or are lawfully retained and ſerved his Apprenticeſhip with a Lighterman, excepted) to uſe, keep and work, or be employed in the working of or in any Lighter or Lighters, or other great Craft; upon Pain that every Perſon or Perſons doing the contrary, ſhall from Time to Time, for every ſuch Offence, forfeit and loſe the Sum of five Pounds for every Week that he or they ſhall have, uſe and work, or work in any Lighter, or other large Craft; any thing herein contained to the contrary in any wiſe notwithſtanding.

Penalty.

No Perſon (except Trinity Men) to row or ply betwixt Graveſend and Windſor, unleſs he ſerved his Apprenticeſhip to a Waterman, &c. To whom Forfeitures ſhall be paid, and for what Uſe.

VII. And be it further enacted by the Authority aforeſaid, That no Perſon or Perſons whatſoever (except *Trinity* Men) be admitted or allowed to work, row or ply on the ſaid River of *Thames*, betwixt *Graveſend* and *Windſor*, in any Boats, Wherries, or Barges ordinarily ſerving for carrying Paſſengers for Profit, Gain or Reward, except ſuch Perſon or Perſons as ſhall have ſerved his Apprenticeſhip to a Waterman, or is a Servant or Apprentice to a Waterman, and ſhall in all Things be duly qualified as by former Statutes and this Act is directed, for the Security and Safety of Goods and Paſſengers carried by Water; and that all and ſingular the Forfeitures and Penalties in the ſaid former Laws and this preſent act contained, ſhall from Time to Time, and at all Times, be paid unto the Rulers and Overſeers of the ſaid Wherrymen, Watermen and Lightermen, or the major Part of them, for the Uſe of the poor, aged, decayed and maimed Perſons of the ſaid Society and Company of Wherrymen, Watermen and Lightermen.

Owners of Keys, &c. betwixt the Hermitage Bridge and London Bridge may uſe their own Lighters, &c. and employ Perſons qualified to row therein.

VIII. And be it enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for the Leſſees, Owners or Occupiers of any Key or Keys betwixt the *Hermitage Bridge* and *London Bridge*, or any or either of them, to uſe their and every their Lighters or large Crafts, as has been heretofore lawfully accuſtomed, for the carrying of Goods and Merchandizes to and from their reſpective Keys and Wharfs, and to and from Ships loading or unloading, and to employ any Perſon or Perſons, being Watermen or Lightermen duly qualified as in and by this preſent Act is directed or appointed, to row and work in their reſpective Lighters or large Craft, and to do and act any thing as heretofore they might lawfully do, from ſuch their reſpective Keys and Wharfs to any Ships or Veſſels as aforeſaid; any thing in this preſent Act contained to the contrary thereof in any wiſe notwithſtanding: And that it ſhall and may be lawful for any Perſon or Perſons, who now are, or hereafter ſhall be a Woodmonger or Woodmongers, and do keep a Wharf or Wharfs for retailing of Fuel, to keep, uſe and row, by themſelves or Servants, any Lighter or Lighters, or other large Craft, for carrying of their own Goods ſo to be retailed, and none others; provided ſuch Servants be Watermen or Lightermen within the Meaning of this Act; any thing herein contained to the contrary thereof in any wiſe notwithſtanding.

'Perſons keeping Wharfs, or dealing in Coals, &c. may uſe their own Lighters, &c. 3 Geo. 2. c. 26. §. 1.'

Woodmongers may keep Lighters for carrying their own Goods, &c.

Act not to prohibit Dung Lighters, nor Gardeners Boats, &c.

IX. Provided always, That this Act, nor any thing herein contained, ſhall not extend or be conſtrued to extend to prohibit any Owners, Proprietors or Leſſees of Layſtalls to carry off the Soil from the ſaid Layſtalls in ſuch Lighters or Veſſels, and by ſuch Perſons, as have hitherto been accuſtomed, nor to prohibit any Gardiner from bringing to the Markets of the Cities of *London* and *Weſtminſter*, and the Places adjacent, their own Fruit, Herbs, Roots and other Products of their Gardens, or Soil and Dung in their Boats, and by their own Servants, as they have formerly accuſtomed to do; any thing herein contained to the contrary notwithſtanding.

Proſecution to be in 30 Days after Offence.

X. Provided alſo, That no Perſon ſhall be puniſhed for any Offence againſt this Act, unleſs ſuch Offender ſhall be proſecuted for the ſame within thirty Days after the Offence committed.

XI. Provided

XI. Provided always, That if any Action, Bill, Plaint or Suit, shall at any Time after the first Day of *June* be commenced or brought against any Person or Persons whatsoever, for or by Reason of any Matter or Thing which he or they shall do in Pursuance of or by Colour of this Act, it shall and may be lawful to and for the Person or Persons so sued or prosecuted to plead the General Issue, or that what was done by him was done by virtue of this Act, without saying more, and give this Act or any other Special Matter in Evidence; which Act is hereby declared to be a publick Act; and if the Verdict shall pass for the Defendant or Defendants in such Action, or the Plaintiff or Plaintiffs become nonsuit, or suffer any Discontinuance thereof, that in any such Case the Defendant or Defendants shall have his or their Double Costs, which he or they shall have sustained in Defence of such Action or Suit, for which the said Defendant or Defendants shall have the like Remedy, as in other Cases where Costs by the Laws of this Realm are given to Defendants.

Persons sued may plead the General Issue: Publick Act.

Double Costs.

XII. Provided, That where any Offender shall be punished by Force of this Act, he shall not be prosecuted nor incur the Penalty of any other Law or Statute for the same Offence.

Proviso concerning Punishment of Offender.

'XIII. and whereas great Numbers of idle and loose Watermen and Boys do work on the Lord's Day, 'commonly called *Sunday*, and exact large Prices from Passengers, whose necessary Occasions oblige them 'to pass and repass the River of *Thames*, and generally spend such their Gains in Drunkenness and Pro-'faneness the succeeding Week:' For Prevention whereof, and to the End that what shall be got thereby, may be applied to the charitable Relief of such aged and maimed Watermen and Lightermen, their Widows and Children, whose Circumstances want Assistance; Be it enacted by the Authority aforesaid, That from and after the first Day of *June* next it shall and may be lawful to and for the said Rulers and Overseers, Auditors and Assistants, of the said Society and Company for the Time being, or the major Part of them, on their respective Court Days, to appoint any Number of Watermen, not exceeding forty, to ply and work on every Lord's Day between *Vaux Hall* above *London Bridge*, and *Limehouse*, below the same Bridge, at such common Stairs or Places of plying, as to the Rulers and Overseers, Auditors and Assistants, or the major Part of them, shall seem most convenient, for the carrying and re-carrying of Passengers cross the said River, between the Limits aforesaid, at one Peny each Person so to be carried; and all the Watermen so to be appointed on every the Days aforesaid, shall, on every *Monday* Morning respectively, pay unto the Order of the said Overseers and Rulers, Auditors and Assistants, all such Sum and Sums of Money as by them respectively shall be received for conveying Passengers on the Lord's Day as aforesaid; and the said Overseers and Rulers, Auditors and Assistants, or the major Part of them, or their Order, shall pay to each respective Waterman working as aforesaid, for his Day's Labour so much as they shall agree for, and the Overplus shall from Time to Time be applied to the Use of the poor, aged, decayed, and maimed Watermen and Lightermen of the said Society and Company, and their Widows; and if any Person appointed to work, as aforesaid, shall neglect to pay on every *Monday* to the Order aforesaid, the full Sum of Money that he shall have earned and received on the Lord's Day next before, he shall for every such Omission or short Payment forfeit and pay to the Order of the said Overseers and Rulers, Auditors and Assistants, or the major Part of them, the Sum of forty Shillings to be recovered, as aforesaid.

Rulers may appoint 40 Watermen to work on Sundays between Vaux Hall and Lime House, for carrying Passengers cross the River at 1d. each.

Watermen so appointed, to pay the Money received every Monday Morning to the Rulers, and be only allowed for their Labour.

Overplus how applied.

Penalty on Waterman not paying the Money received.

XIV. Provided always, That this Act, or any Thing therein contained, shall not extend, or be construed to extend to the lessening, taking away, abridging, hindring, prejudicing, or otherwise howsoever impeaching of any Right belonging to or lawfully claimed by the late *Charles* Duke of *Richmond* and *Lenox*, Lord of the Manor of *Gravesend*, his Heirs, Executors, Administrators, or Assigns, for the holding a certain Court within the said Manor, called *Curia cursus aquæ*, or, The Court of the Watercourse, for the better Government of Barges, Boats, and Vessels, using the Ferry or Passage from the Town of *Gravesend*, to *London*, and of the Persons owning or working the same, or of any other Rights, Liberties, Powers, and Privileges whatsoever belonging to the said late Duke, his Heirs, Executors, Administrators, and Assigns, relating to the said Ferry or Passage, or to the Barges, Tilt-boats, or other Boats and Vessels using the said Ferry or Passage, or plying at the Bridge of the said Town of *Gravesend*, or the Persons owning or working the same, or otherwise howsoever.

Act not to abridge the late Duke of Richmond's Right of holding a Court in Gravesend, &c. called Curia cursus aquæ.

XV. Provided always, That this Act, or any Thing therein contained, shall not extend, or be construed to extend to the lessening, taking away, abridging, hindring, prejudicing, or impeaching of any Grants, Liberties, Franchises, Customs, Privileges, or Usages, now or heretofore lawfully, used, held, or enjoyed, by the Mayor, Jurats, and capital Inhabitants of the Villages and Parishes of *Gravesend* and *Milton*, in the County of *Kent*, touching, concerning, or relating to the Passage and Ferry upon the said River of *Thames*, from the said Villages and Parishes of *Gravesend* and *Milton*, to the said City of *London*, or touching or concerning the Government or Gubernation of the said Passage and Ferry; but that the said Mayor, Jurats, and Inhabitants, and their Successors, shall and may do and execute all and every such lawful Act and Act, Powers and Authorities, touching the said Passage and Ferry, and the Government thereof, as they might or could have done, if this Act had not been made; any Thing herein contained to the contrary thereof in any wise notwithstanding.

Nor to lessen, &c. the Liberties, &c. of the Inhabitants of Gravesend, &c. relating to the Ferry from Gravesend to London, &c.

XVI. Provided always, That this Act, or any Thing therein contained shall not extend to hinder or prevent the Watermen of the Parish of St. *Margaret*, *Westminster*, from plying or working cross the River of *Thames* from *Westminster* Bridge to *Standgate*, and from the *Horse Ferry* to *Lambeth* Bridge, on every Lord's Day, in their several Turns, as they have lately accustomed and used to do; and the Money earned by them or any of them on that Day is hereby directed to be, from Time to Time, employed for the Use of the poor, aged, decayed, and maimed Watermen and their Widows of the Parish of Saint *Margaret*,

Proviso concerning the Watermen of St. Margaret, Westminster. 2 Geo. 2. c. 26. 10 Geo. 2. c. 31. Further Provisions relating hereto, 4 & 5 *Ann.* c. 13 & 19. 4 *Geo.* 2. c. 24, and 10 *Geo.* 2. c. 31.

garet, Weſtminſter; and any two Juſtices of the Peace of the ſaid Pariſh are hereby authorized, from Time to Time to call the Watermen, ſo working, to account for the Monies by them earned on the Lord's Day, as aforeſaid, and to cauſe the ſame to be applied and diſpoſed as aforeſaid; and that the ſaid Watermen of the ſaid Pariſh of Saint *Margaret* for the Time being ſhall chooſe two Stewards and a Clerk on the three and twentieth Day of *April* in every Year yearly, and ſuch Watermen of the ſaid Pariſh, or the major Part of them, which ſhall be preſent at a Meeting of their Society, ſhall, and have hereby Power to appoint ſuch of the Watermen of the ſaid Pariſh, as ſhall in their reſpective Turns work on the Lord's Days, as aforeſaid; any Thing in this Act contained to the contrary notwithſtanding.

CAP. XXII.

PR. An Act for making the River *Larke*, alias *Burn*, navigable. *Henry Aſhley*, Eſq; impowered to make the ſaid River navigable, improve the Paſſage for Boats, &c. make new Cuts through the King's or other Grounds, and build Bridges, Sluices, &c. with free Liberty of Ways for carrying Materials, &c. and may alter Bridges, turn Highways, &c. and ſet out Towing-paths, &c. firſt giving Satisfaction to the Owner. Undertaker to make a Ditch between Towing-path and Lands of *William Gage*, &c. In caſe Undertaker and Owners cannot agree, &c. Commiſſioners to inquire upon Oath, and determine what Satisfaction Owners ſhall have for Damages, &c. not exceeding 25 Years Purchaſe, and proportion every one's Share. Commiſſioners Orders to be kept amongſt the Records of the Seſſions, &c. On Payment of Money agreed on, Undertaker may dig, cut, &c. the ſaid Lands, erect Bridges, &c. and maintain the ſame, &c. Owner, &c. refuſing to appear, Commiſſioners may inquire into ſuch reſpective Owners Damage, and order Satisfaction. Rights of Fiſhing and Fowling reſerved. In caſe of of Death of Commiſſioners, others to be choſen, having 300*l. per Annum*, or 6000*l.* If the Water be raiſed higher than uſual, Banks to be raiſed proportionably, or if the River be deepened at any Fording Place, &c. the Undertaker to make Bridges, &c. No Highway or Foot-path to be removed without Allowance. If Undertaker pull down any Bridge, he ſhall erect another as uſeful. Juſtices to determine Offences concerning Bridges, and inflict Penalties. All Banks to be maintained as uſual. Undertaker to demand for all Goods, &c. carried up or down the ſaid River, from *Mildenhall Mill*, to *Bury St. Edmond*'s, the Rates following, For every Chaldron of Coals *Lynn* Meaſure, 3*s.* 2*d.* For every Half-hundred of Deals, 2*s.* Load of Timber (forty Foot to the Load) 2*s.* Eight Packs of Wooll, ten Tod to the Pack, 2*s.* 6*d.* Weigh of Salt, 2*s.* 6*d.* Load of Wheat or Barley, ten Combs to the Load, 2*s.* Laſt of Oats, 2*s.* 6*d.* Load of Beans or Peas, 2*s.* 6*d.* Tun of Grocery Wares, 2*s.* 6*d.* Tun of Oil or Wine, 3*s.* 10*d.* Thouſand of Turf, 3*s.* 2*d.* Load of Reed, Sedge, or Hay, twenty hundred to a Load, 3*s.* 2*d.* Load of Hemp, twenty hundred Weight, 3*s.* 2*d.* Laſt of Malt, 2*s.* 6*d.* Load of Bricks, five hundred to the Load, 2*s.* Thouſand of Tiles, 2*s.* 6*d.* And for every Tun of other Goods, 2*s.* Watermen, &c. to give Account of all Goods conveyed, &c. In caſe of Refuſal, Goods may be ſtopt, and weighed. Any Perſon concealing Goods, &c. may be ſtopped, &c. Millers may carry Materials, &c. for repairing their Mills, &c. Toll free. Liberty granted to Sir *Edward Gage* and *William Gage*, to carry Dung, &c. for their own Lands, and their Tenants, Toll free. And the like Liberty for carrying the Product thereof. Like Liberty to Occupiers of Lands adjoining to the River, &c. Twenty Chaldron of Coals may be conveyed yearly to *Bury*, for the Poors Uſe, Toll free. Boat Maſter, &c. anſwerable for Damages. Boats, &c. lying in any Sluice, &c. obſtructing the Paſſage of others, may be removed. Undertaker with Conſent of Commiſſioners may make By-laws, and ſet Penalties. No common Wharf or Key to be made in *Bury* without Conſent of Magiſtrates. Liberty to keep Pleaſure Boats on the ſaid River, Toll free; but not to carry Goods, &c.

CAP. XXIII.

PR. 34 & 35 H. 8. c. 9. 3 & 4 W. & M. c. 12. An Act for the better preſerving the Navigation of the Rivers *Avon* and *Froome*, and for cleanſing, paving and enlightning the Streets of the City of *Briſtol*. Throwing Ballaſt, Cinders, &c. into the River *Avon*, &c. or placing Ballaſt, &c. on the Wharfs, &c. in the City or Suburbs of *Briſtol*, &c. adjudged a common Nuſance. Mayor, &c. of *Briſtol* to appoint convenient Places for laying Aſhes, &c. Scavengers to carry all Duſt, &c. to the ſaid Places. Houſe-keepers, &c. twice a Week to ſweep their Streets, and Scavenger to carry away the Dirt. No Aſhes, &c. to be laid in the Streets, &c. or thrown into any common Sewer, &c. Houſe-keepers, &c. to cauſe the Streets before their Houſes to be paved, and defaulk the ſame out of their Rent. Penalty on laying empty Drays, &c. in the Street, or ſawing Timber, &c. without Licence. Mayor, &c. to make Orders for regulating the Markets, and for carrying away Dirt, &c. Mayor, &c. appointed Conſervators of the River *Avon*, from *Tower Harratz* to *Hannam's Mills*, and to puniſh Nuſances, &c. appoint Officers for Preſervation thereof, &c. and impoſe Fines, &c. to be levied by Diſtreſs. Surveyors of the Highways to have the Care of cleanſing the Streets, &c. Churchwardens, &c. to ſettle a Pariſh Rate for cleanſing the Streets, payable quarterly. Perſons aggrieved may appeal to the Quarter-Seſſions. Monies collected to be yearly accounted for. How the Ward of the Caſtle Precinct ſhall be rated. The Rights of Fiſhery, or Royalties on the Rivers, ſaved. Not to abridge any Rights of the Mayor, &c. of *Briſtol* on the ſaid Rivers. Houſholders paying 2*d. per* Week to the Poor, to hang out Lights in the Street, unleſs they agree to uſe Lamps, &c. Perſons authorized may make a Rate for cleanſing the Streets, and an Aſſeſſment for erecting publick Lamps, &c.

CAP.

CAP. XXIV.

An Act to enable the Mayor and Citizens of the City of *Cheſter* to recover and preſerve the Navigation upon the River *Dee*. Duties to be paid for 21 Years to the Mayor, &c. of *Cheſter*, for making the River *Dee* navigable. Coals three Half-pence *per* Barrel, Lime or Limeſtone 2*d*. *per* Barrel, to be paid on unloading, &c. Mayor and Aldermen, &c. to appoint Collectors and Receivers, &c. Monies collected to be paid to the City Treaſurer. Coal, Limeſtone, &c. ſhall be ſold in ſome publick Place in *Cheſter*, as the Mayor, &c. ſhall appoint. On Nonpayment of Duty, Boat and Goods may be ſtopt, and Cart, Horſe, &c. until the ſame be paid. Mayor, &c. to nominate Collector, Receiver, &c. who ſhall give Security, and be allowed 12*d*. in the Pound for their Pains. Mayor, &c. may contract for making new Works, &c. Accounts of Receipts and Diſburſements to be entred. Seven Commiſſioners to be choſen yearly for executing the Powers in this Act, who may examine Collectors, &c. on Oath, allow their Accounts, &c. River *Dee* may be made navigable from the Sea to *Cheſter*, and the Channel turned. Commiſſioners for executing the Powers, may mark out the Sands, Soil, &c. Sand and Ground incloſed, &c. veſted in the Mayor and Citizens for ever, who may improve the ſame, and take the Profits, for maintaining and repairing the Works. Commiſſioners to ſet out a publick Highway over the Sands. Mayor, &c. may ſurvey the River, &c. Rights of *Anne Offley* reſerved, &c. Owners of *Blacon* Manor may ſet up Sluices, &c. In caſe new Channel be cut within 450 Yards Southwards of *Blacon-houſe*, Owners to have Satisfaction for Damage, &c. Differences ſhall be adjuſted by Arbitrators. Party aggrieved may appeal to the Chief Juſtice of *Cheſter*, whoſe Order ſhall be final. Not to extend to Sir *William Glynn* and others. In caſe River be not fordable at low Water, Mayor, &c. to employ two free Ferry-boats, &c. PR. & EXP. 6 Geo. 2. c. 30.

Anno Regni GULIELMI III. duodecimo & decimo tertio.

'AT the Parliament begun at *Weſtminſter* the ſixth Day of *February*, *Anno Dom.* 1700. in the twelfth Year of the Reign of our Sovereign Lord *WILLIAM* the Third, by the Grace of God, of *England*, *Scotland*, *France* and *Ireland*, King, Defender of the Faith, &c. and from thence continued by Prorogation to the tenth Day of *February* 1700. and from thence by Adjournments continued till the twenty-fourth Day of *June* 1701. being the firſt Seſſion of this preſent Parliament.'

CAP. I.

An Act for renewing the Bills of Credit, commonly called *Exchequer Bills*. EXP.

CAP. II.

An Act for the further Limitation of the Crown, and better ſecuring the Rights and Liberties of the Subject.

'WHEREAS in the firſt Year of the Reign of your Majeſty, and of our late moſt Gracious Sovereign Lady Queen MARY (of bleſſed Memory) an Act of Parliament was made, intituled, *An Act for declaring the Rights and Liberties of the Subject, and for ſettling the Succeſſion of the Crown*, wherein it was (amongſt other Things) enacted, eſtabliſhed and declared, That the Crown and Regal Government of the Kingdoms of *England*, *France* and *Ireland*, and the Dominions thereunto belonging, ſhould be and continue to your Majeſty and the ſaid late Queen, during the Joint-Lives of your Majeſty and the ſaid Queen, and to the Survivor: And that after the Deceaſe of your Majeſty and of the ſaid Queen, the ſaid Crown and Regal Government ſhould be and remain to the Heirs of the Body of the ſaid late Queen: And for Default of ſuch Iſſue, to her Royal Highneſs the Princeſs ANNE of *Denmark*, and the Heirs of her Body: And for Default of ſuch Iſſue, to the Heirs of the Body of your Majeſty. And it was thereby further enacted, That all and every Perſon and Perſons that then were, or afterwards ſhould be reconciled to, or ſhould hold Communion with the See or Church of *Rome*, or ſhould profeſs the Popiſh Religion, or marry a Papiſt, ſhould be excluded, and are by that Act made for ever uncapable to inherit, poſſeſs, or enjoy the Crown and Government of this Realm and *Ireland*, and the Dominions thereunto belonging, or any Part of the ſame, or to have, uſe, or exerciſe any Regal Power, Authority, or Juriſdiction within the ſame: And in all and every ſuch Caſe and Caſes the People of theſe Realms ſhall be and are thereby abſolved of their Allegiance: And that the ſaid Crown and Government ſhall from Time to Time deſcend to and be enjoyed by ſuch Perſon or Perſons, being Proteſtants, as ſhould have inherited and enjoyed the ſame, in caſe the ſaid Perſon or Perſons, ſo reconciled, holding Communion, profeſſing, or marrying as aforeſaid, were naturally dead. After the making of which Statute, and the Settlement therein contained, your Majeſty's good Subjects, who were reſtored to the full and free Poſſeſſion and Enjoyment of their Religion, Rights, and Liberties, by the Providence of God giving Succeſs to your Majeſty's juſt Undertakings and unwearied Endeavours for that Purpoſe, had no greater temporal Felicity to hope or wiſh for, than to ſee a Royal Progeny deſcending from your Majeſty, to whom (under God) they owe their Tranquillity, and whoſe Anceſtors have for many Years been principal Aſſertors of the reformed Religion and the Liberties of *Europe*, and from our ſaid moſt Gracious Sovereign Lady, whoſe Memory will always be precious to the Subjects of theſe Realms: 1 W. & M. ſt. 2. c. 2.

'And

'And it having ſince pleaſed Almighty God to take away our ſaid Sovereign Lady, and alſo the moſt hopeful Prince WILLIAM Duke of *Glouceſter* (the only ſurviving Iſſue of her Royal Highneſs the Princeſs ANNE of *Denmark*) to the unſpeakable Grief and Sorrow of your Majeſty and your ſaid good Subjects, who under ſuch Loſſes being ſenſibly put in mind, that it ſtandeth wholly in the Pleaſure of Almighty God to prolong the Lives of your Majeſty and of her Royal Highneſs, and to grant to your Majeſty, or to her Royal Highneſs, ſuch Iſſue as may be inheritable to the Crown and Regal Government aforeſaid, by the reſpective Limitations in the ſaid recited Act contained, do conſtantly implore the Divine Mercy for thoſe Bleſſings: And your Majeſty's ſaid Subjects having daily Experience of your Royal Care and Concern for the preſent and future Welfare of theſe Kingdoms, and particularly recommending from your Throne a further Proviſion to be made for the Succeſſion of the Crown in the Proteſtant Line, for the Happineſs of the Nation, and the Security of our Religion; and it being abſolutely neceſſary for the Safety, Peace and Quiet of this Realm, to obviate all Doubts and Contentions in the ſame, by reaſon of any pretended Title to the Crown, and to maintain a Certainty in the Succeſſion thereof, to which your Subjects may ſafely have Recourſe for their Protection, in caſe the Limitations in the ſaid recited Act ſhould determine:' Therefore for a further Proviſion of the Succeſſion of the Crown in the Proteſtant Line, we your Majeſty's moſt dutiful and loyal Subjects, the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, do beſeech your Majeſty that it may be enacted and declared, and be it enacted and declared by the King's moſt excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the moſt Excellent Princeſs SOPHIA, Electreſs and Dutcheſs Dowager of *Hanover*, Daughter of the moſt Excellent Princeſs ELIZABETH, late Queen of *Bohemia*, Daughter of our late Sovereign Lord King JAMES the firſt, of happy Memory, be and is hereby declared to be the next in Succeſſion, in the Proteſtant Line, to the Imperial Crown and Dignity of the ſaid Realms of *England*, *France* and *Ireland*, with the Dominions and Territories thereunto belonging, after his Majeſty, and the Princeſs ANNE of *Denmark*, and in Default of Iſſue of the ſaid Princeſs ANNE, and of his Majeſty reſpectively: And that from and after the Deceaſes of his ſaid Majeſty, our now Sovereign Lord, and of her Royal Highneſs the Princeſs ANNE of *Denmark*, and for Default of Iſſue of the ſaid Princeſs ANNE, and of his Majeſty reſpectively, the Crown and Regal Government of the ſaid Kingdoms of *England*, *France* and *Ireland*, and of the Dominions thereunto belonging, with the Royal State and Dignity of the ſaid Realms, and all Honours, Stiles, Titles, Regalities, Prerogatives, Powers, Juriſdictions and Authorities, to the ſame belonging and appertaining, ſhall be, remain, and continue to the ſaid moſt Excellent Princeſs SOPHIA, and the Heirs of her Body, being Proteſtants: And thereunto the ſaid Lords Spiritual and Temporal, and Commons, ſhall and will, in the Name of all the People of this Realm, moſt humbly and faithfully ſubmit themſelves, their Heirs and Poſterities; and do faithfully promiſe That after the Deceaſes of his Majeſty, and her Royal Highneſs, and the Failure of the Heirs of their reſpective Bodies, to ſtand to, maintain, and defend the ſaid Princeſs SOPHIA, and the Heirs of her Body, being Proteſtants, according to the Limitation and Succeſſion of the Crown in this Act ſpecified and contained, to the utmoſt of their Powers, with their Lives and Eſtates, againſt all Perſons whatſoever that ſhall attempt any Thing to the contrary.

Princeſs Sophia declared next Succeſſor to the Crown,

after the King and Princeſs Anne of Denmark and their Iſſue, &c.

and to the Heirs of her Body, being Proteſtants.

II. Provided always, and it is hereby enacted, That all and every Perſon and Perſons, who ſhall or may take or inherit the ſaid Crown, by virtue of the Limitation of this preſent Act, and is, are or ſhall be reconciled to, or ſhall hold Communion with, the See or Church of *Rome*, or ſhall profeſs the Popiſh Religion, or ſhall marry a Papiſt, ſhall be ſubject to ſuch Incapacities, as in ſuch Caſe or Caſes are by the ſaid recited Act provided, enacted, and eſtabliſhed; and that every King and Queen of this Realm, who ſhall come to and ſucceed in the Imperial Crown of this Kingdom, by virtue of this Act, ſhall have the Coronation Oath adminiſtred to him, her or them, at their reſpective Coronations, according to the Act of Parliament made in the firſt Year of the Reign of his Majeſty, and the ſaid late Queen MARY, intituled, *An Act for eſtabliſhing the Coronation Oath*, and ſhall make, ſubſcribe, and repeat the Declaration in the Act firſt above recited mentioned or referred to, in the Manner and Form thereby preſcribed.

Papiſt, &c. incapacitated from inheriting the Crown.

King and Queen to take the Coronation Oath, 1 W. & M. ſt. 1. c. 6. and ſubſcribe the Declaration.

'III. And whereas it is requiſite and neceſſary that ſome further Proviſion be made for ſecuring our Religion, Laws and Liberties, from and after the Death of his Majeſty and the Princeſs ANNE of *Denmark*, and in Default of Iſſue of the Body of the ſaid Princeſs, and of his Majeſty reſpectively;' Be it enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in Parliament aſſembled, and by the Authority of the ſame,

Conditions for ſecuring the Religion, Laws, &c. in Default of Iſſue of the Princeſs Anne and the King.

'THAT whoſoever ſhall hereafter come to the Poſſeſſion of this Crown, ſhall join in Communion with the Church of *England*, as by Law eſtabliſhed.'

'That in caſe the Crown and Imperial Dignity of this Realm ſhall hereafter come to any Perſon, not being a Native of this Kingdom of *England*, this Nation be not obliged to engage in any War for the Defence of any Dominions or Territories which do not belong to the Crown of *England*, without the Conſent of Parliament.'

'That no Perſon who ſhall hereafter come to the Poſſeſſion of this Crown, ſhall go out of the Dominions of *England*, *Scotland*, or *Ireland*, without Conſent of Parliament.'

'That from and after the Time that the further Limitation by this Act ſhall take Effect, all Matters and Things relating to the well governing of this Kingdom, which are properly cognizable in the Privy Council by the Laws and Cuſtoms of this Realm, ſhall be tranſacted there, and all Reſolutions taken thereupon ſhall be ſigned by ſuch of the Privy Council as ſhall adviſe and conſent to the ſame.'

'Repealed by 1 Geo. 1. ſtat. 2. c. 51.'

'Repealed by 4 Annæ, c. 8. §. 24.'

'That

'That after the ſaid Limitation ſhall take Effect as aforeſaid, no Perſon born out of the Kingdoms of *England*, *Scotland*, or *Ireland*, or the Dominions thereunto belonging (although he be naturalized or made a Denizen, except ſuch as are born of *Engliſh* Parents) ſhall be capable to be of the Privy Council, or a Member of either Houſe of Parliament, or to enjoy any Office or Place of Truſt, either Civil or Military, or to have any Grant of Lands, Tenements or Hereditaments from the Crown, to himſelf or to any other or others in Truſt for him.

'This Clauſe extends not to Perſons nat uralized at or before the Acceſſion of King Geo. 1. to to the Crown.'

'That no Perſon who has an Office or Place of Profit under the King, or receives a Penſion from the Crown, ſhall be capable of ſerving as a Member of the Houſe of Commons.

Repealed by 4 Ann. c. 8. §. 25. 6 Ann. c. 7. 1 Geo. 1. c. 56.

'That after the ſaid Limitation ſhall take Effect as aforeſaid, Judges Commiſſions be made *Quandiu ſe bene geſſerint*, and their Salaries aſcertained and eſtabliſhed; but upon the Addreſs of both Houſes of Parliament it may be lawful to remove them.

'That no Pardon under the Great Seal of *England* be pleadable to an Impeachment by the Commons in Parliament.

'IV. And whereas the Laws of *England* are the Birth-right of the People thereof, and all the Kings and Queens, who ſhall aſcend the Throne of this Realm, ought to adminiſter the Government of the ſame according to the ſaid Laws, and all their Officers and Miniſters ought to ſerve them reſpectively according to the ſame:' The ſaid Lords Spiritual and Temporal, and Commons, do therefore further humbly pray, That all the Laws and Statutes of this Realm for ſecuring the eſtabliſhed Religion, and the Rights and Liberties of the People thereof, and all other Laws and Statutes of the ſame now in Force, may be ratified and confirmed, and the ſame are by his Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, and by Authority of the ſame, ratified and confirmed accordingly.

All Laws for ſecuring the eſtabliſhed Religion, &c. confirmed. *See farther* 13 *W.* 3. *c.* 6.

CAP. III.

An Act for preventing any Inconveniencies that may happen by Privilege of Parliament.

FOR the preventing all Delays the King or his Subjects may receive in any of his Courts of Law or Equity, and for their Eaſe in the Recovery of their Rights and Titles to any Lands, Tenements or Hereditaments, and their Debts or other Dues, for which they have Cauſe of Suit or Action; Be it enacted by the King's moſt excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the four and twentieth Day of *June* one thouſand ſeven hundred and one, any Perſon and Perſons ſhall and may commence and proſecute any Action or Suit in any of his Majeſty's Courts of Record at *Weſtminſter*, or High Court of *Chancery*, or Court of *Exchequer*, or the Duchy Court of *Lancaſter*, or in the Court of Admiralty, and in all Cauſes Matrimonial and Teſtamentary in the Court of the Arches, the Prerogative Courts of *Canterbury* and *York*, and the Delegates, and all Courts of Appeal, againſt any Peer of this Realm, or Lord of Parliament, or againſt any of the Knights, Citizens and Burgeſſes of the Houſe of Commons for the time being, or againſt their or any of their Menial or other Servants, or any other Perſon intitled to the Privilege of Parliament, at any Time from and immediately after the Diſſolution or Prorogation of any Parliament, until a new Parliament ſhall meet, or the ſame be re-aſſembled and from and immediately after any Adjournment of both Houſes of Parliament for above the Space of fourteen Days, until both Houſes ſhall meet or re-aſſemble; and that the ſaid reſpective Courts ſhall and may, after ſuch Diſſolution, Prorogation, or Adjournment as aforeſaid, proceed to give Judgment, and to make final Orders, Decrees and Sentences, and award Execution thereupon; any Privilege of Parliament to the contrary notwithſtanding.

Amended by 11 Geo. 2. c. 24.

Action may be commenced againſt Peer or Member of Parliament, &c. in the Interval of Parliament, &c.

and after Prorogation, &c. Court may give Judgment.

II. Provided nevertheleſs, That this Act ſhall not extend to ſubject the Perſon of any of the Knights, Citizens and Burgeſſes of the Houſe of Commons, or any other Perſon intitled to the Privilege of Parliament, to be arreſted during the Time of Privilege: Nevertheleſs, if any Perſon or Perſons, having Cauſe of Action or Complaint againſt any Peer of this Realm, or Lord of Parliament, ſuch Perſon or Perſons, after any Diſſolution, Prorogation or Adjournment as aforeſaid, or before any Seſſions of Parliament, or Meeting of both Houſes as aforeſaid, ſhall and may have ſuch Proceſs out of his Majeſty's Courts of *King's Bench*, *Common Pleas*, and *Exchequer*, againſt ſuch Peer or Lord of Parliament, as he or they might have had againſt him out of the Time of Privilege; and if any Perſon or Perſons, having Cauſe of Action againſt any of the ſaid Knights, Citizens or Burgeſſes, or any other Perſon intituled to Privilege of Parliament, after any Diſſolution, Prorogation, or ſuch Adjournment as aforeſaid, or before any Seſſions of Parliament, or Meeting of both Houſes as aforeſaid, ſuch Perſon or Perſons ſhall and may proſecute ſuch Knight, Citizen or Burgeſs, or other Perſon intituled to the Privilege of Parliament, in his Majeſty's Courts of *King's Bench*, *Common Pleas*, or *Exchequer*, by Summons and Diſtreſs infinite, or by Original Bill, and Summons, Attachment, and Diſtreſs Infinite thereupon to be iſſued out of any of the ſaid Courts of Record, which the ſaid reſpective Courts are hereby impowered to iſſue againſt them, or any of them, until he or they ſhall enter a Common Appearance, or file Common Bail to the Plaintiff's Action, according to the Courſe of each reſpective Court; and any Perſon or Perſons, having Cauſe of Suit or Complaint, may, in the Times aforeſaid, exhibit any Bill or Complaint againſt any Peer of this Realm, or Lord of Parliament, or againſt any of the ſaid Knights, Citizens or Burgeſſes, or other Perſon intituled to the Privilege of Parliament, in the High Court of *Chancery*, Court of *Exchequer*, or Duchy Court of *Lancaſter*, and may proceed thereupon by Letter or *Subpœna* as is uſual, and upon leaving a Copy of the Bill with the Defendant, or at his Houſe or Lodging, or laſt Place of Abode,

Perſon may have Proceſs againſt Peer, &c. after Diſſolution of Parliament,

and may exhibit Bill againſt any Peer or Member, &c.

Abode, may proceed thereon; and for want of an Appearance or Anſwer, or for Non-performance of any Order or Decree, or Breach thereof, may ſequeſter the real and perſonal Eſtate of the Party, as is uſed and practiſed where the Defendant is a Peer of this Realm, but ſhall not arreſt or impriſon the Body of any of the ſaid Knights, Citizens and Burgeſſes, or other privileged Perſon, during the Continuance of Privilege of Parliament.

and ſequeſter the Party's Eſtate, but not arreſt his Body.

Plaintiff prevented from Proſecution by Privilege of Parliament, not to be barred by any Statute of Limitation, &c.

III. And be it enacted by the Authority aforeſaid, That where any Plaintiff ſhall, by Reaſon or Occaſion of Privilege of Parliament, be ſtayed or prevented from proſecuting any Suit by him commenced, ſuch Plaintiff ſhall not be barred by any Statute of Limitation, or nonſuited, diſmiſſed, or his Suit diſcontinued, for want of Proſecution of the Suit by him begun, but ſhall from Time to Time, upon the Riſing of the Parliament, be at Liberty to proceed to Judgment and Execution.

No Action, &c. againſt the King's immediate Debtor, &c.

IV. And it is hereby enacted, That no Action, Suit, Proceſs, Order, Judgment, Decree or Proceeding in Law or Equity againſt the King's original and immediate Debtor, for the Recovery or Obtaining of any Debt or Duty originally and immediately due or payable unto his Majeſty, his Heirs or Succeſſors, or againſt any Accountant, or Perſon anſwerable or liable to render any Account unto his Majeſty, his Heirs or Succeſſors, for any Part or Branch of any of his or their Revenues, or other original or immediate Debt or Duty, or the Execution of any ſuch Proceſs, Order, Judgment, Decree or Proceedings,

ſhall be ſtayed by Privilege of Parliament, but Perſon not liable to be arreſted, &c.

ſhall be impeached, ſtayed or delayed, by or under the Colour or Pretence of any Privilege of Parliament; yet ſo neverthleſs, that the Perſon or Perſons of any ſuch Debtor or Accountant, or Perſon anſwerable or liable to account, being a Peer of this Realm or Lord of Parliament, ſhall not be liable to be arreſted or impriſoned by or upon any ſuch Suit, Order, Judgment, Decree, Proceſs or Proceedings, or being a Member of the Houſe of Commons, ſhall not, during the Continuance of the Privilege of Parliament, be arreſted or impriſoned, by or upon any ſuch Order, Judgment, Decree, Proceſs or Proceedings.

Proviſo.

V. Provided neverthleſs, That neither this Act, nor any thing therein contained, ſhall extend to give any Juriſdiction, Power or Authority, to any Court, to hold Plea in any real or mixt Action, in any other Manner than ſuch Court might have done before the making this Act.

Farther Proviſions concerning Parliament, 2 & 3 *Ann. c.* 18. 9 *Geo.* 2. *c.* 38.

6 *Ann. c.* 7 & 23. 9 *Ann. c.* 5. 10 *Ann. c.* 19 & 23. 1 *Geo.* 1. *c.* 38 & 56. 2 *Geo.* 2. *c.* 24. 6 *Geo.* 2. *c.* 23. 8 *Geo.* 2. *c.* 30. 11 *Geo.* 2. *c.* 24. 13 *Geo.* 2. *c.* 20. 15 *Geo.* 2. *c.* 22. 19 *Geo.* 2. *c.* 28. 31 *Geo.* 2. *c.* 14. 33 *Geo.* 2. *c.* 20.

CAP. IV.

An Act for appointing Wardens and Aſſay Maſters for aſſaying Wrought Plate in the Cities of *York*, *Exeter*, *Briſtol*, *Cheſter*, and *Norwich*,

Cities appointed for aſſaying, &c. Wrought Plate. ' By 8 Annæ, ſtat. 1. c. 9. §. 3. Newcaſtle on Tine hath the like Power.'

'WHEREAS the Goldſmiths, Silverſmiths, and Plateworkers of this Kingdom, remote from the City of *London*, are under great Difficulties and Hardſhips in the Exerciſe of their Trades, for want of Aſſayers in convenient Places to aſſay and touch their Wrought Plate:' For Remedy whereof, and for preventing all Frauds and Corruptions therein, be it enacted by the King's moſt excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the ſeveral Cities within this Kingdom, where the Mints were lately erected for recoining the Silver Money of this Kingdom, (*viz.*) *York*, *Exeter*, *Briſtol*, *Cheſter*, and *Norwich*, ſhall be, and are hereby appointed for the aſſaying and marking of Wrought Plate, and for executing the Powers, Authorities, and Directions given by this Act.

Goldſmiths, &c. in the ſaid Cities incorporated a Company, and ſhall chooſe Wardens annually.

II. Be it enacted by the Authority aforeſaid, That in every of the Cities aforeſaid, the Goldſmiths, Silverſmiths, and Plateworkers, who are or ſhall be Freemen of, or inhabiting within, any of the ſaid Cities, and having ſerved an Apprenticeſhip to the ſaid Trade of a Goldſmith, Silverſmith, or Plateworker, ſhall be, and are hereby reſpectively incorporated a Company of or belonging to ſuch City, and ſhall be called and known by the Name of *The Company of Goldſmiths* of ſuch City reſpectively: Which Company of ſuch City ſhall be enabled, and are hereby authorized, annually to chooſe two Perſons to be the Wardens of the ſaid Company in each of the ſaid Cities reſpectively: Which ſaid Wardens ſhall continue for the Space of one Year, and no longer, unleſs re-elected by the ſaid Company: And if any of the ſaid Wardens ſo choſen as aforeſaid, ſhall happen to die or remove out of ſuch City, then the ſaid Company ſhall, within one Month after ſuch Death or Removal, chooſe another Perſon of their Company to be Warden in his Room, and ſuch Perſon ſo choſen, ſhall, and is hereby authorized and required to act accordingly.

No Goldſmith, &c. to make Plate leſs in Fineneſs than Standard, nor ſhall ſell any until marked, &c. 12 Geo. 2. c. 26.

III. And be it further enacted by the Authority aforeſaid, That no Goldſmith, Silverſmith, or Plateworker in any of the ſaid Cities, ſhall work or make, or cauſe to be wrought or made, any Silver Veſſel, Plate, or Manufacture of Silver, leſs in Fineneſs than according to the Standard of this Kingdom, which for the Time being is or ſhall be appointed by Law for Wrought Plate, nor ſhall put to ſale, exchange, or ſell any Plate or Manufacture of Silver made after the nine and twentieth Day of *September* one thouſand ſeven hundred and one, until ſuch Time as ſuch Plate or manufactured Silver ſhall be marked as followeth, *viz.* with the Worker's Mark, to be expreſſed with the two firſt Letters of his Surname, to denote the Maker thereof, and alſo with the Lion's Head eraſed, and the Figure of a Woman commonly called *Britannia*, and with the Arms of ſuch of the Cities aforeſaid; wherein ſuch Plate ſhall be aſſayed and marked, to denote the Goodneſs thereof, and the Place where the ſame was aſſayed and marked, and alſo with a diſtinct variable Mark or Letter in Roman Character; which Mark or Letter ſhall be annually changed upon the Election of new Wardens for each reſpective Company, to denote the Year in which ſuch Plate is made; upon Pain that all ſuch Silver Veſſels, Plate, or other manufactured Silver (except ſuch Things as by reaſon of their Smallneſs are not capable of receiving a Touch)

Penalty.

Exception.

which ſhall be made, expoſed to ſale, or exchanged, contrary to this Act, ſhall be forfeited, or the Value thereof, one Moiety thereof to the King's Majeſty, his Heirs and Succeſſors, and the other Moiety thereof to ſuch Perſon or Perſons as will ſue for the ſame, to be recovered by Action of Debt, Bill, Suit, or Information, in any Court of Record in any County or Place wherein ſuch Offence ſhall be committed, and wherein no Eſſoin, Protection, Wager of Law, or any more than one Imparlance ſhall be allowed.

An Aſſayer to be elected in each City, and allowed eight Grains per Pound Troy of Silver.

IV. And be it further enacted by the Authority aforeſaid, That there ſhall be an able and skilful Man, experienced in aſſaying of Gold and Silver, elected by the ſaid Company of Goldſmiths in each of the ſaid Cities reſpectively, for whom it ſhall and may be lawful to detain eight Grains only from every Pound *Troy* of Silver he ſhall aſſay, four Grains whereof ſhall be put into the Box of Diet, and the other four Grains ſhall be allowed him towards his Waſte and Spillings in making the ſaid Aſſays; and who immediately after his Election, ſhall take the Oath following, *viz.*

Aſſayer's Oath.

'I *A. B.* do ſwear, That I will be faithful and true to our Sovereign Lord King WILLIAM, and will ſo long as I ſhall continue an Aſſayer, well and faithfully behave myſelf in the ſaid Office, and no undue Profit to myſelf take, to the hurting or hindrance of any Perſon that is Owner or Bringer in of any Gold or Silver in Plate, to be aſſayed, except of Plate wrought only four Grains of every Pound Weight to be taken and put into the Box of Diet, and other four Grains to be taken likewiſe of every Pound Weight of Plate wrought (and not otherwiſe) towards my Waſte and Spillings in making the ſaid Aſſays; and that I will touch no Gold nor Silver, but what ſhall be of the Goodneſs of, and according to the Standard of this Kingdom, which for the Time being is or ſhall be appointed by Law for wrought Plate; and all ſuch Gold or Silver as ſhall be brought to me to be touched, I will truly ſet down in Writing, and the ſame at all Times, as I ſhall be required, will duly and truly deliver again (except eight Grains as aforeſaid) and will true Accounts make thereof, when thereunto required by the Wardens of the Companies wherein I am choſen Aſſayer; and that I will no Aſſays make of Things new wrought before they be marked with the Mark of the Maker or Owners thereof; and that I will not put into the aforeſaid Box any Silver, but that Silver which I ſhall have ſcraped and taken from the Plate which I ſhall aſſay and paſs for Standard.'

So help me God.

Mayor to adminiſter the Oath.

V. Which Oath the Mayor in the reſpective Cities aforeſaid is hereby required and impowed to adminiſter to ſuch Aſſayer.

Diet Box to be locked with three Locks.

VI. And it is hereby further enacted, That the Box or Boxes wherein the Diet of all ſuch Plate as ſhall be tried by the Aſſayers aforeſaid, is put, ſhall be locked up with three different Locks, and the reſpective Keys thereof ſhall be kept by the Wardens and Aſſayers of ſuch reſpective Company, by whom ſuch Aſſayers ſhall be elected and choſen: Which Box or Boxes ſhall be at the Charge of each reſpective Company, conveyed annually (if required by the Lord Chancellor or Keeper of the Great Seal of *England* for the Time being) to his Majeſty's Royal Mint at the Tower of *London*; and the ſaid Diet therein contained ſhall be tried as the Pix of the Coin of this Kingdom is tried; and if in any of the ſaid Diets there ſhall be found any Falſhood or Deceit, then every ſuch Company, for every ſuch Offence, ſhall forfeit the Sum of fifty Pounds, to be recovered, in Manner as aforeſaid, againſt ſuch Company, or any Member thereof in his private Capacity, and to be diſpoſed of as aforeſaid: And if any Plate ſhall be touched, allowed, or marked, for Good, by any of the Aſſayers of the reſpective Places aforeſaid, and if in the ſame there ſhall be found any Deceit, then ſuch Aſſayer, who ſo marked the ſame, ſhall forfeit double the Value of the Plate ſo marked, to be recovered and diſpoſed as aforeſaid.

Box may be annually conveyed to the Mint in the Tower, &c.

Penalty on Company.

Penalty on Aſſayer.

Goldſmith, &c. of any City where no Aſſayer is appointed ſhall enter his Name, &c. with the Wardens of the Company of ſuch City where an Aſſayer is appointed.

Penalty on Goldſmith, &c.

VII. And be it further enacted by the Authority aforeſaid, That on or before the nine and twentieth Day of *September* one thouſand ſeven hundred and one, every Goldſmith, Silverſmith, or Plateworker, inhabiting in any of the Cities aforeſaid, or in any other Town or Place within this Kingdom, where an Aſſayer is not, or ſhall not be appointed, and alſo every Perſon who at any Time after the ſaid nine and twentieth Day of *September* ſhall be a Goldſmith, Silverſmith, or Plateworker, and ſhall inhabit in any of the Cities aforeſaid, or in any other Town or Place within this Kingdom, where an Aſſayer is not, or ſhall not be appointed, before he takes upon him to exerciſe any of the ſaid Trades, ſhall enter his Name and his Mark, and Place of Abode, with the Wardens of ſuch Company of that City or Place where an Aſſayer is or ſhall be appointed; which ſhall be done by the ſaid Wardens, upon Demand, without Fee or Reward; and if any ſuch Goldſmith, Silverſmith, or Plateworker, ſhall not enter his Name, and Mark, and Place of Abode as aforeſaid, or ſhall ſtrike any other Mark on Plate, but what is ſo entred, ſuch Goldſmith, Silverſmith, or Plateworker ſo offending, ſhall forfeit double the Value of the Plate ſo marked, to be recovered and diſpoſed as aforeſaid.

Penalty on Perſon counterfeiting Stamps.

VIII. And be it further enacted, That if any Perſon ſhall counterfeit any of the Stamps appointed by this Act to be uſed by the ſaid Wardens or Aſſayers for marking Wrought Plate, or any of the Stamps uſed by the Wardens of the Company of Goldſmiths of the City of *London*, ſuch Perſon ſhall for every ſuch Offence forfeit the Sum of five hundred Pounds, to be recovered and diſpoſed as aforeſaid.

'Repealed, and 100 l. inflicted by 12 Geo. 2. c. 26.'

'IX. And whereas it is not the Intent and Meaning of this Act to hinder any Goldſmith, Silverſmith, or Plateworker, not inhabiting within any of the Cities aforeſaid, from exerciſing his or their Trade of Goldſmith, Silverſmith, or Plateworker;' yet for preventing of Abuſe and Corruption therein, it is hereby further enacted, That all and every Goldſmith, Silverſmith, and Plateworker, inhabiting in any Town or Place, where an Aſſayer is not or ſhall not be appointed, elected, or choſen, ſhall firſt fix his or their Mark upon all his and their Plate which ſhall be made from and after the ſaid nine and twentieth Day of *September* (except ſuch Things as by reaſon of their Smallneſs are not capable of receiving

Goldſmith, &c. ſhall firſt fix his own Mark on all his Plate, &c. and then ſend it to be aſſayed, &c.

the Touch) and ſhall then bring or ſend the ſame to ſome City or Place where an Aſſayer is or ſhall be appointed, elected, or choſen, and the ſame ſhall be there aſſayed according to this Act; and if by the ſaid Aſſayer it ſhall be found to be of the Fineneſs of the Standard, which for the Time being is or ſhall be by Law appointed for wrought Plate, then the ſame ſhall be marked by the ſaid Aſſayer, as he is by this Act required to mark the Plate of the reſpective Company by which he ſhall have been choſen an Aſſayer; and ſhall be allowed, ſatisfied and paid towards his Charge and Trouble in making ſuch Aſſays, by the Owner or Owners, Bringer or Bringers of ſuch Plate ſo aſſayed, a Sum not exceeding Six-pence for every Pound *Troy*, and ſo proportionably for every greater or leſſer Quantity of Plate ſo aſſayed and marked; and if any ſuch Goldſmith, Silverſmith, or Plateworker ſhall work or make, or cauſe to be wrought or made any Silver Veſſel, Plate, or Manufacture of Silver leſs in Fineneſs than according to the Standard, which for the Time being is or ſhall be by Law appointed for Wrought Plate, or ſhall put to ſale, exchange, or ſell any Silver Veſſel, Plate, or Manufacture of Silver, made after the ſaid nine and twentieth Day of *September* (unleſs it be ſuch Things as in reſpect of their Smallneſs are not capable of receiving a Touch) before ſuch Veſſel, Plate, or Manufacture of Silver ſhall be aſſayed and marked as aforeſaid, every ſuch Goldſmith, Silverſmith, and Plateworker ſo offending, ſhall forfeit the ſaid Plate, or the Value thereof, to be recovered and diſpoſed as aforeſaid.

If Standard, Aſſayers to mark the ſame, and have 6 d. per Pound Troy.

Penalty on Goldſmith, &c.

CAP. V.

An Act for continuing a former Act to prevent falſe and double Returns of Members to ſerve in Parliament.

7 W. 3. c. 7.

'WHEREAS in the firſt Seſſion of the Parliament, begun the two and twentieth Day of *November* in the ſeventh Year of his preſent Majeſty's Reign, an Act was made, intituled, *An Act to prevent falſe and double Returns of Members to ſerve in Parliament*, which is thereby enacted to continue for the Term of ſeven Years, and from thence to the End of the next Seſſion of Parliament, and no longer; which ſaid Act has been found by Experience to be very uſeful for the Preſervation of the Rights of the ſeveral Counties, Cities, and Boroughs of this Kingdom, in the Election of Members to ſerve in Parliament;' Be it enacted by the King's moſt excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in Parliament aſſembled, and by the Authority of the ſame, That the ſaid Act, and every Clauſe therein contained, ſhall hereafter remain and be in full Force, and is hereby continued, for and during the Term and Space of eleven Years, and from thence to the End of the firſt Seſſion of the next Parliament, and no longer.

Continued for eleven Years.

CAP. VI.

An Act for continuing the Acts therein mentioned, for preventing Theft and Rapine upon the Northern Borders of *England*.

13 & 14 Car. 2. c. 22.

18 Car. 2. c. 3.

29 & 30 Car. 2. c. 2.

1 Jac. 2. c. 14.

7 & 8 W. 3. c. 17.

'WHEREAS in the Seſſion of Parliament, holden in the thirteenth and fourteenth Years of the Reign of our late Sovereign King CHARLES the Second, an Act was made, intituled, *An Act for preventing of Theft and Rapine upon the Northern Borders of* England, which was thereby to continue in Force for and during the Term of five Years; And whereas another Act was made in the eighteenth Year of the ſaid late King, intituled, *An Act to continue a former Act, to prevent Theft and Rapine upon the Northern Borders of* England; both which Acts were revived and continued by another Act, made in the twenty-ninth and thirtieth Years of the Reign of the ſaid late King, intituled, *An Act for continuing of two former Acts for preventing of Theft and Rapine upon the Northern Borders of* England, for and during the Space and Term of ſeven Years, and alſo from thence until the End of the firſt Seſſion of the then next Parliament; which three aforementioned Acts were continued by an Act made in the firſt Year of the late King JAMES the Second, for and during the Space and term of eleven Years, and alſo from thence until the End of the firſt Seſſion of the then next Parliament; and were further continued by another Act made in the ſeventh and eighth Years of his preſent Majeſty's Reign, for and during the Space and Term of five Years, and from thence to the End of the firſt Seſſion of the next Parliament; which Laws have been found neceſſary for the Preſervation of thoſe Places from that great Number of lewd, diſorderly and lawleſs Perſons, that uſually frequented and infeſted thoſe Parts, and are now near expiring:' Be it therefore enacted by the King's moſt excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in Parliament aſſembled, and by the Authority of the ſame, That the ſaid Acts, and all and every of them, and all and every Matter, Clauſe and Clauſes therein contained, and all and every the Powers and Authorities thereby given, be and continue, and are hereby continued in full Force, from and after the Expiration of the laſt mentioned Act, for and during the Space and Term of eleven Years, and from thence to the End of the firſt Seſſion of the next Parliament, and no longer.

Continued for eleven Years.

and deemed Publick Acts. 10 Geo. 1. c. 17.

II. Provided always, and be it enacted by the Authority aforeſaid, That the ſaid Acts ſhall be accepted, taken and reputed to be General and Publick Acts of Parliament, of which all and every the Judge and Judges of this Kingdom in all Courts ſhall take Notice on all Occaſions whatſoever, as if they were Publick Acts of Parliament relating to the whole Kingdom; any Thing therein contained to the contrary thereof in any wiſe notwithſtanding.

CAP. VII.

An Act for the better ſettling and preſerving the Library kept in the Houſe at *Weſtminſter*, called *Cotton Houſe*, in the Name and Family of the *Cottons*, for the Benefit of the Publick.

'WHEREAS Sir *Robert Cotton*, late of *Connington*, in the County of *Huntington*, Baronet did at his own great Charge and Expence, and by the Aſſiſtance of the moſt learned Antiquaries of his Time, collect and purchaſe the moſt uſeful Manuſcripts, written Books, Papers, Parchments, Records, and other Memorials in moſt Languages, of great Uſe and Service for the Knowledge and Preſervation of our Conſtitution both in Church and State; which Manuſcripts and other Writings were procured, as well from Parts beyond the Seas, as from ſeveral private Collectors of ſuch Antiquities within this Realm, and are generally eſteemed the beſt Collection of its Kind now any where Extant: And whereas the ſaid Library has been preſerved with the utmoſt Care and Diligence by the late Sir *Thomas Cotton*, Son of the ſaid Sir *Robert*, and by Sir *John Cotton* of *Weſtminſter* now living, Grandſon of the ſaid Sir *Robert*, and has been very much augmented and enlarged by them, and lodged in a very proper Place in the ſaid Sir *John*'s ancient Manſion Houſe at *Weſtminſter*, which is very convenient for that Purpoſe: And whereas the ſaid Sir *John Cotton*, in purſuance of the Deſire and Intentions of his ſaid Father and Grandfather, is content and willing that the ſaid Manſion Houſe and Library ſhould continue in his Family and Name, and not be ſold, or otherwiſe diſpoſed or imbeziled, and that the ſaid Library ſhould be kept and preſerved by the Name of *The Cottonian Library*, for publick Uſe and Advantage:' Now for the better ſettling and aſſuring the ſame, according to the Deſire of the ſaid Sir *John Cotton*, and at his Requeſt; Be it enacted by the King's moſt excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in Parliament aſſembled, and by the Authority of the ſame, That from and immediately after the Death of the ſaid Sir *John Cotton*, the ſaid Manſion Houſe, with the Gardens, and all other Appurtenances, and alſo all the ſaid Library or Collection of Manuſcripts, written Books, Papers, Parchments, Records, and other Memorials, all which are particularly mentioned and named in a Schedule now remaining in the ſaid Library, together with all Coins, Medals, and other Rarities and Curioſities in the ſaid Library now remaining, be ſettled, limited, and veſted in the Truſtees hereafter named, to have, hold and enjoy to them and their Succeſſors for ever, to the Uſes, Intents and Purpoſes following (that is to ſay) As for the ſaid Houſe, Gardens and Appurtenances, other than the Room where the ſaid Library now is, or hereafter may be lodged, and a convenient Way, Paſſage and Reſort to the ſame, at the Will and Diſcretion of the Heirs of the Family, and the Library hereafter mentioned, to the only proper Uſe and Behoof of *John Cotton*, Eſquire, of *Connington*, Grandſon and Heir of the ſaid Sir *John Cotton*, and after his Deceaſe, to the firſt and every Son and Sons of the Body of the ſaid *John Cotton*, to be begotten, and the Heirs Males of the Body of ſuch Son or Sons iſſuing ſucceſſively; and for Default of ſuch Iſſue, to the Uſe of *Thomas Cotton*, Brother of the ſaid *John Cotton*, for the Term of his natural Life; and after his Deceaſe, to the firſt and every Son and Sons of the Body of the ſaid *Thomas* to be begotten ſucceſſively, and to the Heirs Males of ſuch Son or Sons; and for Default of Iſſue, to *Robert Cotton* of *Giddin* in the County of *Huntington*, Eſquire, Son of the ſaid Sir *John Cotton*, for the Term of his natural Life; and after his Deceaſe to *John Cotton*, Son of the ſaid *Robert Cotton*, for his natural Life; and after his Deceaſe, to the firſt and every Son and Sons of the ſaid *John* to be begotten ſucceſſively, and the Heirs Males of their Bodies iſſuing; and for Default of ſuch Iſſue to all and every the other Son and Sons of the ſaid Body of the ſaid *Robert* to be begotten, and the Heirs Males of ſuch Son or Sons ſucceſſively; and for Default of ſuch Iſſue to Sir *Robert Cotton*, of *Hattley Saint George* in the County of *Cambridge*, Knight, for his natural Life; and after his Deceaſe, to the firſt and every Son or Sons of his Body to be begotten, and the Heirs Males of ſuch Son or Sons iſſuing ſucceſſively; and for Default of ſuch Iſſue, to *Philip Cotton* of *Connington* in the County of *Cambridge*, Eſquire, for his natural Life; and after his Deceaſe, to the firſt and every Son or Sons of his Body to be begotten, and the Heirs Males of ſuch Son or Sons iſſuing ſucceſſively; and for Default of ſuch Iſſue, to *Thomas Cotton* of *Cotton* in the County Palatine of *Cheſter*, Eſquire, for the Term of his natural Life; and after his Deceaſe, to the firſt and every the Son and Sons of his Body to be begotten, and the Heirs Males of ſuch Son or Sons iſſuing ſucceſſively; and for Default of ſuch Iſſue, to the right Heirs of *John Cotton*, Grandſon and Heir of the ſaid Sir *John Cotton*, for ever: And as for and concerning the ſaid Library, and the Room wherein the ſame is or ſhall be contained, together with a convenient Paſſage for reſorting thereunto, upon this Truſt and Confidence, that the ſaid Truſtees and their Succeſſors ſhall and will from Time to Time, and at all Times hereafter, as Occaſion ſhall require, inſpect, conſult, and take Care of the ſaid Library, and other Particulars abovementioned, and alſo make and appoint ſuch Orders and Rules as they ſhall think proper, for the reading and uſing the ſame, and for their better Preſervation, and to the Intent and Purpoſe that the ſaid Truſtees, or the major Part of them, ſhall nominate and appoint a good and ſufficient Perſon, well read in Antiquities and Records, to have the immediate Care and Cuſtody of the ſaid Library; which Perſon ſo nominated ſhall, before he takes upon him the ſaid Cuſtody and Employment, give Security to the Value of five hundred Pounds by Recognizance, with ſufficient Sureties, that none of the Manuſcripts, written Books, Papers, Parchments, Records, or other Memorials, whoſe Names and Titles are in the ſaid Schedule, ſhall be loſt, or otherwiſe imbeziled; and ſhall alſo, before he take upon him the ſaid Cuſtody and Employment, take the Oath following before the Lord Chancellor, or Lord Keeper of the

To be called the Cottonian Library,

and after Sir John Cotton's Death, the ſaid Manſion Houſe, Library, &c.

ſhall be veſted in Truſtees, to the Uſes following,

John Cotton Eſquire of Connington;

Thomas Cotton;

Robert Cotton of Giddin;

John Cotton.

Sir Robert Cotton;

Philip Cotton;

Thomas Cotton of Cotton;

Truſtees to inſpect and take Care of the ſaid Library, &c.

and appoint a Library Keeper,

who ſhall give Security,

and take the following Oath.

the Great Seal of *England* for the Time being, in open Court, who is hereby impowered and required to adminiſter the ſame, *viz.*

'I *A. B.* do ſwear, That I ſhall and will during my Continuance in the Employment of Keeeper 'of the *Cottonian* Library, uſe my utmoſt Care and Endeavour for the preſerving of the ſame; and 'will not willingly or wittingly permit or ſuffer the ſame, or any of the ſaid Books, Papers, Parch-'ments, Records, or other Particulars contained in the ſaid Library, to be given away, aliened, diſpoſed, 'or otherwiſe imbeziled.'

So help me God.

Houſe and Library, &c. not ſubject to Judgments, &c.

II. And it is hereby further enacted, That the ſaid Houſe, with the Appurtenances, and the Library, and other Particulars aforeſaid, ſhall never be ſubject or liable to any Judgments, Statutes, Recognizances, or any other Incumbrances, nor ſhall ever be ſold or aliened, forfeited or forfeitable, upon any Account or Pretence whatſoever: And further, That the Lord Chancellor, or Lord Keeper for the Time being, the Honourable *Robert Harley* Eſquire, Speaker of the Houſe of Commons, and the Honourable the Speaker of the Houſe of Commons for the Time being, the Lord Chief Juſtice of the *King's Bench* for the Time being, Sir *Robert Cotton* of *Hatley Saint George* in the County of *Cambridge* Knight, *Philip Cotton* of *Connington* in the ſaid County Eſquire, *Robert Cotton* of *Giddin* in the County of *Huntington* Eſquire, and *William Hanbury* of the *Inner Temple London* Eſquire; ſhall be the Truſtees to and for the Purpoſes aforeſaid; and in caſe of the Deceaſe of any of the ſaid laſt recited four Perſons, the ſaid *John Cotton*, or other Heir Male of the ſaid Family, who ſhall be in Poſſeſſion, or intituled to the Poſſeſſion of the Manſion Houſe by the Limitations above recited, ſhall nominate and appoint one or more fit Perſons to ſucceed him or them, and ſupply the Place of him or them ſo dying.

Truſtees.

Bargains, &c. of any Manuſcript, &c. in the ſaid Library made void.

Library Keeper to make a new Schedule of the Manuſcripts, &c. and inroll the ſame in Chancery, without Fee.

III. And be it further enacted by the Authority aforeſaid, for the better ſecuring and preſerving the ſaid Library, That all Bargains, Sales, Gifts, Grants, Deviſes, or other Alienation whatſoever, of any of the Manuſcripts, Parchments, written Papers, Records, or other Memorials in the Schedule now remaining in the ſaid Library, and alſo of all Coins, Medals, and other Rarities in the ſaid Library contained, are hereby declared to be abſolutely void and of none Effect: And further, That within ſix Months after any Library Keeper ſhall undertake the ſaid Office, he ſhall cauſe another Schedule to be made in Parchment, which ſhall contain not only the Names and Titles of all the ſaid Manuſcripts, Parchments, written Papers, Records, and other Memorials, but alſo the Number of the Pages and Folio's thereunto belonging, and cauſe the ſame to be inrolled in the High Court of *Chancery*, as alſo the Names of all ſuch Coins, Medals, and other Rarities as he ſhall find contained in the ſaid Library; which ſaid Inrollments ſo to be made, ſhall be taken and received in the ſaid Court without any Fee or Reward for the ſame.

Saving the King's Right, &c. 5 Ann. c. 30.

IV. Saving nevertheleſs to his Majeſty, and all Bodies Politick and Corporate, their Heirs and Succeſſors, and all and every other Perſon and Perſons, their Heirs, Executors and Adminiſtrators (other than the ſaid Sir *John Cotton*, *John Cotton* the Grandſon, and *John Cotton*, and all claiming from, by or under them, or either of them) all ſuch Right, Title and Intereſt, as they or any of them might have or claim, if this Act had never been made; any Thing in this Act contained to the contrary thereof in any wiſe notwithſtanding.

CAP. VIII.

EXP. An Act for raiſing the Militia for one Year, although the Month's Pay formerly advanced be not repaid.

CAP. IX.

PR. 'Enlarged by 10 Ann. c. 24, §. 1.'

11 Geo. 2. c. 8.

An Act for the recovering, ſecuring, and keeping in Repair the Harbour of *Minehead*, for the Benefit and ſupport of the Navigation and Trade of this Kingdom. Duties to be paid for Wooll, *&c.* exported or imported into the Port of *Minehead*. For Wooll a Halfpenny *per* Stone, and for Woollen and Bay Yarn one Penny *per* Stone. Stone to contain 18 *l.* All other Goods 6 *d. per* Tun. Ship, *&c.* drove into *Minehead* by ſtreſs of Weather, to pay Tunnage and Keelage, *viz.* Coaſting Ship, *&c.* of 30 Tuns 1 *s.* of 50 Tuns 2 *s.* of 30 Tuns, *&c.* trading to *Ireland*, *&c.* 2 *s.* 6 *d.* of 50 Tons, *&c.* 5 *s.* Truſtees appointed. In caſe of Death, *&c.* ſurviving Truſtees may elect new ones. Truſtees may make Orders, direct the diſpoſing of the Duties, *&c.* and appoint Collectors, *&c.* No Entry, *&c.* to be taken until Duty hereby granted be paid, *&c.* Perſon authorized may go on board any Ship, *&c.* demand the Duties, and on Nonpayment diſtrain, *&c.* Twelve Pence *per* Pound allowed for collecting. Collector to enter in a Book all Receipts and Diſburſements, *&c.* to be ſtated yearly, and delivered to the Truſtees on Oath. Truſtees may convey the Duties as a Security for Monies to be borrowed, *&c.* Lord of the Manor of *Minehead* to appoint a Water Bailiff, who is to be ſworn. Duties to be paid to the Lord of the Manor after Expiration of the Term. Act not to take away the ancient Rights of the Lord of the Manor. An Account of all Expences, *&c.* diſburſed by the Mayor, *&c.* of *Bridgewater*, the additional Duty, *&c.* received on Goods, *&c.* ſhall be entred in a Book, *&c.* Collector at the Quarter-Seſſions for the County of *Somerſet*, yearly, ſhall bring in the ſaid Book, *&c.* Juſtices to ſurvey the Accounts, *&c.* and examine upon Oath. When *Bridgewater* Key ſhall be repaired, *&c.* additional Duty to ceaſe. Power given to Undertaker for repairing *Birdlip* Highways, *&c.* to *Glouceſter*, veſted in Juſtices of Peace, *&c.* Monies received to be paid to the Juſtices or Order. Diſtreſs on Nonpayment. Act not to prejudice any Security for Money lent. Highways to be repaired within the Time limited. PR.

CAP.

CAP. X.

An Act for granting an Aid to his Majesty for defraying the Expence of his Navy, Guards, and Garrisons for one Year, and for other necessary Occasions. 2 s. *in the Pound.*

LXXXIX. AND be it enacted by the Authority aforesaid, That no Member of the House of Commons, from and after the Dissolution of this present Parliament, shall be capable of being a Commissioner or Farmer of the Customs, or of holding or enjoying in his own Name, or in the Name of any other Person in Trust for him, or for his Use or Benefit, or of excuting by himself or his Deputy, any Office, Place, or Imployment, touching or concerning the farming, collecting, or managing the Customs. *After Dissolution of this Parliament, no Member shall be a Commissioner, &c. of Customs.*

XC. And be it further enacted, That if any Member of the House of Commons, from and after the Dissolution of this present Parliament, shall, during the Time of his being a Member of Parliament, by himself or his Deputy, or any other in Trust for him, or for his Benefit, take, enjoy, or execute any Office, Place, or Imployment, touching or concerning the farming, managing, or collecting the Customs, such Person is hereby declared and enacted to be absolutely incapable of sitting, voting, or acting as a Member of the House of Commons in such Parliament. *Member executing Office in Custom incapable of sitting.*

XCI. And be it further enacted by the Authority aforesaid, That from and after the nine and twentieth Day of *September* one thousand seven hundred and one, no Commissioner, Collector, Comptroller, Searcher, or other Officer or Person whatsoever, concerned or imployed in the charging, collecting, levying or managing the Customs, or any Branch or Part thereof, shall by Word, Message, or Writing, or in any other Manner whatsoever, endeavour to perswade any Elector to give, or dissuade any Elector from giving his Vote for the Choice of any Person to be a Knight of the Shire, Citizen, Burgess, or Baron, of any County, City, Borough, or Cinque Port to serve in Parliament; and every Officer, or other Person offending therein shall forfeit the Sum of one hundred Pounds; one Moiety thereof to the Informer, the other Moiety to the Poor of the Parish where such Offence shall be committed, to be recovered by any Person that shall sue for the same, by Action of Debt, Bill, Plaint, or Information, in any of his Majesty's Courts of Record at *Westminster*, in which no Essoin, Protection, or Wager of Law, or more than one Imparlance shall be allowed; and every Person convict on any such Suit, of the said Offence, shall thereby become disabled and incapable of ever bearing or executing any Office or Place concerning or relating to the Customs, or any other Office or Place of Trust whatsoever under his Majesty, his Heirs or Successors. *No Officer of the Customs to influence any Election of Members.* *Penalty.* *Farther Provisions concerning Parliament,* 2 & 3 *Ann. c.* 18. 6 *Ann. c.* 7 & 23. 9 *Ann. c.* 5. 10 *Ann. c.* 19 & 23.

1 *Geo.* 1. *st.* 2. *c.* 38 & 56. 2 *Geo.* 2. *c.* 24. 6 *Geo.* 2. *c.* 23. 8 *Geo.* 2. *c.* 30. 9 *Geo.* 2. *c.* 38. 11 *Geo.* 2. *c.* 24. 13 *Geo.* 2. *c.* 20. 15 *Geo.* 2. *c.* 22. 19 *Geo.* 2. *c.* 28. 31 *Geo.* 2. *c.* 14. 33 *Geo.* 2. *c.* 20.

'XCII. And whereas by an Act of Parliament made in the first Year of the Reign of King WILLIAM and Queen MARY, intituled, *An Act for the encouraging the Exportation of Corn*, it is enacted, That 'all Persons who should export out of this Kingdom, into Parts beyond the Seas, any of the Sorts of 'Grain therein enumerated, when the Prices of such Corn at such Places were under the Rates therein 'set, should have paid them by the Commissioners, Farmers, or Collectors of his Majesty's Customs of 'the Port from whence such Corn was exported, upon a Certificate thereof, and Proof upon Oath, according to the Intent of the said Act, the Sum of five Shillings for every Quarter of Wheat, ground or 'unground; three Shillings and six Pence for every Quarter of Rye, ground or unground; and two Shillings and six Pence for every Quarter of Barley or Malt, ground or unground: And forasmuch as in 'many Ports and Places on the Coast of this Kingdom, where such Corn is exported to Parts beyond the 'Seas, there is not so much Money received by the Collectors of the Customs arising by the Duties 'chargeable with the Monies given for the Encouragement of the Exportation of Corn, as is or may be 'sufficient to pay or discharge the same, according to the Intent of the said Act, so that there are great 'Arrears in several Ports, whereby the Owners of Land, and Exporters of Corn, are under great Dis'advantages in the Sale of their Corn in those Parts, and cannot have the Benefit of the said Act, as 'others in other Places have, where such Allowance is duly paid, according to the Intent thereof:' For Remedy whereof be it enacted by the Authority aforesaid, That if the Collector of the Customs of any such Port shall not have sufficient in his Hands to satisfy and pay such Sum or Sums of Money (which are or shall be due to any Exporter, by Virtue of the said Act, arising out of the Customs and Duties out of which it ought to be paid, upon demand, according to the Intent of the said Act, that then such Collector shall give to the Person demanding such Sum or Sums of Money (without Fee or Reward) a Certificate under his Hand of what is due to such Person for the Corn exported from such Port, certifying to the Commissioners of the Customs at *London*, that he hath not Monies in his Hands sufficient to pay the same; which Certificate being affixed to the Debenture for the Corn so exported, and being produced to the Commissioners of his Majesty's Customs at *London*, they the said Commissioners are hereby authorized and required, on demand by the Person that shall bring the same, to cause the Monies thereby due to be paid in three Months by the general Receiver or Cashier of the Customs, out of such Monies as shall be in his Hand, arising out of such Customs or Duties in the said Port of *London*, as are chargeable with the Payment of any Money for the Exportation of Corn, according to the said Act, without Fee or Reward; any Law or Statute to the contrary notwithstanding. 1 W. & M. *ff.* 1. *c.* 12. *Allowance on the Exportation of Corn by* 1 W. & M. *ff.* 1. *c.* 12. *how to be paid.*

CAP.

CAP. XI.

An Act for granting to his Majeſty ſeveral Duties upon Low Wines or Spirits of the firſt Extraction, and continuing ſeveral additional Duties upon Coffee, Tea, Chocolate, Spices, and Pictures, and certain Impoſitions upon Hawkers, Pedlars, and Petty Chapmen, and the Duty of fifteen *per Centum* upon Muſlins, and for improving the Duties upon japanned and lacquered Goods, and for continuing the Coinage Duty, for the ſeveral Terms and Purpoſes therein mentioned.

'Continued and made perpetual' 3 & 4 Annæ, c. 4. 5 Annæ, c. 19. 1 Geo. 1. c. 12. §. 8.

MOST Gracious Sovereign, we your Majeſty's moſt dutiful and loyal Subjects, the Commons of *England*, in Parliament aſſembled, as a further Supply for your Majeſty's neceſſary Occaſions, have given and granted unto your Majeſty the Rates and Duties herein after mentioned, and do moſt humbly beſeech your Majeſty that it may be enacted; and be it enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the twenty-fourth Day of *March* in the Year of our Lord one thouſand ſeven hundred, and until the twenty-fifth Day of *March* one thouſand ſeven hundred and ſix, and no longer, there ſhall be paid by way of Exciſe, unto his Majeſty, his Heirs and Succeſſors, for all Low Wines or Spirits of the firſt Extraction, made or drawn by any Diſtiller or other Perſon making or drawing Spirits or Strong Waters for Sale or Exportation, within the Kingdom of *England*, Dominion of *Wales*, and Town of *Berwick* upon *Tweed*, the Rates and Duties following, over and above the Duties payable for Spirits perfectly made; that is to ſay,

From 24 March 1700. until 25 March 1706.

Exciſe to be paid for Low Wines, &c.

Every Gallon of Low Wines or Spirits 4 d.

II. For every Gallon of Low Wines or Spirits of the firſt Extraction, made or drawn from any foreign or imported Materials, or any Mixture therewith, four Pence.

Low Wines, &c. drawn from Waſh, &c. 1 d. per Gallon, or from Brewers Waſh 1 d. per Gallon, or from any other Engliſh Materials three Half-pence per Gallon.

III. For every Gallon of Low Wines or Spirits of the firſt Extraction, made or drawn only from any Sort of Drink or Waſh, brewed or made from any Sort of Malt or Corn, other than and except Brewers Waſh and Tilts, one Penny.

IV. For every Gallon of Low Wines or Spirits of the firſt Extraction, made or drawn from Brewers Waſh or Tilts, or any Mixture therewith, one Penny.

V. For every Gallon of Low Wines or Spirits of the firſt Extraction, made or drawn from any other Sort or Kind of *Engliſh* Materials, or any Mixture therewith, three Half-pence.

Duties to be collected and paid according to 12 Car. 2. c. 24. 7 W. 3. c. 30.

VI. And be it further enacted by the Authority aforeſaid, That the ſeveral Rates and Duties hereby impoſed on the Liquors aforeſaid, ſhall be raiſed, levied, collected, recovered, and paid unto his Majeſty, his Heirs and Succeſſors, during the Time before mentioned, in the ſame Manner and Form, and by ſuch Rules, Ways, Means, and Methods, and under ſuch Penalties and Forfeitures as are mentioned, expreſſed, and directed, in and by one Act of Parliament made in the twelfth Year of the Reign of the late King CHARLES the ſecond, intituled, *An Act for taking away the Court of Wards and Liveries, and Tenures* in Capite *and by Knights Service, and Purveyance, and for ſettling a Revenue upon his Majeſty in lieu thereof*, and in and by one Act made in the ſeventh Year of his Majeſty's Reign, intituled, *An Act for laying ſeveral Duties upon Low Wines or Spirits of the firſt Extraction, and for preventing the Frauds and Abuſes of Brewers, Diſtillers, and other Perſons chargeable with the Duties of Exciſe*, or by any other Law now in Force relating to the Revenue of Exciſe, and all and every the Powers, Authorities, Directions, Rules, Methods, Penalties, Forfeitures, Clauſes, Matters and Things, which in and by the ſaid Acts, and every or any of them, are provided, ſettled or eſtabliſhed, for the raiſing, levying, collecting, recovering, adjudging, and aſcertaining the Duties thereby granted, or any of them (other than and in ſuch Caſes for which other Penalties or Proviſions are made and preſcribed by this Act) ſhall be exerciſed, practiſed, applied, uſed, levied, recovered, and put in Execution, for the raiſing, levying, collecting, recovering and paying the ſeveral Rates and Duties on Low Wines, or Spirits of the firſt Extraction, hereby impoſed, during the Continuance of the ſame, as fully and effectually, to all Intents and Purpoſes, as if all and every the ſaid Powers, Authorities, Rules, Directions, Methods, Penalties, Forfeitures, Clauſes, Matters and Things were particularly again repeated and enacted in the Body of this preſent Act.

Powers in the aforeſaid Acts continued.

Diſtiller on Oath exporting Brandy, &c. drawn from malted Corn, &c.

VII. And for the Encouragement of Diſtillers and others to brew and make Spirits and Brandies from Drink brewed or made from malted Corn, and to export the ſame, as Merchandizes, into Parts beyond the Seas; Be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for any Diſtillers, or others, upon Oath made before any two or more of the Commiſſioners of the Exciſe for the Time being, or two or more Juſtices of the Peace for the County or Place from whence any Brandy, Spirits or Strong Waters made from malted Corn only, ſhall be exported (which Brandy, Spirits or Strong Waters, ſhall have been made, during the Time before mentioned) that the ſame were or was, made and drawn from Drink brewed, or made from malted Corn, without any Mixture with any other Materials, and that the ſame is not mixed with any Low Wines not drawn a ſecond Time, nor with any other Brandy or Spirits made from any other Materials, either native or foreign, and that the Duties for the ſame are paid or duly entred in order to be paid, and that the ſame, and every Part thereof, are exported as Merchandize, and are to be ſpent beyond the Seas, to export ſuch Spirits and Brandies made from Drink brewed or made from malted Corn only, as aforeſaid, and upon Certificate under the Hands of the Officers of Exciſe for the Port or Place where ſuch Spirits or Brandies were ſhipt off, of the Quantity ſo ſhipt, and that the ſame was ſhipt in the Preſence of ſuch Officers, ſuch Diſtillers, or others, ſo exporting ſuch Spirits or Brandies, ſhall be allowed or paid back by the Commiſſioners of Exciſe for the Time being,

to be allowed 3 d. per Gallon on Exportation.

being, or their Collector for the Port or Place where such Spirits and Brandies shall be so shipt off, out of the Duties on Low Wines, Spirits, and Strong Waters, and *Aqua Vitæ*, for every Gallon of such Spirits or Brandy so shipt off, the Sum of three Pence.

VIII. And be it further enacted by the Authority aforesaid, That a certain Clause in an Act made in the second Year of the Reign of his present Majesty and the late Queen MARY, of blessed Memory, intituled, *An Act for the encouraging the distilling of Brandy and Spirits from Corn, and for laying several Duties on Low Wines or Spirits of the first Extraction*, relating to Strong Waters, Brandies, *Aqua Vitæ*, and other exciseable Liquors brought from the Islands of *Guernsey*, *Jersey*, *Sark* or *Alderney*, and all the Charges, Duties and Penalties, and every Article and Thing therein contained, shall continue and be of Force and Virtue during the Continuance of this Act, in as full and ample Manner, to all Intents and Purposes, as if the said Clause was herein Word for Word repeated and enacted. Clause in 2 W. & M. ff. 2. c. 9. continued.

IX. And be it further enacted by the Authority aforesaid, That the Penalties and Forfeitures, hereby imposed for any Offence relating to the said Duties upon Low Wines or Spirits of the first Extraction, shall be one Moiety to his Majesty, his Heirs and Successors, and the other Moiety to him or them that shall inform or sue for the same; and that the same Penalties and Forfeitures, for any Offence relating to the said Duties upon Low Wines or Spirits of the first Extraction, shall be recovered and levied by the same Ways, Means and Methods, as any Fines, Penalties and Forfeitures, are or may be recovered by any of the Laws of Excise, or by Action of Debt, Bill, Plaint or Information, in any of his Majesty's Courts of Record at *Westminster*, wherein no Essoin, Protection or Wager of Law, nor any more than one Imparlance shall be allowed. Penalties, &c. how levied, &c.

X. And be it enacted by the Authority aforesaid, That all the Rates, Duties, additional Duties, Impositions, and Sums of Money whatsoever, granted to his Majesty by the Act passed in the sixth Year of his Majesty's Reign, intituled, *An Act for granting to his Majesty several additional Duties upon Coffee, Tea, Chocolate and Spices, towards Satisfaction of the Debts due for Transport Service for the Reduction of* Ireland, which were thereby charged or imposed upon Coffee, Cocoa Nuts, Chocolate, Cocoa Paste, Tea, Nutmegs, Cinnamon, Cloves, Mace, Pictures, or any other Matters or Things thereby charged, from the first Day of *May* one thousand six hundred ninety-five, until the second Day of *May* one thousand six hundred ninety-eight, and which, by an Act made in the ninth Year of his Majesty's Reign, were continued from the first Day of *May* one thousand six hundred ninety-eight, until the first Day of *May* one thousand seven hundred and one, shall be continued from the thirtieth Day of *April* one thousand seven hundred and one, and be raised, levied, collected, answered and paid unto his Majesty, his Heirs and Successors, until the first Day of *May* one thousand seven hundred and six; and that the said Act of the sixth Year of his Majesty's Reign, concerning the said Coffee and other the enumerated Commodities aforesaid, and all the Powers, Privileges, Provisions, Penalties, Forfeitures, Articles and Clauses therein contained (and not hereby altered) which were to have Continuance until the said first Day of *May* one thousand seven hundred and one, shall continue and be in full Force and Effect, until the said first Day of *May* one thousand seven hundred and six, and shall be practised and executed for raising, levying, collecting and answering the Duties hereby continued, for the Uses and Purposes in this Act expressed, and to no other Use, Intent or Purpose whatsoever. Duties on Coffee, &c. and all Powers in 6 W. 3. c. 7. & 9 W. 3. c. 14. continued till 1 May 1706. 7 Ann. c. 7. §. 26.

'XI. And whereas in the eighth Year of his Majesty's Reign an Act was made for licencing of 'Hawkers and Pedlars, which Act, and the Impositions therein contained, had Continuance till the four 'and twentieth Day of *June* one thousand six hundred ninety-eight; and in the ninth Year of his Ma- 'jesty's Reign another Act was made for licensing of Hawkers and Pedlars, which Act, with the Impositions therein mentioned, were to continue from the four and twentieth Day of *June* one thousand six 'hundred ninety-eight, until the four and twentieth Day of *June* one thousand seven hundred and one;' 8 W. 3. c. 25. 9 W. 3. c. 27.

It is hereby further enacted by the Authority aforesaid, That from and after the three and twentieth Day of *June* one thousand seven hundred and one, until the four and twentieth Day of *June*, which shall be in the Year of our Lord one thousand seven hundred and six, the Duties, Impositions and Sums of Money to be paid by every Hawker, Pedlar, Petty Chapman, and such other trading Persons as are described in the said Act of the ninth Year of his Majesty's Reign for licencing Hawkers and Pedlars, and all the Powers for granting Licences and other Powers, Clauses, Rules, Directions, Allowances, Penalties and Forfeitures, Articles, Matters and Things therein contained (and not hereby altered) shall be continued, and shall be practised, observed and put in Execution, from the said three and twentieth Day of *June* one thousand seven hundred and one, until the said four and twentieth Day of *June* one thousand seven hundred and six, as fully and effectually, as if the same were particularly repeated and again enacted by this present Act; nevertheless the said Duties or Sums of Money to be paid by such Hawkers, Pedlars, Petty Chapmen and others as aforesaid, shall be for the Uses and Purposes in this Act expressed, and for no other Use, Intent or Purpose whatsoever; any thing in the said recited Acts, or any of them, contained to the contrary notwithstanding. made for licencing Hawkers and Pedlars, and the Duties thereby paid, &c. continued until 24 June 1706. 'Wholesale Traders in Bone Lace are not Hawkers within this Act 4 Geo. 1. c. 6.'

XII. And it is hereby further enacted by the Authority aforesaid, That the Duty upon Muslins, after the Rate of fifteen Pounds for every one hundred Pounds of the true and real Value thereof, which was imposed by an Act made in the eleventh Year of his Majesty's Reign, whereby further Duties were laid upon wrought Silk, Muslins, and some other Commodities of *Persia*, *China*, and the *East Indies*, which should be imported after the five and twentieth Day of *March* one thousand seven hundred, and before the thirtieth Day of *September* one thousand seven hundred and one, shall be continued for and upon all Muslins which from and after the nine and twentieth Day of *September* one thousand seven hundred and one, and before the thirtieth Day of *September* one thousand seven hundred and six, shall be imported or brought into the Kingdom of *England*, Dominion of *Wales*, and Town of *Berwick* upon *Tweed*, over and 11 W. 3. c. 3. concerning Duty on Muslins, continued until 30 Sept. 1706.

and above all other Duties payable for the ſaid Muſlins; and that all the Rules, Directions, Powers, Allowances, Penalties, Forfeitures, Clauſes, Matters and Things in the ſaid laſt mentioned Act contained (and not hereby altered) for or concerning the aſcertaining, ſecuring, levying or raiſing the Duties thereby impoſed, ſhall be revived, practiſed and put in Execution, for aſcertaining, ſecuring, levying and raiſing the Duties upon Muſlins hereby impoſed during the Time aforeſaid, for the Uſes and Purpoſes in this Act expreſſed, and to no other Uſe, Intent or Purpoſe whatſoever.

If Muſlins for which Duty is paid be again exported within 12 Months, Duty to be repaid. 'Theſe 12 Months enlarged to three Years by 7 Geo. 1. ſtat. 1. c. 21. §. 11.'

XIII. Provided always, and it is hereby enacted, That if the ſaid Muſlins hereby charged, or any of them, upon which the ſaid further Duties of fifteen Pounds in the hundred are paid or ſecured to be paid as aforeſaid, be again exported at any Time or Times within twelve Months after the Importation thereof, and that due Proof be firſt made upon Oath, that the Goods or Merchandizes ſo exported be the ſame for which the ſaid Duties are paid or ſecured to be paid as aforeſaid, then and in ſuch Caſe, and not otherwiſe, the ſame Duties ſhall without any Delay or Reward be repaid by the Receiver General of his Majeſty's Cuſtoms for the Time being, out of ſuch Monies as ſhall be in his Hands of the ſaid Duties of fifteen Pounds *per Centum* ariſing by this Act, unto the Perſon or Perſons, Bodies Politick or Corporate, making the ſaid Exportations, or the ſaid Security ſhall be vacated as to ſo much of the ſaid Goods or Merchandizes as ſhall be ſo exported; any thing in this Act, or in any former Act or Acts of Parliament contained to the contrary notwithſtanding.

Species of Muſlins.

XIV. And it is hereby declared, That by Muſlins, the ſeveral Species following are meant, *viz.* *Awbroaks*, *Abdaties*, *Betelles* plain, ſtriped *Pandavarts*, *Rowallew*, *Golconda*, *Oringall*, *Junays*, and alſo *Doreas*, *Coſſaes*, plain and flowred *Tanjebs*, plain and flowred *Jamdannes*, *Mullmulls*, plain and flowred *Jecolſies*, *Mamolwhiates*, plain and flowred Neckcloths, *Rehing*, *Sallows*, *Comerwilles*, *Seerbands*, Night Rails, Aprons, *Tirindames*, Callico Lawns, and all other thin Callicoes, commonly called *Muſlins*; and that by painted, dyed and ſtained Callicoes, mentioned in the ſaid Act of the eleventh Year of his Majeſty's Reign, for laying the ſaid Duty of fifteen Pounds *per Centum* on ſeveral Commodities from *Perſia*, *China*, and the *Eaſt Indies*, are meant not only all Callicoes painted, dyed or ſtained, after the Weaving thereof, but all ſuch whereof the Yarn or other Materials were painted, dyed or ſtained before the making of ſuch Callicoes.

What is meant by painted Calicoes, &c. in the Act 11 W. 3. c. 3.

Duties on japanned and lacquered Goods imported ſhall be paid ad valorem,

as preſcribed in the Act 11 & 12 W. 3. c. 3. and applied to the ſame Uſes, &c.

XV. And it is hereby further enacted by the Authority aforeſaid, That all the Duties by any Act or Acts of Parliament now in being, charged or impoſed upon all or any japanned and lacquered Goods which ſhall be imported into the Kingdom of *England*, Dominion of *Wales*, and Town of *Berwick* upon *Tweed*, from and after the four and twentieth Day of *June* one thouſand ſeven hundred and one, ſhall be anſwered and paid, according to the true and real Value of the ſame, to be aſcertained by the Groſs Price at which ſuch Goods ſhall be ſold by the Candle, in ſuch Manner and Form, and under ſuch Rules and Directions, and ſubject to ſuch Penalties and Forfeitures, as by the ſaid Act of the eleventh Year of his Majeſty's Reign are preſcribed for aſcertaining the ſaid Duty upon Muſlins; nevertheleſs the ſaid Duties upon japanned and lacquered Goods ſhall be applied and diſpoſed to the ſame Uſes and Purpoſes to which the reſpective Duties upon the ſame Goods, payable in any other Manner, by the ſaid former Act or Acts were appropriated or applicable.

18 Car. 2. c. 5. 25 Car. 2. c. 8. 1 Jac. 2. c. 7.

4 W. & M. c. 24. for encouraging of Coinage, continued for ſeven Years. *Farther continued by* 19 *Geo.* 2. *c.* 14. *&* 27 *Geo.* 2. *c.* 11.

XVI. And be it further enacted by the Authority aforeſaid, That an Act made in the eighteenth Year of the Reign of the late King CHARLES the Second, intituled, *An Act for encouraging of Coinage*, and another Act made in the five and twentieth Year of the Reign of the ſaid late King CHARLES, intituled, *An Act for continuing a former Act concerning Coinage*, both which ſaid Acts were revived by an Act made in the firſt Year of the Reign of the late King JAMES the Second, and were further continued by an Act made in the fourth Year of the Reign of his preſent Majeſty and the late Queen of bleſſed Memory, to be in Force for the Space of ſeven Years, from the thirteenth Day of *February* one thouſand ſix hundred ninety-two, and from thence to the End of the firſt Seſſion of Parliament then next following, ſhall be and are by virtue of this Act continued, and ſhall be in Force for the Space of ſeven Years, from the firſt Day of *June* one thouſand ſeven hundred and one, and from thence to the End of the firſt Seſſion of Parliament then next following, and no longer, to defray the neceſſary Expences of his Majeſty's Mint.

Proviſo concerning Diſtiller, &c.

XVII. Provided alſo, That no Information ſhall be brought, laid or proſecuted againſt any common Diſtiller, Vinegar-maker or Cyder-maker, for any Falſe or Miſ-Entry, or Offence made or committed, from and after the four and twentieth Day of *June* one thouſand ſeven hundred and one, unleſs the ſame Information or Informations be laid and entred before ſuch Perſons appointed to determine the ſame, within three Months next after every ſuch Offence committed, and that Notice thereof be given to ſuch Perſon or Perſons (againſt whom ſuch Information ſhall be laid) in Writing, or left at their Dwelling-houſes within one Week after the laying and entring ſuch Information, to the End a timely Proviſion may be had and made in defending the ſame; any thing in this Act, or other Law to the contrary notwithſtanding.

No Perſon to ſell Brandy or other diſtilled Liquors by Retail, without Licence. 'By 1 Annæ, ſtat. 2. c. 14. this Clauſe is repealed as to Diſtillers.'

XVIII. And be it enacted by the Authority aforeſaid, That no Perſon or Perſons whatſoever ſhall, from and after the nine and twentieth Day of *September* one thouſand ſeven hundred and one, ſell Brandy or other diſtilled Liquors by Retail, to be drank in his, her or their Houſe or Houſes, but ſuch Perſons only as ſhall be thereunto licenced and allowed, in the ſame Manner as common Alehouſe-keepers; and every Perſon or Perſons ſo ſelling Brandy or other diſtilled Liquors by Retail as aforeſaid, ſhall be ſubject to the ſame Rules, Penalties and Forfeitures for ſelling Drink without Licence, as common Alehouſe-keepers now are; and the ſeveral Juſtices of the Peace of this Kingdom, and other Officers, are hereby impowered and authorized to have and exerciſe the ſame Juriſdiction, Powers and Authorities, over ſuch Retailers

Retailers of Brandy and other diſtilled Liquors, which they now have or exerciſe over common Alehouſe-keepers by any Law or Statute whatſoever.

'XIX. And whereas by an Act made in the eleventh Year of his Majeſty's Reign, intituled, *An Act for* '*aſcertaining the Meaſures for retailing Ale and Beer*, it is enacted, That every Mayor or chief Officer of 'each City, Town Corporate, Borough or Market Town, from and after the twenty-fourth Day of '*June* one thouſand ſeven hundred, ſhall from time to time cauſe or procure all Ale Quarts and Ale 'Pints brought to him or them reſpectively to be meaſured, compared, ſized and equalled with the 'Standard, and then ſigned, ſtamped and marked, as in the ſaid Act is mentioned and deſcribed;' Be it enacted and declared, That nothing in the ſaid recited Act contained ſhall extend, or be conſtrued or taken to extend, to deprive the two Univerſities of this Kingdom, or either of them, of their Right, Privilege and Uſage of ſizing, equalling, ſigning, ſtamping and marking of Meaſures for Ale and Beer, within their reſpective Limits and Juriſdictions, but that they and each of them reſpectively, ſhall and may have and enjoy their ſaid Right, Privilege, and Uſage; any thing in the ſaid recited Act to the contrary thereof in any wiſe notwithſtanding.

11 W. 3. c. 15. concerning Meaſures for retailing Ale and Beer,

not to deprive the two Univerſities of their Right of ſizing, &c. their Meaſures.

XX. And for the preventing all ſecret and unlawful Importation of foreign Spirits or Brandy; be it enacted by the Authority aforeſaid, That if any foreign Brandy or Spirits of any Kind whatſoever, ſhall from and after the nine and twentieth Day of *September* one thouſand ſeven hundred and one, be imported into this Kingdom, or be brought into any Port, Creek, or Haven of this Realm, in any Ship or Veſſel, under the Burden of fifteen Tuns (except for the Uſe of the Seamen, on board ſuch Ship or Veſſel only, not exceeding one Gallon for each Seaman) ſuch Brandy or Spirits ſhall be forfeited, one Moiety thereof to his Majeſty, his Heirs and Succeſſors, the other Moiety to ſuch Perſon as ſhall ſeize or ſue for the ſame, by Bill, Plaint, or Information, in any of his Majeſty's Courts of Record at *Weſtminſter*.

Foreign Brandy or Spirits imported to be forfeited.

XXI. And be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for his Majeſty, or his Majeſty's Officers in the Receipt of his Exchequer, to borrow or take in by way of Loan to his Majeſty's Uſe, on Credit of the ſaid Rates and Duties upon low Low Wines or Spirits of the firſt Extraction, and of the ſaid Duties upon Coffee, Cocoa Nuts, Chocolate, Cocoa Paſte, Tea, Nutmegs, Cinnamon, Cloves, Mace, and Pictures, and any other Things therewith charged, as aforeſaid, and of the ſaid Impoſitions and Sums of Money payable by Hawkers, Pedlars, and Petty Chapmen, and of the ſaid further Duties impoſed upon Muſlins, any Sum or Sums of Money, not exceeding three hundred thouſand Pounds, from any Perſon or Perſons, Natives or Foreigners, Bodies Politick or Corporate, as ſhall be willing to advance or lend the ſame, and that Intereſt for the Forbearance thereof, not exceeding the Rate of ſix Pounds *per Centum per Annum* for the firſt one hundred and fifty thouſand Pounds, and ſeven Pounds *per Centum per Annum*, for the remaining one hundred and fifty thouſand Pounds, which ſhall be ſo lent, ſhall be allowed and paid out of the ſame Rates and Duties; and that the Money ſo to be lent ſhall not be rated or aſſeſſed to any public Tax or Aſſeſſment whatſoever.

King may borrow 300,000l. on Credit of this Act,

at 6l. per Cent. Intereſt for 150,000l. and 7l. per Cent. for the other 150,000l.

Money lent not to be taxed.

XXII. And to the end all the Money that ſhall be ſo lent to his Majeſty on the ſaid Duties on Low Wines, and other the Duties before particularly expreſſed, may be well and ſufficiently ſecured and repaid with Intereſt as aforeſaid, out of the ſame, be it further enacted by the Authority aforeſaid, That all the Monies ariſing by the ſaid Duties, upon which the ſaid Loans are to be made, ſhall be brought and paid from Time to Time weekly into the Receipt of the Exchequer (that is to ſay) upon *Wedneſday* in every Week, if it be not an Holiday, and if it be, then the next Day after that is not an Holiday; and that there ſhall be provided and kept in his Majeſty's Exchequer (that is to ſay) in the Office of the Auditor of the Receipt, one Book in which all the ſaid Monies which ſhall be ſo paid into the Exchequer ſhall be entred apart and diſtinct from all other Monies paid or payable to his Majeſty, his Heirs and Succeſſors, upon any Account whatſoever.

Monies to be paid weekly into the Exchequer.

Auditor to enter the ſaid Monies apart.

XXIII. And be it further enacted by the Authority aforeſaid, That from Time to Time, upon making ſuch Loans, as aforeſaid, on Credit of the ſaid Duties on Low Wines and other the Duties before mentioned, as aforeſaid, Tallies of Loan ſhall be levied for all and every Sum and Sums of Money ſo to be lent, and that Orders according to the Courſe of the Exchequer, ſhall be drawn and ſigned for Repayment of the ſame, and for Payment of ſuch Intereſt, as aforeſaid, for the Forbearance thereof, the ſaid Intereſt to be paid every three Months, until Satisfaction of the principal Sum; and that all and every ſuch Order and Orders, and the Monies therein to be contained, or any Part thereof, ſhall be aſſignable and transferrable, without Power of Revocation, ſo as the Aſſignments thereof be indorſed upon the reſpective Orders, and entered or notified in the Office of the Auditor of the Receipt of the Exchequer, in a Book to be there kept for that Purpoſe; and that a diſtinct Regiſter ſhall be kept in the ſaid Receipt of Exchequer, of all the ſaid Orders of Repayment, not exceeding three hundred thouſand Pounds, in which the ſaid Orders ſhall be regiſtred in Courſe, according to the Date of the Tallies reſpectively, without any other Preference of one before another; and that every Perſon ſhall be paid in Courſe as his Order ſhall ſtand entred in ſuch Regiſter Book, out of the ſaid Duties upon Low Wines, and the ſaid other Duties whereupon the ſaid Loans ſhall be made, as aforeſaid, which are hereby appropriated thereunto, and that no Fee, Reward, or Gratuity, directly or indirectly, ſhall be demanded or taken for providing or making any ſuch Book or Regiſter, or for any View or Search in the ſame, by any of his Majeſty's Officers, their Clerks, or Deputies, on Pain of Forfeiting treble Damages to the Party grieved, to be recovered by Action of Debt, or of the Caſe, Bill, Plaint, or Information in any of his Majeſty's Courts of Record at *Weſtminſter*, by any Perſon or Perſons who will ſue for the ſame, wherein no Eſſoin Protection, Wager of Law, Privilege of Parliament, or other Privilege, or more than one Imparlance ſhall be

Tallies and Orders to be levied and ſigned for Repayment and Intereſt paid every three Months.

Orders to be aſſigned, &c.

and regiſtred in Courſe without undue Preference,

without Fee.

Penalty.

granted or allowed, either for demanding or taking any ſuch Fee or Gratuity, or for giving any undue Preference in Point of Regiſtry or Payment.

No undue Preference where Tallies bear Date the ſame Day, nor where Teller pays ſubſequent Orders, &c.

XXIV. Provided always, That if it ſhall happen that ſeveral of thoſe Tallies and Orders bear Date, or be brought the ſame Day to the Auditor of the Receipt to be regiſtred, it ſhall be interpreted no undue Preferrence which of thoſe be entred firſt.

but Intereſt to ceaſe.

XXV. Provided alſo, That it ſhall not be interpreted any undue Preference to incur any Penalty in Point of Payment, if the Auditor direct, or the Clerk of the Pells record, and the Tellers do pay ſubſequent Orders of Perſons that come and demand their Monies, and bring their Orders, before other Perſons that did not come and demand their Monies, and bring their Orders in their Courſe, ſo as there be ſo much Money reſerved as will ſatisfy precedent Orders, which ſhall not be otherwiſe diſpoſed, but kept for them; yet ſo as that Intereſt of Loan ſhall in that Caſe ceaſe from the Time the Money is ſo reſerved and kept in Bank for them.

Monies lent on this and the following Acts,

XXVI. And be it further enacted by the Authority aforeſaid, That all the Money to be lent by virtue of this Act upon Credit of the ſeveral Duties and Impoſitions hereby granted, and all the Monies ariſing by this Act, of and for the ſame Duties and Impoſitions reſpectively (the Monies of the ſaid Duties and Impoſitions which are to go in Repayment of the Loans, and for Satisfaction of the Intereſt thereof, and the Charges of raiſing and levying the ſaid ſeveral Duties and Impoſitions by this Act granted, always excepted) and all the Monies lent at the Receipt of Exchequer, between the eighteenth Day of *February* one thouſand ſeven hundred, and the tenth Day of *June* one thouſand ſeven hundred and one, not exceeding ſeven hundred thouſand Pounds, for which the Orders are appointed to be transferred to the Regiſter of Orders payable out of two third Parts of the Monies ariſing by another Act of this preſent Seſſion of Parliament, intituled, *An Act for granting an Aid to his Majeſty for defraying the Expence of his Navy, Guards, and Gariſons for one Year, and for other neceſſary Occaſions*, and all the Monies which ſhall be further lent to his Majeſty upon Credit of the ſaid two third Parts of the Monies ariſing by the Act laſt mentioned, and ſo much of the ſaid two third Parts, as after Repayment of all the Loans transferred made or to be made thereupon, and the Intereſt thereof, and the making of ſuch Allowances as are to be made by the Act laſt mentioned, ſhall or may ariſe or be brought into the ſaid Receipt of the Exchequer; and all the Monies which ſhall be lent or advanced to his Majeſty upon Credit of the weekly Sum of three thouſand ſeven hundred Pounds of lawful *Engliſh* Money, by any other Act or Acts of this preſent Seſſion of Parliament, to be taken out of certain Branches of the Exciſe, for five Years from the five and twentieth Day of *December* one thouſand ſeven hundred, and the Monies ariſing by ſuch weekly Payments (ſo much thereof as is to go in Repayment of Loans thereupon, and the Intereſt of ſuch Loans, always excepted) and all the Overplus of the ſeveral Funds, which by certain Clauſes in the Act for the Land Tax made in the eleventh Year of his Majeſty's Reign, were appropriated for Sea Services therein particularly mentioned, and for Land Service in the Office of his Majeſty's Ordnance, and for the Charge of circulating Exchequer Bills, and for Half-pay to diſbanded Officers, and for his Majeſty's Guards and Gariſons for one Year therein mentioned, and for Arrears due to the ſame; which ſaid Overplus is hereby declared to conſiſt of ſo much Monies as ſhall remain of thoſe appropriated Funds, after the ſaid Uſes and Services are or ſhall be fully ſatisfied and diſcharged, as the Act laſt mentioned did direct (the Money due and to be paid to the Governor and Company of the Bank of *England*, out of the ſaid Overplus Monies, to make good the Deficiency of their Fund for the Year ended on the firſt Day of *June* one thouſand ſeven hundred, only excepted) and all the Monies to ariſe by the Arrears of the Subſidy of Tunnage and Poundage, and other Duties upon Goods and Merchandizes imported and exported, which were granted for five Years, ending upon the five and twentieth Day of *December* one thouſand ſix hundred ninety-nine, and are yet unſatisfied, over and above the Debentures and other legal Allowances which are to be firſt ſatisfied out of the ſaid Arrears; and all the Monies which from the five and twentieth Day of *December* one thouſand ſeven hundred, until the five and twentieth Day of *March* one thouſand ſeven hundred and two, ſhall ariſe by the Duty of five Shillings *per* Tun upon *French* Shipping, purſuant to an Act of Parliament in that Behalf made in the twelfth Year of the Reign of King CHARLES the Second; and all the ſeveral Duties which in one Year, to be reckoned from the laſt Day of *March* one thouſand ſeven hundred and one, ſhall ariſe by virtue of the Act of Parliament made and paſſed in the ſeventh Year of his Majeſty's Reign, intituled, *An Act for granting to his Majeſty an additional Duty upon all* French *Goods and Merchandizes*, and all the Monies which from the ſaid five and twentieth Day of *December* one thouſand ſeven hundred, ſhall ariſe by the Duty of one Shilling and ten Pence for every Pound Weight of wrought Silk, which before the thirtieth Day of *September* one thouſand ſeven hundred and one, ſhall have been imported from the *Eaſt Indies*, or *Perſia*, purſuant to an Act of Parliament in that Behalf made in the ninth Year of his Majeſty's Reign; and the Monies which from the four and twentieth Day of *June* one thouſand ſeven hundred and one, until the five and twentieth Day of *March* one thouſand ſeven hundred and two, ſhall ariſe by the Rents of Licences for Hackney Coaches, purſuant to the Act of Parliament in that Behalf (the neceſſary Charges of raiſing and levying the ſaid Arrears of the Subſidy of Tunnage and Poundage, and the ſaid Duties of five Shillings *per* Tun upon *French* Shipping, and the ſaid additional Duties upon *French* Goods and Merchandizes, and the ſaid Duty upon wrought Silks, and for the Execution of the ſaid Act for licencing of Hackney Coaches, always excepted) and every of them, be and ſhall be appropriated and applied, and the ſame are hereby appropriated and applied in Manner and Form following (that is to ſay) Out of the ſaid Aids, Supplies, Duties, Overplus Money, and other Monies hereby appropriated, as aforeſaid, there is and ſhall be applied for Sea Service (to wit) for Arrears of Wages due to Officers and Seamen of the Fleet, and for Payments upon the Recalls, two hundred thouſand Pounds; for Bounty Money to the Officers of the Fleet, and for the Ordi-

32 & 33 W. 3. c. 10.

31 W. 3. c. 2.

32 Car. 2. c. 4.

7 W. 3. c. 20.

9 W. 3. c. 44.

5 & 6 W. & M. c. 22.

to be applied for Sea Service.

Bounty Money.

nary

nary of the Navy (excluding the Charge of the Regiſter for Seamen) one hundred and ninety thouſand Pounds; towards extraordinary Repairs of the Fleet, ninety thouſand Pounds; and for the Service of the Navy and the Victualling thereof, and for the Sea Service of the Office of the Ordnance performed, and to be performed, the Sum of nine hundred thouſand Pounds; out of which Sum laſt mentioned, the Sum of twenty thouſand Pounds ſhall be applied towards diſcharging a further Part of the Debt due for ſick and wounded Seamen; and out of all the ſaid Aids, Supplies, Duties, Overplus Money, and other Monies hereby appropriated, as aforeſaid, there is and ſhall be alſo applied for Land Service, performed, and to be performed, by his Majeſty's Office of Ordnance, twenty-five thouſand Pounds; and to and for Subſiſtence, Off-reckonings, and Clearings to his Majeſty's Guards and Gariſons in *England*, and the Dominions thereunto belonging (*Ireland* excepted) for one Year, from the four and twentieth Day of *December* one thouſand ſeven hundred, the Sum of three hundred thouſand Pounds; and to diſcharge Debts due to Clothiers and others incurred by reaſon of the extraordinary Expence of his Majeſty's Guards and Gariſons within the Year, ended upon the four and twentieth Day of *December* one thouſand ſeven hundred, the Sum of forty thouſand Pounds; and for one Year's Pay of the Officers and Soldiers of twelve Battalions, intended for the Aſſiſtance of the States General of the United Provinces, and for the contingent Charges of the ſaid Battalions for one Year, and for Levy-money to raiſe five thouſand Recruits for the ſaid Battalions, the Sum of one hundred eighty-one thouſand and thirty-three Pounds two Shillings and ſix Pence; for the receiving, iſſuing, and paying of which Sum of one hundred eighty-one thouſand and thirty-three Pounds two Shillings and ſix Pence, or any Part thereof, the Officers in the Receipt of his Majeſty's Exchequer, or any of them, ſhall not demand or take any Fees or Reward whatſoever; and for Payment of ſeven Quarters Intereſt due at *Lady-day* one thouſand ſix hundred ninety-nine, upon the Malt Tickets remaining unſatisfied, a Sum not exceeding thirty-ſeven thouſand ſeven hundred eighty-eight Pounds and one Shilling; the ſame to be iſſued to the Paymaſter of the Malt Tickets by way of Impreſt, and upon Account, for that Purpoſe; and for Payment of one Year's Intereſt of the Loans remaining due upon the firſt Aid of three Shillings in the Pound, which was granted to his Majeſty, a Sum not exceeding thirty-three thouſand eight hundred forty-ſeven Pounds eighteen Shillings and five Pence; and for Payment of one Year's Intereſt for the Monies remaining unſatisfied, which were advanced upon Credit of the late Duties laid upon Vellum, Parchment and Paper, a Sum not exceeding twelve hundred thirty-two Pounds; and for paying one Year's Intereſt of the Money remaining due upon the third quarterly Poll Tax, which was granted to his Majeſty, a Sum not exceeding eighteen thouſand three hundred eighty-one Pounds and twelve Shillings; and for paying one Year's Intereſt of the Loans remaining unpaid upon the third Aid of three Shillings in the Pound, which was granted to his Majeſty, a Sum not exceeding ſeventeen hundred thirty-eight Pounds and ſeven Pence; and for eighteen Months Intereſt of the Principal Money remaining due and unſatisfied to all and every Perſon and Perſons, Bodies Politick and Corporate, upon the Regiſter for the late Duties which were charged upon Leather, a Sum not exceeding fifty-two thouſand nine hundred ſixty-ſix Pounds; and for and towards Half-pay now due, and which ſhall grow due to diſbanded Officers and Soldiers, a Sum not exceeding forty-one thouſand Pounds; and for compleating the ſixty-ſixth Payment upon the Malt Tickets, ſo much as, together with the Monies of the Malt Duties reſting in the Exchequer, and in the Hands of the Paymaſter of the ſaid Tickets, ſhall be ſufficient to compleat the Sum of ten thouſand Pounds Principal Money for the ſixty-ſixth Payment, and the Intereſt thereof, and the Benefits attending the ſame; and for the Salaries of five Commiſſioners for ſtating the Accounts of the Army, Tranſport Debts and Prizes, and for incident Charges in the Execution of their Truſt, a Sum not exceeding three thouſand and five hundred Pounds; and the proper Officer and Officers concerned in the Payment of the ſaid Malt Tickets are hereby required to indorſe the Intereſt which ſhall be paid in purſuance of this Act, upon every ſuch Ticket, and to keep a fair Account of ſuch Payments in a Book for that Purpoſe; and the Commiſſioners of his Majeſty's Treaſury, or any three or more of them now being, and the High Treaſurer, or any three or more of the Commiſſioners of the Treaſury for the time being, are hereby directed and authorized to iſſue and pay, or to aſſign by Tallies, or otherwiſe, as to them ſhall ſeem moſt expedient for his Majeſty's Service, all the Monies hereby appropriated as aforeſaid, for which no other Credit is given, to the ſeveral Uſes and Purpoſes by this Act directed and intended as aforeſaid, and to no other Uſe, Intent or Purpoſe whatſoever, and to allow an Intereſt upon any ſuch Tallies or Aſſignments, not exceeding the Rate of ſix Pounds *per Centum per Annum*, for any Part of the ſaid Money, which ſhall be ſo advanced for the Purpoſes aforeſaid, or any of them.

Repairs of the Fleet, Victualling, and Ordnance.
Sick and wounded Seamen.
Land Service.
Subſiſtence to the Guards and Gariſons.
Clothiers Debts.
Twelve Battalions.
Levy Money.
Seven Quarters Intereſt on Malt Tickets.
Loan Intereſt on the firſt 3s. Aid.
A Year's Intereſt for the Money due on Vellum, Parchment, &c.
Third quarterly Poll.
Third 3 s. Aid.
Leather Duties.
Half-pay to diſbanded Officers and Solders.
A 66th Payment of the Malt Tickets.
Commiſſioners Salaries for ſtating the Army Accounts, &c.
Treaſury to pay the Monies hereby appropriated or aſſign Tallies,
with Intereſt at 6 l. per Cent.

XXVII. And to the End the Sums by this Act appropriated may not be diverted or applied to any other Purpoſes than are hereby declared and intended; be it further enacted by the Authority aforeſaid, That the Rules and Directions appointed and enacted in one Act made in the firſt Year of his Majeſty's Reign, intituled, *An Act for granting to their Majeſties an Aid of two Shillings in the Pound for one Year*, for the ſpeedy Payment of Money thereby granted into the Receipt of the Exchequer by the Collectors and Receivers, and for the Diſtribution and Application thereof, and keeping diſtinct Accounts of the ſame, and all other Proviſions, Pains, Penalties and Forfeitures thereby enacted, in caſe of Diverſion or Miſapplication of any Money thereby appropriated, are hereby revived and enacted to be in Force, and ſhall be practiſed, applied, executed and put in Ure, for and concerning the Diſtribution and Application of the ſaid Sums hereby appropriated, as fully, amply and effectually, as if the ſame were here again particularly repeated and re-enacted.

Rules in an Act 1 W. & M. ſt. 2. c. 1. revived for the Appropriation of the Monies hereby given.

'XXVIII. And whereas ſeveral Sums of Money have, during the Continuance of the late War againſt '*France*, and ſince, been impreſted at the Receipt of Exchequer to the reſpective Treaſurers of the Navy, 'and to the ſeveral Paymaſters of the Land Forces, for the Service of the ſaid Navy and Land Forces,

'and for the Service of ſeveral Offices ſubordinate to them, by Tallies of fictitious Loans, with Orders 'for principal Sums equal to the Sums ſo impreſted, and for Intereſt thereof, at ſeveral Rates payable 'to the ſaid reſpective Treaſurers and Paymaſters, or their Aſſigns, with Power to them reſpectively to 'make Aſſignments of or upon ſuch Orders, for the reſpective Services aforeſaid;' Be it further enacted by the Authority aforeſaid, That the ſaid reſpective Treaſurers and Paymaſters, and all the Officers in the ſaid ſubordinate Offices, who are to render Accounts for the Money ſo impreſted in the Exchequer, ſhall fully charge themſelves upon Oath (which the ſaid Auditors of the Impreſts, or either of them, for the time being, have hereby Power to adminiſter to the ſaid Treaſurers, Paymaſters, and other Officers, and to their Agents reſpectively) with all the Intereſt Monies by the ſaid Treaſurers, Paymaſters, and other Officers reſpectively, or by their reſpective Agents, received at the Exchequer, or otherwiſe, for or upon Account of any ſuch Tallies and Orders, or any of them, or any Part thereof, at any Time or Times before any Aſſignment or Aſſignments made of or upon ſuch Orders, or any of them, by the ſaid Treaſurers, Paymaſters, or other Officers reſpectively, which Intereſt-monies ought, in Juſtice, to be accounted for to the Uſes aforeſaid, and ſhall ſpecify therein every particular Sum ſo received for Intereſt, and the Order or Talley upon which the ſame were ſo received, and the Perſons to whom the Aſſignments were made upon the ſaid Tallies or Orders, for which the ſaid Intereſt was received; and that every ſuch Charge ſhall be examined by the Auditor of the Receipt of the Exchequer for the time being, with the Entries or Vouchers remaining in the ſaid Receipt, and ſhall be atteſted by the ſaid Auditor of the Receipt, who (if any Omiſſion or Omiſſions be made in the ſaid Charge) ſhall take Care to add and ſurcharge the ſame before the reſpective Account or Accounts of the ſaid Treaſurers, Paymaſters, and other Officers before mentioned, ſhall be declared.

Treaſurers of the Navy, and Paymaſters of the Land Forces and their Officers, &c. ſhall charge themſelves on Oath with the Intereſt-monies by them received in Tallies or Orders, &c.

Charge to be examined by the Auditor of the Receipt, and atteſted, &c.

'Further provided for by 1 Annæ, ſtat. 1. c. 15. §. 21. and 2 & 3 Ann. c. 17.'

'XXIX. And whereas many Perſons who pay Duties of Exciſe and Salt, and ſome Collectors of the 'ſaid Duties, and of the late Duties on Malt and Leather, have by Accidents failed in their Credit, and 'may hereafter fail, and they and their Securities become inſolvent, being indebted to his Majeſty for the 'ſaid Duties, or for Monies collected for the ſame, and though incapable to pay all the Monies due or to 'grow due from them to his Majeſty, may notwithſtanding, by the Aſſiſtance of Friends and Relations, 'be capacitated to pay Part of their ſaid Debts, which they would in many Caſes do, if a Compoſition 'could be made for the ſame, and ſuch Perſons could be diſcharged of the Remainders of the ſaid Debts; 'but for want of ſufficient Authority to make ſuch Compoſitions, ſuch Debts do and may frequently be- 'come wholly and utterly loſt:' For Remedy whereof be it enacted by the Authority aforeſaid, That it ſhall and may be lawful for the Commiſſioners of his Majeſty's Treaſury, or any three or more of them, or Lord High Treaſurer, or Commiſſioners of his Majeſty's Treaſury for the time being, for any ſuch Debts incurred before the five and twentieth Day of *March* one thouſand ſeven hundred and one, to make ſuch reaſonable Compoſitions as to him or them ſhall ſeem meet, and upon Payment of the Money compounded for, in caſe he or they ſhall think it reaſonable, by Warrant to the Commiſſioners of Exciſe, to diſcharge the Remainder of the Debt or Debts ſo compounded.

Commiſſioners, &c. may compound with Collectors of Exciſe, Salt, &c. who have failed.

XXX. And it is hereby enacted and declared, That the Monies remaining due to the Officers and Soldiers of the four Marine Regiments lately commanded by Colonel *William Seymour*, Colonel *Edward Dutton Colt* (ſince deceaſed) Colonel *Harry Mordant*, and Colonel *Thomas Brudenell*, ſhall and may be diſcharged and ſatisfied to them or their Aſſigns, out of ſuch Monies as were iſſued to the Earl of *Orford*, late Treaſurer of the Navy, for the Service thereof, and are ſtill undiſpoſed, or out of ſuch Monies as are or ſhall be iſſued for Wages to the preſent Treaſurer of the Navy.

Monies due to the four Marine Regiments to be diſcharged.

XXXI. Provided always, and be it enacted, That it ſhall and may be lawful to and for *Hellen Arthur*, Widow and Relict of *Robert Arthur* of *Hacketts Town* in the County of *Dublin* Eſquire, deceaſed, to go into *Ireland*, and in Behalf of herſelf and of her Children, to enter her and their reſpective Claim and Claims before the Truſtees appointed by an Act made in the eleventh and twelfth Years of his Majeſty's Reign, intituled, *An Act for granting an Aid to his Majeſty by Sale of the forfeited and other Eſtates and Intereſts in* Ireland, *and by a Land Tax in* England, *for the ſeveral Purpoſes therein mentioned*, or before any ſeven or more of them, to and for her and their reſpective Rights and Titles to any Manors, Lands, Tenements or Herediments, and to the reſpective Portions of the ſaid Children, at any Time before the firſt Day of *September* one thouſand ſeven hundred and one: And further, That it ſhall and may be lawful to and for all and every other Perſon or Perſons, who have, by Petition to the Houſe of Commons, prayed Relief either for not entering his, her or their Claim or Claims within the Time limited by the ſaid Act, or for not doing thereof according to the Directions of the ſaid Act, and who are mentioned in the Report from a Committee of the Commons appointed to ſeparate the Petitions relating to the ſaid *Iriſh* Forfeitures, to enter his, her and their reſpective Claims before the ſaid Truſtees, or any ſeven or more of them, in Manner and within the Time aforeſaid; and the ſaid reſpective Claims being ſo entred, ſhall be heard, adjudged and determined by the ſaid Truſtees, according to the Direction of the ſaid Act; any thing in the ſaid former Act to the contrary thereof in any wiſe notwithſtanding.

Hellen Arthur, Widow, may enter her Claim before the Truſtees in Ireland, appointed by 11 & 12 W. 3. c. 2.

The like to any other Perſon, who hath prayed Relief, &c.

'XXXII. And whereas ſeveral Perſons have exhibited Petitions to the Houſe of Commons for Relief in 'divers Matters relating to an Act of Parliament made in the eleventh and twelfth Years of his preſent 'Majeſty's Reign, intituled, *An Act for granting an Aid to his Majeſty by Sale of the forfeited and other 'Eſtates and Intereſts in* Ireland, *and by a Land Tax in* England, *for the ſeveral Purpoſes therein mentioned*, 'which ſaid Petitions have been by them referred to Sir *Henry Sheers* Knight, *Francis Anneſley*, and *John 'Trenchard*, Eſquires, three of the Truſtees in the ſaid Act mentioned; and Reports have been thereupon 'made: And whereas it was reſolved by the ſaid Houſe, that the ſaid Petitions (except ſuch Caſes as are 'certified under the Hands of the twelve Truſtees, and except ſuch of the ſaid Petitions as the *Iriſh* Tru- 'ſtees in *England* have certified the Matter of Fact to be true) be referred to the Truſtees in *Ireland*, to 'examine

11 & 12 W. 3. c. 2.

'examine upon Oath the Matter of Fact, and repreſent the ſame to the ſaid Houſe; and the ſaid Houſe 'appointed a Committee to ſeparate the ſame, according to the ſaid Reſolution, which were ſeparated ac- 'cordingly, and reported to the ſaid Houſe: And whereas ſome of the ſaid Petitions now lie before the 'ſaid Houſe, upon the ſaid Report, and the reſt of them are to be further examined by the Truſtees no- 'minated by the ſaid Act in order to aſcertain the Facts therein contained;' Be it enacted by the Autho- rity aforeſaid, That the ſeveral and reſpective Eſtates, Rights, Titles, Poſſeſſions and Intereſts claimed by the ſaid Petitions, ſhall not be ſold, aliened, transferred, removed, or prejudiced by the ſaid Truſtees in the ſaid Act mentioned, or any of them, until after the End of the next Seſſion of Parliament, except ſuch Claims as have been already adjudged by the Truſtees; and as to the ſaid Petitions ſo to be further examined as aforeſaid, the ſame are hereby referred to the Truſtees nominated in the ſaid Act, to examine the reſpective Allegations contained in the ſaid ſeveral Petitions, and to report the ſame within the Space of ten Days after the Commencement of the next Seſſion of Parliament; and ſuch Petitions as lie before the ſaid Houſe upon the ſaid Report as aforeſaid, they and every of them ſhall and may be proceeded upon, and taken into Conſideration the next Seſſion of Parliament.

Petitions relating to the Iriſh Forfeitures, and referred, &c. Lands ſhall not be ſold, &c. till the End of the next Seſſion. Exception.

CAP. XII.

An Act for appropriating three thouſand ſeven hundred Pounds weekly, out of certain Branches of Exciſe, for publick Uſes, and for making a Proviſion for the Service of his Majeſty's Houſhold and Family, and other his neceſſary Occaſions.

'WHEREAS by an Act of Parliament made and paſſed in the ninth Year of his Majeſty's Reign, 'intituled, *An Act for granting to his Majeſty a further Subſidy of Tunnage and Poundage, towards* 9 W. 3. c. 23. *'raiſing the yearly Sum of ſeven hundred thouſand Pounds, for the Service of his Majeſty's Houſhold, and other 'Uſes therein mentioned, during his Majeſty's Life*, the yearly Sum of ſeven hundred thouſand Pounds was 'intended to be ſupplied to his Majeſty, for the Service of his Houſhold and Family, and for other his 'neceſſary Expences and Occaſions, out of the Hereditary Rates and Duties of Exciſe upon Beer, Ale, 'and other Liquors, which were granted to the Crown in the twelfth Year of the Reign of King 'CHARLES the ſecond, and out of the Rates and Duties of Exciſe on Beer, Ale, and other Liquors, 12 Car. 2. c. 23. 'payable for the Term of his Majeſty's Life, by an Act of Parliament made and paſſed in the ſecond 2 W. & M. ſ. 1. c. 3. 'Year of the Reign of his Majeſty and the late Queen of Bleſſed Memory, and out of the Revenue of 'the General Letter Office, or Poſt Office, or the Office of the Poſtmaſter General, and out of the ſmall 'Branches of his Majeſty's Revenues herein after mentioned and expreſſed (that is to ſay) The firſt 'Fruits and tenths of the Clergy; the Fines for Writs of Covenant and Writs of Entry, payable in the 'Alienation Office; the Poſt Fines; the Revenue of the Wine Licences; the Monies ariſing by the She- 'riffs Profers and Compoſitions in the Exchequer, and by the Seizures of uncuſtomed and prohibited 'Goods; the Revenue of the Duchy of *Cornwall*, and any other Revenue ariſing by the Rents of Lands 'in *England* or *Wales*, or for Fines of Leaſes of the ſame, or any of them; and the Duty of four and half '*per Centum* in Specie, ariſing in *Barbadoes*, and the Leewards Iſlands in *America*; and out of the Monies 'which ſhould ariſe by the ſaid Act for the ſaid further Subſidy of Tunnage and Poundage: And it was 'thereby further enacted, That if the ſaid great and ſmall Branches and Revenues, herein before menti- 'oned, ſhould produce in clear Money more than the yearly Sum of ſeven hundred thouſand Pounds, 'from the five and twentieth Day of *December* one thouſand ſix hundred ninety-nine, then the Overplus 'of ſuch Produce, being more than the ſaid yearly ſum of ſeven hundred thouſand Pounds, ſhould not 'be iſſued, diſpoſed, made uſe of, or applied to any Uſe or Purpoſe, or upon any Pretext whatſoever, 'without the Authority of Parliament, as by the ſaid Act, Relation being thereunto had, may more fully 'appear: And whereas the Neceſſity of the publick Affairs doth require, that the weekly Sum of three 'thouſand ſeven hundred Pounds of lawful *Engliſh* Money for every Week, to be reckoned from the five 'and twentieth Day of *December* one thouſand ſeven hundred, and to be taken out of the ſaid Hereditary 'Revenue or Branch of Exciſe, and out of the ſaid Duties of Exciſe, payable during his Majeſty's Life, 'and either or any of them, be applied and diſpoſed to and for the publick Uſe and Service, during his 'Majeſty's Life; and that the Monies ariſing by ſuch weekly Payments, during the Term of five Years, 'to be accounted from the ſaid five and twentieth Day of *December* one thouſand ſeven hundred, be now 'made a Security or Fund of Credit for raiſing thereupon any Sum or Sums of Money, not exceeding eight 'hundred and twenty thouſand Pounds, for the immediate Service of his Majeſty's Navy, Guards, and Gar- 'riſons, Land Forces, and other publick Uſes; and it is intended, that all the Reſt and Reſidue of the 'ſaid particular Branches of Exciſe, and all the ſaid other great and ſmall Branches and Revenues, herein 'before particularly enumerated and expreſſed, ſhall from the ſaid five and twentieth Day of *December* 'one thouſand ſeven hundred, be for the Service of his Majeſty's Houſhold and Family, and for other 'his neceſſary Expences and Occaſions, during his Majeſty's Life;' Be it therefore enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and the Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the ſaid five and twentieth Day of *December* one thouſand ſeven hundred, for and during the whole Term of five Years from thence next and immediately enſuing, the full, clear, and entire weekly Sum of three thouſand ſeven hundred Pounds of lawful *Engliſh* Money, out of all the Monies ariſing by the ſaid Hereditary Duties of Exciſe, and by the ſaid Duties of Exciſe payable during his Majeſty's Life, and by every or any of them, if all thoſe Duties of Exciſe ſhall ſo long continue; and if the ſaid Duties of Exciſe, payable

From 25 Dec. 1700. for 5 Years, 3700 l. per Week out of the Exciſe Duties.

able during his Majesty's Life (which God long preserve) shall happen to determine before the End of the said Term of five Years, then out of the Monies arising entirely by the said Hereditary Duties of Excise, for and during all the Residue which shall be then to come and unexpired of the said Term of five Years, shall be brought and paid by the Commissioners, Farmers, Receiver and Receivers General, for the Time being, of the said Duties of Excise (who are hereby injoined and required to bring and pay the same accordingly) into the Receipt of Exchequer, distinctly and separately from all other Monies whatsoever that are or shall be payable by them into the said Receipt; the same to be brought and paid into the said Receipt in Manner and Form following (that is to say) The Sum of ninety-six thousand two hundred Pounds for the first twenty-six Weeks, to be reckoned from the said five and twentieth Day of *December* one thousand seven hundred, and to end upon *Wednesday* the five and twentieth Day of *June* one thousand seven hundred and one, shall be brought and paid into the said Receipt as by this Act is specially provided in that Behalf; and from and after the said five and twentieth Day of *June* one thousand seven hundred and one, during all the then Residue of the said Term of five Years, the said weekly Sum or Payment of three thousand seven hundred Pounds shall, upon *Wednesday* in every Week, if it be not an Holiday, and if it be, then upon the next Day that is not an Holiday, as one Week shall successively and immediately follow and succeed another, be brought and paid into the said Receipt of Exchequer, for the Purposes in this Act expressed; and in case in any Week or Weeks the whole Receipt of the Monies of the said several Branches or Duties of Excise, hereby charged as aforesaid, shall not be sufficient to answer the weekly Payment or Payments hereby directed, for such particular Week or Weeks, that then and so often the Deficiency and Deficiencies thereof shall be supplied and made good out of the whole Receipt of the said particular Branches of Excise, and every or any of them, arising in the next Week or Weeks, when the Receipt or Receipts will be sufficient to bear the same.

shall be paid into the Exchequer in Manner following.

'Perpetuated by 1 Geo. 1. stat. 1. c. 1. §. 4. See 2 Annæ, c. 3. & 3 Annæ, c. 2. 6 Geo. 1. c. 4.'

Weekly Deficiency (if any) how to be supplied.

II. And as to the said Sum of ninety-six thousand two hundred Pounds, to be reckoned for the first twenty-six Weeks from the said five and twentieth Day of *December* one thousand seven hundred, and ending upon *Wednesday* the five and twentieth Day of *June* one thousand seven hundred and one as aforesaid, it is hereby enacted, That the said Sum of ninety-six thousand two hundred Pounds shall be brought and paid into the Receipt of Exchequer out of the Duties of Excise aforesaid, by two thousand three hundred Pounds a Week, for one and forty Weeks, to be reckoned from the said five and twentieth Day of *June* one thousand seven hundred and one, successively, and by paying nineteen hundred Pounds, to compleat the said ninety-six thousand two hundred Pounds, at the End of the two and fortieth Week, to be reckoned from the said five and twentieth Day of *June* one thousand seven hundred and one, over and above the constant weekly Payment of three thousand seven hundred Pounds aforementioned, for the Purposes in this Act expressed; and that all the Monies hereby appointed to be weekly paid into the said Receipt as aforesaid, and every Part thereof, shall be applied and disposed, and the same are hereby appropriated, for and towards the Repayment and Satisfaction of the Sum not exceeding eight hundred and twenty thousand Pounds hereby authorized to be borrowed thereupon, and the Interest thereof, as is herein after mentioned, and to no other Use, Intent, or Purpose whatsoever; any former Act or Acts of Parliament, or other Matter or Thing whatsoever to the contrary notwithstanding.

How the 96,200*l.* for the first 26 Weeks shall be paid into the Exchequer, &c.

Residue of the Branches of Excise, &c. chargeable with the yearly Sum of 700,000*l.* to be for the Use of the King's Household and Family, &c.

III. And be it further enacted by the Authority aforesaid, That all the Rest and Residue of the said particular Branches of Excise upon Beer, Ale, and other Liquors, which shall from Time to Time remain after the said weekly Payments shall be made out of the same, and the said Revenues arising in the said General Letter Office or Post Office, and by the said small Branches herein before particularly expressed, and by the said further Subsidy of Tunnage and Poundage, and all other the Branches and Revenues herein beforementioned, which were chargeable with the said yearly Sum of seven hundred thousand Pounds as aforesaid, shall, from Time to Time, during his Majesty's Life, be for the Use and Service of his Majesty's Household and Family, and for other his necessary Expences and Occasions; the said Act made in the ninth Year of his Majesty's Reign, herein before recited, or any Clause, Matter or Thing therein contained to the contrary notwithstanding.

Clauses touching the Overplus in the Act 9 W. 3. c. 23. repealed.

IV. And it is hereby declared and enacted, That all and every the Clauses contained in the said recited Act of Parliament for, touching, or concerning the Overplus or Produce of the said Branches and Revenues, over and above the said yearly Sum of seven hundred thousand Pounds, are and shall be repealed, void, and of none Effect

Commissioners of Excise to make the said weekly Payments into the Exchequer.

V. And it is hereby further enacted by the Authority aforesaid, That the Commissioners of Excise for the Time being, at the Head Office in *London*, shall from Time to Time separate and keep apart all the Monies arising by the said particular Branches of Excise herein before mentioned, as the same shall, from Time to Time, arise or be paid into the said Office of Excise by the Receivers or Collectors of the same, or by any other Person or Persons whatsoever; and shall, out of the Monies so arising, make the said weekly Payments into the Exchequer, for Repayment of Loans, and the Interest thereof, according to the Purport of this present Act.

Penalty.

VI. And be it further enacted, That if the said Commissioners of Excise for the Time being shall refuse or neglect to pay or cause to be paid into the Exchequer the said weekly Sums hereby appointed, or shall divert or misapply any Part of the Monies which should make good the same, then they, and every of them so offending, shall forfeit their several Offices and Places, and be incapable to serve the King in any Office or Place of Trust or Profit, and shall be liable for every such Offence to pay double the Value of the Money so diverted or misapplied, to any Person or Persons, who will inform or sue for the same, by Action of Debt, or of the Case, Bill, Suit, or Information, in any of his Majesty's Courts of Record at *Westminster*, wherein no Essoin, Protection, Wager of Law, or more than one Imparlance, shall be granted or allowed.

VII. And be it enacted, That the Comptroller of the Exciſe for the Time being ſhall keep a perfect and diſtinct Account, in a Book or Books fairly written, of all the Monies which ſhall ariſe by the ſaid particular Branches of Exciſe, out of which the ſaid weekly Payments are to be made as aforeſaid, as the ſame ſhall from Time to Time ariſe or be raiſed (to which Books all Perſons concerned ſhall, at all ſeaſonable Times, have free Acceſs, without Fee or Charge) and ſuch Comptroller, in Default thereof, ſhall forfeit his Office or Place, and be rendred incapable as aforeſaid, and ſhall alſo forfeit the Sum of one hundred Pounds for every ſuch Default, to any Perſon or Perſons who will inform or ſue for the ſame, as is before mentioned.

Comptroller of Exciſe to keep Account of all the Monies ariſing by the particular Branches of Exciſe. Penalty.

VIII. And to the End the ſaid weekly Sum of three thouſand ſeven hundred Pounds, and all the Payments hereby directed to be made into the ſaid Receipt of Exchequer, for or upon Account of the ſame, may be made a Fund or Security for borrowing thereupon any Sum or Sums of Money, not exceeding eight hundred and twenty thouſand Pounds, and for Repayment thereof, with Intereſt for the ſame, Be it further enacted by the Authority aforeſaid, That there ſhall be provided and kept in the Office of the Auditor of the Receipt of Exchequer one Book, in which all the Monies which ought to be paid in weekly as aforeſaid, for or upon Account of the ſaid weekly Sums out of the ſaid particular Branches of Exciſe, and which ſhall be brought to the ſaid Receipt, ſhall be entred apart and diſtinct from all other Monies paid into the ſaid Receipt, on any other Account whatſoever.

Auditor to enter in a book the Monies brought in weekly.

IX. And it is hereby further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for any Perſon or Perſons, Natives or Foreigners, Bodies Politick or Corporate, to advance and lend to his Majeſty, at the ſaid Receipt of Exchequer, any Sum or Sums of Money, not exceeding the Sum of eight hundred and twenty thouſand Pounds, upon Credit of the weekly Payments hereby appointed to be made as aforeſaid, out of the ſaid particular Branches of Exciſe; and that Tallies of Loans ſhall be levied for all and every Sum and Sums of Money ſo lent, and that Orders, according to the Courſe of the Exchequer, ſhall be drawn, ſigned, and iſſued for the Repayment of the ſame, and for Payment of Intereſt for the Forbearance of every ſuch Sum of Money, after the Rate of ſix Pounds *per Centum per Annum*, for the firſt four hundred thouſand Pounds, and ſeven Pounds *per Centum per Annum*, for the remaining four hundred and twenty thouſand Pounds; which Intereſt ſhall be payable every three Months from the reſpective Dates of the ſaid Tallies of Loan, until the Satisfaction of the ſaid reſpective Principal Sums; and all and every ſuch Order and Orders, and the Monies therein to be contained, or any Part thereof, ſhall be aſſignable and trasferrable, without Power of Revocation, ſo as the Aſſignments thereof be indorſed on the reſpective Orders, and entred or notified in the Office of the Auditor of the Receipt of Exchequer, in a Book to be there kept for that Purpoſe; and that all and every the Sum and Sums of Money ſo to be lent to his Majeſty, upon Credit of the ſaid weekly Payments, ſhall be free from all Manner of publick Taxes and Impoſitions whatſoever; and that a diſtinct Regiſter ſhall be kept in the ſaid Receipt of Exchequer, of all the Orders for Repayment of the ſaid Sum not exceeding eight hundred and twenty thouſand Pounds, in which all the ſaid Orders ſhall be regiſtered in Courſe, according to the Dates of the Tallies reſpectively, without any other Preference of one before another; and that all and every Perſon and Perſons ſhall be paid in Courſe, according as their Orders ſhall ſtand entred in the ſaid Regiſter; and that all the Monies to come in by this Act, of or for the ſaid weekly Payments appropriated for Repayment of Loans, and the Intereſt thereupon as aforeſaid, ſhall be in the ſame Order liable to the Satisfaction of the reſpective Lenders, their Executors, Adminiſtrators, and Aſſigns reſpectively, according to the Dates of their Tallies, and ſhall not be diverted or divertible to any other Uſe, Intent, or Purpoſe whatſoever; and that no Fee, Reward, or Gratuity, directly or indirectly, be demanded or taken for providing or making of any Books, Entries, Regiſters, Views, or Search, in or for Payment of Money lent upon the ſaid weekly Payments, out of the ſaid Branches of Exciſe, or Intereſt as aforeſaid, by any of his Majeſty's Officer or Officers, their Clerks or Deputies, on Pain of Payment of treble Damages to the Party aggrieved by the Party offending, with Coſts of Suit, or if the Officer himſelf take and demand any ſuch Fee or Reward, then to loſe his Place alſo; and if any undue Preference of one before another ſhall be made, either in Point of Regiſtry or Payment, contrary to the true Meaning of this Act, in reference to the ſaid Principal and Intereſt payable out of the ſaid weekly Sums charged on the ſaid particular Branches of Exciſe, then the Party offending ſhall be liable, by Action of Debt or on the Caſe, to pay the Value of the Debt, Damages, and Coſts to the Party aggrieved, and ſhall be forejudged of his Place or Office; and if ſuch Preference be unduly made by any his Deputy or Clerk, without Direction or Privity of his Maſter, then ſuch Deputy or Clerk ſhall alſo be liable to ſuch Action of Debt, Damages and Coſts, and ſhall be for ever after incapable of any Place or Office; and in caſe the Auditor ſhall not direct the Order, or the Clerk of the Pells record, or the Teller make Payment, according to each Perſon's due Place and Order, as afore directed, in reference to the ſaid weekly Sum of three thouſand and ſeven hundred Pounds, or the ſaid Principal and Intereſt to be paid out of the ſame, then he or they ſhall be adjudged to forfeit, and they and their reſpective Deputies and Clerks herein offending, to be liable to ſuch Action, Debt, Damages, and Coſts, in ſuch Manner as aforeſaid; all which ſaid Penalties and Forfeitures to be incurred by any of the Officers of the Exchequer, or any their Deputies and Clerks, ſhall and may be recovered by Action of Debt, Bill, Plaint, or Information, in any of his Majeſty's Courts of Record at *Weſtminſter*, wherein no Eſſoin, Protection, Privilege, Wager of Law, Injunction, or Order of Reſtraint ſhall be in any wiſe granted or allowed.

Perſons may lend 200,000 l. on the weekly Payments, &c. 'By 6 Geo. 1. c. 4. §. 1. theſe Annuities may taken in by the South Sea Company.'

Money lent not to be taxed.

No Fee to be taken, &c.

Penalty.

Penalty on Officer making undue Preference in Payment, &c.

Penalties how to be recovered.

X. Provided always, and be it hereby declared, That if it happen that ſeveral Tallies of Loan, or Orders for Repayment of Money lent upon the ſaid weekly Sums out of the ſaid Branches of Exciſe, bear Date or be brought the ſame Day to the Auditor of the Receipt to be regiſtred, then it ſhall be interpreted no undue Preference which of thoſe he enters firſt, ſo he enters them all the ſame Day.

No undue Preference where Orders bear Date the ſame Day,

XI. Pro-

nor if the Tellers pay ſubſequent Orders, &c.

XI. Provided alſo, That it ſhall not be interpreted any undue Preference to incur any Penalty in Point of the Payment laſt mentioned, if the Auditor direct, or the Clerk of the Pells record, and the Tellers do pay, ſubſequent Orders of Perſons that come and demand their Monies, and bring their Orders, before other Perſons that did not come to demand their Money, and bring their Orders, in their Courſe, ſo as there be ſo much Money reſerved as will ſatisfy precedent Orders; which ſhall not be otherwiſe diſpoſed, but kept for them; Intereſt upon Loan being to ceaſe from the Time the Money is ſo reſerved and kept in Bank for them.

Charge of collecting, &c. how to be defrayed.

XII. Provided always, and it is hereby enacted, That the Charge of collecting, managing, and levying the ſaid particular Branches of Exciſe, and other Branches and Duties before mentioned, which were liable to the ſaid yearly Sum of ſeven hundred thouſand Pounds, ſhall be born and defrayed out of the ſaid reſt and reſidue of the ſame Branches and Revenues hereby appointed for the Service of his Majeſty's Houſhold and Family, and other his neceſſary Expences and Occaſions, as aforeſaid; any thing herein contained to the contrary notwithſtanding.

Monies may be lent on the laſt 420,000l. without ſtaying till the preceding 400,000l. be lent, &c.

XIII. Provided alſo, and it is hereby enacted, that if any Perſon or Perſons, Bodies Politick or Corporate, at any Time or Times after the paſſing of this Act, and before ſuch Time as four hundred thouſand Pounds principal Monies in the whole ſhall be firſt lent thereupon, ſhall be willing to advance and lend to his Majeſty any Sum or Sums of Money, for or in Part of the Sum of four hundred and twenty thouſand Pounds, being the laſt Part of the Sum not exceeding eight hundred and twenty thouſand Pounds, authorized to be borrowed upon this Act, that then it ſhall and may be lawful to and for any ſuch Perſon or Perſons, Bodies Politick or Corporate, to make ſuch Loans for or in Part of the ſaid laſt four hundred and twenty thouſand Pounds, without ſtaying till the preceding four hundred thouſand Pounds ſhall be firſt lent; and that the principal Monies upon the Orders of Loan, for or in Part of the ſaid laſt four hundred and twenty thouſand Pounds, ſhall be regiſtred and paid in Courſe as this Act directs, but ſhall take Place, in point of Regiſtry and Payment, next after four hundred thouſand Pounds principal Monies, which ſhall be firſt regiſtred, or be reſerved to be regiſtred upon this Act; and that the Intereſt of the ſaid Loans, for or in Part of the ſaid four hundred and twenty thouſand Pounds, ſo to ſtand laſt upon the ſaid Regiſter, ſhall be paid every three Months from the reſpective Dates of the Tallies of Loans for the ſame, out of the ſaid Monies to ariſe weekly from the ſaid particular Branches of Exciſe as aforeſaid, under the like Penalties, Forfeitures, and Diſabilities, for not duly regiſtring or repaying the Monies ſo to be lent, for or in Part of the ſaid four hundred and twenty thouſand Pounds, or for not duly paying the Intereſt thereof, as are by this Act provided for not duly regiſtring or repaying any other Part of the ſaid Monies, not exceeding eight hundred and twenty thouſand Pounds, by this Act authorized to be borrowed, as aforeſaid, or Intereſt of the ſame; any Thing in this Act contained to the contrary notwithſtanding.

Proviſo concerning the Bank of England, &c.

XIV. Provided always, and be it enacted by the Authority aforeſaid, That the Governor and Company of the Bank of *England*, until ſuch Time as they ſhall be fully ſatisfied and repaid all the principal Monies which they ſhall lend upon Credit of this Act, for or in Part of the ſaid Sum not exceeding four hundred and twenty thouſand Pounds before mentioned, and the Intereſt thereof, ſhall not be obliged to make any Dividend or Dividends of the Monies, which hereafter ſhall become due and payable to, and be received by, the ſaid Governor and Company, their Servants and Agents, out of the Exchequer, or any publick Office, upon or by virtue of any Tallies or Orders ſubſcribed into the capital Stock of the ſaid Governor and Company, purſuant to the Act of Parliament made in the eighth Year of his Majeſty's Reign, intituled, *An Act for making good the Deficiencies of ſeveral Funds therein mentioned, and for enlarging the capital Stock of the Bank of* England, *and for raiſing the publick Credit*, but at ſuch Times only as ſhall be ordered by a general Court of the ſaid Governor and Company; any Clauſe or Clauſes, Matters, or Things whatſoever in the Act laſt mentioned, or in one other Act of the ninth Year of his Majeſty's Reign, intituled, *An Act to give further Time for the adminiſtring of Oaths relating to Tallies and Orders, and for the eaſier Diſpatch of the publick Buſineſs in the Exchequer, and in the Bank of* England, or in any other Act or Acts of Parliament whatſoever contained to the contrary notwithſtanding.

8 W. 3. c. 20.

9 W. 3. c. 3.

In lieu of the perpetual annual Payments out of the Exciſe granted by King Charles 2. the Hereditary Exciſe after 25 Dec. 1705, ſhall ſtand charged with the yearly Payments of 3l. per Cent. 'See 13 Geo. 1. c. 3. §. 7.'

XV. Provided always, and be it further enacted by the Authority aforeſaid, That in Lieu and Diſcharge of certain perpetual annual Payments, and of all Arrears thereof, granted by his late Majeſty King CHARLES the Second, by Letters Patent, out of the ſaid Hereditary Revenue of Exciſe, in Satisfaction of certain principal Sums mentioned in the ſaid Letters Patent to be then due from his ſaid late Majeſty to the reſpective Patentees therein named, the ſaid Hereditary Revenue of Exciſe ſhall, from and after the twenty-ſixth Day of *December* one thouſand ſeven hundred and five, be and ſtand charged and chargeable for ever with the Payment of annual Sums after the Rate of three Pounds *per Centum per Annum*, for the principal Sums mentioned in the ſaid reſpective Letters Patent, to be iſſued and paid out of the ſaid Revenue by quarterly Payments, out of the Receipt of his Majeſty's Exchequer, by the Officers of the ſame, unto the reſpective Owners and Proprietors of ſuch annual Sums, and to their Heirs and Aſſigns for ever, without any Fee or Charge, and any further or other Warrant, to be iſſued forth, had, or obtained in that Behalf; the ſaid annual Payments, after the Rate of three Pounds *per Centum*, to be ſubject nevertheleſs to be redeemed upon Payment of a Moiety of the principal Sums mentioned in the ſaid reſpective Letters Patent.

Clauſe in 11 & 12 W. 3. c. 10.

'XVI. And whereas by the Act paſſed in the Parliament held in the eleventh and twelfth Years of his 'preſent Majeſty's Reign, intituled, *An Act for the more effectual employing the Poor by encouraging the Ma-*
'*nufactures of this Kingdom*, all wrought Silks, Bengalls, Stuffs mixed with Silk, Herba, of the Manu-
'facture of *Perſia*, *China*, or *Eaſt India*, are prohibited to be worn after the nine and twentieth Day of
'*September* one thouſand ſeven hundred and one, unleſs the ſame be before that Time made up and uſed

in

'in Apparel or Furniture; and Direction is by the ſaid Act given for bringing of all ſuch Goods, as ſhall 'be imported after the ſaid nine and twentieth Day of *September* one thouſand ſeven hundred and 'one, into a publick Warehouſe, in order to the Exportation thereof; but no Direction is by the 'ſaid Act given for bringing of ſuch Goods into a publick Warehouſe, as ſhould be imported before 'the ſaid nine and twentieth Day of *September*:' For Remedy whereof, be it declared and enacted by the Authority aforeſaid, That ſuch of the ſaid prohibited Goods as ſhall have been imported into this Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, before the thirtieth Day of *September* one thouſand ſeven hundred and one, and ſhall not before that Time be made up in Apparel or Furniture, ſhall be ſubject to the ſame Rules and Directions for bringing thereof into one or more publick Warehouſe or Warehouſes, and ſuch other Proviſions as are by the ſaid Act given and directed, touching ſuch of the ſaid Goods as ſhall be imported after the ſaid twenty-ninth Day of *September* one thouſand ſeven hundred and one, ſo as the ſaid Goods be brought to ſuch Warehouſe or Warehouſes, upon or before the tenth Day of *October* one thouſand ſeven hundred and one.

relating to prohibited Goods, explained.

CAP. XIII.

An Act to enable his Majeſty to make Leaſes and Copies of Offices, Lands and Hereditaments, Parcel of his Duchy of *Cornwal*, or annexed to the ſame; and for Confirmation of Leaſes already made. All Leaſes, *&c.* made by Car. 2. Ja. 2. or W. & M. *&c.* of any Offices, Lands, *&c.* in the Duchy of *Cornwal*, ſhall be good in Law, *&c.* Proviſo that they exceed not the Term of Lives or Years. Covenants, *&c.* in Leaſe or Grant, *&c.* good in Law. Saving of Right to all Perſons, *&c.* Tenant compounding for taking of any increaſed Rent, *&c.* on Payment of Compoſition-money, increaſed Rent to ceaſe, *&c.* King may make any further Grant of Grounds, *&c.* being Part of his Manor of *Greenwich*, to the Uſe of *Greenwich* Hoſpital.

Anno Regni GULIELMI III. decimo tertio.

'AT the Parliament begun at *Weſtminſter* the thirtieth * Day of *December*, *Anno Dom.* 1701. in 'the thirteenth Year of the Reign of our Sovereign Lord *WILLIAM* the Third, by the 'Grace of God, of *England*, *Scotland*, *France*, and *Ireland*, King, Defender of the Faith, *&c.* and con-'tinued till the eighth Day of *March* following, on which Day he expired.

* The former Editions have it, the thirteenth.'

CAP. I.

An Act for reviving and continuing an Act, intituled, *An Act for the appointing Commiſſioners to take, examine, and determine the Debts due to the Army, Navy, and for Tranſport Service, and alſo an Account of Prizes taken during the late War.* EXP.

CAP. II.

An Act for puniſhing of Officers and Soldiers, that ſhall mutiny or deſert in *England* or *Ireland*. EXP.

CAP. III.

An Act for the Attainder of the pretended Prince of WALES of High Treaſon.

'WHEREAS the pretended Prince of WALES hath, ſince the Deceaſe of the late King JAMES, 'by the Incitation and Encouragement of the *French* King (being bred up and inſtructed to in-'troduce the *Romiſh* Superſtition and *French* Government into theſe your Majeſty's Kingdoms) openly 'and traiterouſly, with Deſign to dethrone your Majeſty, aſſumed the Name and Title of JAMES the 'Third, King of *England*, *Scotland*, and *Ireland*, and cauſed himſelf to be ſo proclaimed in the Kingdom 'of *France* in manifeſt Violation of your Majeſty's moſt lawful and rightful Title to the Crown of theſe 'Realms, and of the ſeveral Acts of Parliament made, as well for recognizing of the ſame, as for ſettling 'the Succeſſion of the Crown, contrary to the Duty of his Allegiance, and to the diſturbing of the Peace 'to theſe your Majeſty's Kingdoms: To the End therefore that your Majeſty's good and loyal People of *England*, aſſembled in Parliament, may in the moſt ſolemn Manner expreſs their utmoſt Reſentment of ſo great an Indignity done to your Majeſty's moſt ſacred Perſon and Government, and that the ſaid Traitor may be brought more certainly and ſpeedily to condign Puniſhment; may it pleaſe your Majeſty that it may be enacted; and be it enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the ſaid pretended Prince of WALES ſtand and be convicted and attainted of High Treaſon, and that he ſuffer Pains of Death, and incur all Forfeitures, as a Traitor convicted and attainted of High Treaſon.

Pretended Prince of Wales attainted of High Treaſon:

II. And for preventing traiterous Correſpondence between your Majeſty's Subjects and the ſaid pretended Prince of WALES, or his Adherents; be it further enacted by the Authority aforeſaid, That if

King's Subjects holding Correſpondence, &c. with him or with any employed by him, or remitting Money for his Uſe, guilty of High Treaſon,

any of the Subjects of the Crown of *England*, from and after the first Day of *March* one thousand seven hundred and one, shall, within this Realm or without, hold, entertain, or keep any Intelligence or Correspondence in Person, or by Letters, Messages, or otherwise, with the said pretended Prince of WALES, or with any Person or Persons imployed by him, knowing such Person to be so imployed, or shall by Bill of Exchange, or otherwise, remit or pay any Sum or Sums of Money for the Use or Service of the said pretended Prince of WALES, knowing such Money to be for such Use or Service, such Person so offending, being lawfully convicted, shall be taken, deemed and adjudged to be guilty of High Treason, and shall suffer and forfeit as in Cases of High Treason.

Offences committed out of the Realm may be tried in England.

III. And be it further enacted, That where any of the Offences against this Act shall be committed out of this Realm, the same may be alledged, and laid, inquired of, and tried, in any County of this Kingdom of *England*.

CAP. IV.

An Act for continuing an Act intituled, *An Act that the Solemn Affirmation and Declaration of the People called* Quakers, *shall be accepted instead of an Oath in the usual Form.*

& 8 W. 3. c. 34.

'WHEREAS an Act made in the seventh and eighth Years of his present Majesty's Reign, intituled, *An Act that the Solemn Affirmation and Declaration of the People called* Quakers *shall be accepted instead of an Oath in the usual Form*, was made to continue for seven Years, and from thence to the End of the next Sessions of Parliament; and the same will expire at the End of the next Sessions of Parliament after the two and twentieth Day of *November* next:' Now for the further avoiding the Inconveniences in the said Act mentioned, to those People and their Families, Be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said recited Act, with all the Clauses and Powers therein contained, shall continue and be in Force for and during the Term of eleven Years after the Determination of the said Act, and from thence to the End of the next Session of Parliament.

continued for eleven Years.

CAP. V.

An Act for granting an Aid to his Majesty, by laying Duties upon Malt, Mum, Cyder and Perry.

EXP.

WE your Majesty's most dutiful and loyal Subjects, the Commons assembled in Parliament, for a further Supply for the necessary Defence of your Majesty's Realms and Dominions, do humbly present your Majesty with the Gift of the several Rates, Duties and Impositions herein after mentioned, and do beseech your Majesty that it may be enacted, and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That there shall be raised, levied, collected, paid and satisfied, unto and for the Use of his Majesty, his Heirs, and Successors, for and upon all Malt, Mum, Cyder and Perry, the several Rates Duties and Impositions herein after mentioned (that is to say)

For and upon all Malt, ground or unground (whether the same shall be made of Barley, or any other Corn or Grain whatsoever) which any Malster or Maker of Malt for Sale, Seller or Retailer of Malt, Brewer, Distiller, Inkeeper, Victualler or Vinegar-Maker, within this Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, or any Person or Persons in Trust for him, her or them, or for his her or their Use, shall be possessed of, or interested in upon the ninth Day of *March* one thousand seven hundred and one, the Sum of six Pence for every Bushel, and so in Proportion for every greater or lesser Quantity, to be paid by such Person and Persons respectively.

Duties on Malt, &c. from 9 March 1701, to 24 June 1703.

For every Bushel of Malt which at any Time or Times, from and after the said ninth Day of *March* one thousand seven hundred and one, and before the twenty-fourth Day of *June* which shall be in the Year of our Lord one thousand seven hundred and three, shall be made of Barley, or any other Corn or Grain, within this Kingdom of *England*, Dominion of *Wales*, and *Town* of *Berwick* upon *Tweed*, by any Person or Persons whatsoever (whether the same be or be not for Sale) the Sum of six Pence, and so proportionably for a greater or lesser Quantity, to be paid by the Maker or Makers thereof respectively.

Malt 6 d. per Bushel.

For every Barrel of Mum, which at any Time or Times, from and after the said ninth Day of *March* one thousand seven hundred and one, and before the said twenty-fourth Day of *June* one thousand seven hundred and three, shall be made or imported within the said Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, the Sum of ten Shillings (over and above all present Duties payable for the same) and so proportionably for a greater or lesser Quantity, to be paid by the Maker or Importer thereof respectively.

Mum 10 s. per Barrel.

And for all Cyder and Perry, which at any Time or Times from and after the said ninth Day of *March* one thousand seven hundred and one, and before the said twenty-fourth Day of *June* one thousand seven hundred and three, shall be made for Sale within the said Kingdom of *England*, Dominion of *Wales*, and Town of *Berwick* upon *Tweed* (over and above all other Duties payable for Cyder and Perry made and

and Sold by Retail) the Sum of four Shillings for every Hogſhead, and ſo in Proportion for a greater or leſſer Quantity, to be paid by the firſt Buyer or Retailer thereof. *Cyder and Perry 4 s. per Hogſhead.*

And for the avoiding of Diſputes in charging of the Duties upon Cyder and Perry, Be it enacted and declared, That every Perſon who ſhall buy any Cyder or Perry, or any Fruit to make into Cyder or Perry, and ſhall ſell any of the Cyder or Perry ſo bought or made by the Hogſhead, or any greater or leſſer Meaſure, ſhall during the Continuance of this Act, and no longer be deemed and taken to be a Retailer of Cyder and Perry, and ſhall be chargeable with the Duties of all ſuch Cyder and Perry. *All Perſons ſelling Cyder or Perry deemed Retailers.*

And for the better aſcertaining, charging, levying and collecting of all the ſaid ſeveral and reſpective Duties hereby granted, Be it further enacted by the Authority aforeſaid, That all and every the ſaid Duties and Impoſitions by this Act granted or impoſed, as well upon Malt, as upon Mum, Cyder and Perry, ſhall from Time to Time, during the continuance of this Act, be within the Receipt, Management and Government of the chief Commiſſioners and Governors of the Receipt of Exciſe upon Beer, Ale, and other Liquors, for the Time being; and that all inferior Officers, whether they be Subcommiſſioners, Collectors, Supervifors, Gaugers, or others, that are or ſhall be conſtituted or appointed for levying, receiving, collecting, or anſwering of his Majeſty's Duties of Exciſe upon Beer, Ale, and other Liquors, ſhall within the reſpective Limits or Diſtricts, or in the ſeveral Places or Stations to which they are or ſhall be appointed, be alſo the Subcommiſſioners, Collectors, Supervifors, Gaugers, or other Officers reſpectively, for the ſeveral Duties by this Act granted; nevertheleſs, under the Government and Direction of the ſaid chief Commiſſioners of Exciſe for the Time being, or the Major Part of them, who have hereby Power to diſmiſs or alter them, or any of them, and to make and conſtitute from Time to Time, ſuch, and ſo many inferior Officers, for the ſaid Duties hereby granted, and every or any of them, as to the ſaid chief Commiſſioners for the Time being, or the major Part of them, ſhall ſeem meet. *Duties to be under the Management of Commiſſioners of the Exciſe.*

And be it further enacted by the Authority aforeſaid, That all and every the ſaid Malſters or Makers of Malt for Sale, Sellers, or Retailers of Malt, Brewers, Diſtillers, Innkeepers, Victuallers and Vinegar-Makers, and all and every other Perſon and Perſons whatſoever, who in Truſt for them, or any of them, or for the Uſe of them, or any of them, ſhall be poſſeſſed of, or have in his, her or their Cuſtody or Poſſeſſion, or in his, her or their Houſes, Outhouſes, Barns, Granaries, or in any other Place or Places whatſoever, upon the ſaid ninth Day of *March* one thouſand ſeven hundred and one, any Parcel or Quantity of Malt whatſoever, ſhall on or before the tenth Day of *April* one thouſand ſeven hundred and two, make a true and particular Entry thereof at the Office of Exciſe within the Limits of which they ſhall then reſpectively inhabit, upon Pain to forfeit the Sum of fifty Pounds, and the Malt, for which no ſuch Entry ſhall have been made; and within ſix Days after he, ſhe or they ſhall have made or ought to have made ſuch Entries, as aforeſaid, ſhall pay down the Duties hereby due or payable for ſuch Malt to the proper Officer or Officers for receiving the ſame; or within the ſaid ſix Days ſhall give Security to the ſaid reſpective Officers for paying the ſaid Duties to his Majeſty's Uſe within ſix Months then next enſuing; and in caſe the ſaid Duties ſhall be paid down within the ſaid ſix Days, then there ſhall be allowed out of the ſaid Duty for ſuch Prompt Payment, a Diſcount or Allowance after the Rate of eight Pounds *per Centum per Annum*, for the ſaid Time of ſix Months. *Malſter, &c. to make Entry at Exciſe Office.*

And be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for all ſuch Officers as are or ſhall be appointed, as aforeſaid, reſpectively, to take a true and particular Account and Admeaſurement of all ſuch Malt as any Malſters or Makers of Malt for Sale, Sellers or Retailers of Malt, Brewers, Diſtillers, Innkeepers, Victuallers, or Vinegar-Makers, or any Perſon or Perſons for them, or any of them, ſhall on the ſaid ninth Day of *March* one thouſand ſeven hundred and one, have or be poſſeſſed of; and for that Purpoſe, ſhall be permitted in the Day Time to enter into any Dwelling Houſe, Outhouſe, Barn or other Place whatſoever belonging to ſuch Malſter or Maker of Malt for Sale, Sellers and Retailers of Malt, Brewers, Diſtillers, Innkeepers, Victuallers, and Vinegar-Makers, and every of them; who are hereby required to permit and ſuffer ſuch Officer or Officers, upon his or their Requeſt, to make ſuch Entrance on the ſaid ninth Day of *March* one thouſand ſeven hundred and one, or afterwards, at any Time before the Duty upon ſuch Malt ſhall be paid or ſecured, and to take ſuch Account and Admeaſurement thereof, and to caſt ſuch Malt into a regular Form, for the better aſcertaining the Quantity thereof, under the Penalty of twenty Pounds. *Officers may enter into Dwelling Houſe, &c.*

And be it further enacted by the Authority aforeſaid, that all and every the ſaid Gaugers and Officers which are or ſhall be ſo conſtituted and appointed, ſhall at all Times in the Day time be permitted, upon their Requeſt, to enter the Houſe, Malt-houſe, and all other Places whatſoever, belonging to or uſed by any Perſon or Perſons whatſoever, who at any Time or Times, from and after the ſaid ninth Day of *March* one thouſand ſeven hundred and one, and before the ſaid twenty-fourth Day of *June* one thouſand ſeven hundred and three, ſhall make any Malt (either for Sale or not for Sale) and to Gauge all Ciſterns, Uting-Fats, Utenſils and other Veſſels, uſed by any ſuch Malſter or Maker of Malt, for the wetting or ſteeping of any Barley or other Corn or Grain for the making of Malt, and to gauge, meaſure and take an Account of the juſt Quantity of the Barley and other Corn or Grain which ſhall be found wet or ſteeping in any ſuch Uting-Fat, Utenſil, Ciſtern, or other Veſſel, or ſhall have been wetted or ſteeped in them or any of them, for the making of Malt; and ſhall thereof make Return or Report in Writing to the ſaid Commiſſioners, or ſuch other Perſon or Perſons as they ſhall appoint to receive the ſame, leaving a true Copy of ſuch Report in Writing under his Hand with ſuch Malſter or Maker of Malt; and ſuch Report or Return of the ſaid Gauger ſhall be a Charge upon ſuch Malſters or Makers of *Officers ſhall be permitted to enter Houſe, &c. and gauge Ciſterns, &c. and make Report to the Commiſſioners.*

Malt reſpectively; and if any ſuch Malſter or other Perſon, making Malt for Sale or private Uſe, ſhall refuſe to permit any ſuch Gauger or Officer to enter his Houſe, Malthouſe, or other Place aforementioned, or to meaſure, compute and take an Account of all his Malt, and to gauge all and every ſuch Uting-Fats, Utenſils, Ciſterns and other Veſſels, and to gauge and take an Account of his Barley or other Corn or Grain in any ſuch Ciſtern, Uting-Fat, Utenſil or other Veſſel, or which ſhall have been ſteeped or wetted, and ſhall be upon any Floor or other Place, every ſuch Malſter or other Perſon ſhall forfeit and loſe for every ſuch Offence the Sum of twenty Pounds; and that from and after the ſaid ninth Day of *March* one thouſand ſeven hundred and one, during the Continuance of this Act, every Malſter or other Perſon, making Malt for Sale or not for Sale, ſhall Monthly and every Month make a true Entry at the ſaid Office of Exciſe of all the Malt made in ſuch Month reſpectively, on Pain to forfeit for every ſuch Neglect the Sum of ten Pounds.

Penalty on Malſters refuſing to permit Officer, &c.

Malſter once a Month to make Entry at Exciſe Office; and clear off the Duties in three Months.

And be it further enacted by the Authority aforeſaid, That every ſuch Malſter or other Maker of Malt ſhall within three Months after he ſhall make or ought to have made ſuch Entry, as aforeſaid, pay and clear off all the ſaid Duties which ſhall be due from him or them reſpectively.

Malſters refuſing, to pay, &c.

And be it further enacted, That every ſuch Malſter or other Perſon chargeable with the ſaid Duties, who ſhall neglect or refuſe to make ſuch Payment, as aforeſaid, ſhall forfeit and loſe for every ſuch Offence double the Sum of the ſaid Duty, whereof the Payment ſhall be ſo refuſed or neglected; and that no ſuch Malſter or other Perſon, after ſuch Default made, ſhall ſell, deliver or carry out any Malt, until he hath paid and cleared off his Duty, as aforeſaid, on Pain to forfeit Double the Value of ſuch Malt ſo delivered or carried out.

Malt to be meaſured by Winchester Buſhel.

And for the avoiding all Diſputes touching the Returns made or to be made by the Gaugers of any Malt, as aforeſaid, Be it enacted and declared by the Authority aforeſaid, That by the Buſhel, in this Act mentioned, is meant and intended a Buſhel according to the Standard remaining in the Cuſtody of the Chamberlains of his Majeſty's Exchequer, commonly called or known by the Name of the *Winchester* Buſhel; and that the Quantity of Barley or other Corn or Grain taken by the Gauge, according to ſuch Buſhel, in any Ciſtern, Uting-Fat, Utenſil or other Veſſel, wherein ſuch Barley, or other Corn or Grain, ſhall be found wetting or ſteeping, or which ſhall be found to have been wetted or ſteeped for the making of Malt, ſhall be charged and returned by the Gauger as ſo many Buſhels of Malt.

Malſters to give Notice of all Ciſterns, &c. made Uſe of in wetting or ſteeping Corn, &c.

And be it further enacted, That on or before the tenth Day of *April* one thouſand ſeven hundred and two, all Malſters and Makers of Malt for Sale, ſhall give Notice in Writing at the next Exciſe Office of the Number and Situation of all Ciſterns, Uting-Fats, Utenſils, or other Veſſels, Kilns, Floors, Rooms and Places by them made uſe of for the wetting or ſteeping of Corn, or making or keeping of Malt, or keeping of Corn or Grain for making into Malt, upon Pain of forfeiting the Sum of five Pounds for every Ciſtern, Uting-Fat, Utenſil or other Veſſel, Kiln, Floor, Room or other Place by him or them made uſe of for the wetting or ſteeping of Corn, or making or keeping of Malt without ſuch Notice, as aforeſaid; and that from and after the ſaid tenth Day of *April* one thouſand ſeven hundred and two, during the Continuance of this Act, no Malſter or other Perſon making Malt for Sale, ſhall erect or ſet up, alter or enlarge, or make uſe of any Ciſtern, Uting-Fat, Utenſil or other Veſſel for the wetting or ſteepivg any Barley or other Corn or Grain for the making of Malt, or of any Kiln, Floor, Room or other Place for the making or keeping of Malt, or keeping of Corn or Grain making into Malt, without firſt giving Notice thereof in Writing at the next Office of Exciſe, or ſhall keep or make uſe of any private Ciſtern, Uting-Fat, Utenſil or other Veſſel, for the wetting his Barley or other Corn or Grain to make Malt, other than ſuch as are openly known and made uſe of in his common Malt-Houſe, on Pain to forfeit for every ſuch Ciſtern, Uting-Fat or Utenſil, or other Veſſel, Kiln, Floor, Room or other Place ſo erected or ſet up, altered or enlarged, kept private or concealed, or made uſe of without ſuch Notice, as aforeſaid, the Sum of fifty Pounds.

And uſe no Ciſtern, &c. without giving Notice at Exciſe Office, &c.

Penalty.

If Malſter ſhall convey away his Stock of Malt,

without giving Notice at Exciſe Office,

twenty Shillings per Buſhel Penalty.

And be it further enacted by the Authority aforeſaid, That if any Malſter or Maker of Malt for Sale, Seller or Retailer of Malt, Brewer, Diſtiller, Innkeeper, Victualler, or Vinegar-Maker, ſhall fraudulently convey any of his Stock of Malt, which he ſhall be intituled unto on the ſaid ninth Day of *March* one thouſand ſeven hundred and one, out of his Cuſtody or Poſſeſſion from the Sight or View of the Gauger or Gaugers appointed to take an Account of the ſame, and ſhall not give Notice thereof at the next Office of Exciſe before the tenth Day of *April* one thouſand ſeven hundred and two, then and in ſuch Caſe the Perſon offending therein, ſhall forfeit and loſe for every Buſhel of Malt ſo conveyed from the Sight and View of the Gaugers the Sum of twenty Shillings; and the Perſon or Perſons in whoſe Cuſtody ſuch Malt ſhall be found, who ſhall not before the Diſcovery thereof, give Notice at the next Exciſe Office of the Quantity of Malt ſo in his Cuſtody, ſhall alſo forfeit and loſe the Sum of twenty Shillings for every Buſhel.

Powers, &c. in 12 Car. 2. c. 24. to be in Force.

And be it further enacted by the Authority aforeſaid, That all and every the Powers, Authorities, Directions, Rules, Methods, Penalties and Forfeitures, Clauſes, Matters and Things, which in and by an Act of Parliament made in the twelfth Year of King CHARLES the Second, intituled, *An Act for taking away the Court of Wards and Liveries, and Tenures in* Capite, *and by Knights Service and Purveyance, and for ſettling a Revenue upon his Majeſty in Lieu thereof*, or by any other Law now in Force, relating to his Majeſty's Revenue of Exciſe upon Beer, Ale, or other Liquors, are provided, ſettled or eſtabliſhed, for raiſing, levying, collecting or recovering, adjudging or aſcertaining the Duties thereby granted, or any of them (other than in ſuch Caſes for which other Penalties or Proviſions are made and preſcribed by this Act) ſhall be exerciſed, practiſed, applied, uſed, levied, recovered, and put in Execution, for the raiſing, levying,

levying, collecting, recovering and paying, as well the ſaid Duties upon Malt, as the ſaid ſeveral Duties upon Mum, Cyder and Perry, hereby granted, during the Continuance of this Act, as fully and effectually to all Intents and Purpoſes, as if all and every the ſaid Powers, Authorities, Rules, Directions, Methods, Penalties and Forfeitures, Clauſes, Matters and Things were particularly repeated, and again enacted in the Body of this preſent Act.

Fines how to be recovered.

And be it further enacted by the Authority aforeſaid, That all Fines, Penalties and Forfeitures by this Act impoſed, ſhall be ſued for, levied and recovered by ſuch Ways, Means and Methods, as any Fine, Penalty and Forfeiture is or may be recovered by any Law or Laws of Exciſe, or by Action of Debt, Bill, Plaint or Information in any of his Majeſty's Courts of Record at *Weſtminſter*; and that one Moiety of every ſuch Fine, Penalty and Forfeiture ſhall be to his Majeſty or his Heirs and Succeſſors, and the other Moiety to him or them that ſhall diſcover, inform or ſue for the ſame.

Malt ſubject to the Duties in Arrear.

And be it further enacted by the Authority aforeſaid, That all Malt in the Cuſtody of any Maker of Malt ſhall be liable and ſubject to, and are hereby made chargeable with all and ſingular the Debts and Duties of Malt in arrear and owing by any Perſon or Perſons, for any Malt made by ſuch Malſter, or within his Malt-Houſe, and ſhall alſo be ſubject to all Penalties and Forfeitures incurred by ſuch Perſon or Perſons ſo uſing ſuch Malt-houſe, for any Offence againſt the Laws relating to the Duties on Malt; and that it ſhall be lawful in all Caſes to levy Debts and Penalties, and uſe ſuch Proceedings againſt ſuch Malt, as it may be lawful to do in Caſe the Debtor or Offender were the true and real Owner of the ſame Malt.

Compounders to pay 5 s. per Head, per Annum.

And whereas many of his Majeſty's Subjects do make Malt not to ſell or make any Profit thereof, but to be conſumed in their own private Families only; for the better Accommodation of ſuch Perſons, It is hereby further enacted and provided by the Authority aforeſaid, That the ſaid Commiſſioners of Exciſe for the Time being, or the major Part of them, or ſuch Perſon or Perſons as they, or the major Part of them ſhall appoint for that Purpoſe; and in Default of ſuch Appointment, then the Collector and Surviſor for the Diſtrict and Diviſion, within which ſuch Perſon doth or ſhall inhabit, ſhall and may compound and agree with ſuch Perſon or Perſons for the ſaid Duties of ſuch Malt, which ſhall grow due or payable from him, her or them by this Act, until the End of the Term hereby granted, at the Rate of five Shillings *per Annum*, for every Head, which at any Time or Times, during the Continuance of ſuch Compoſition, ſhall be of the Family of ſuch Perſon or Perſons reſpectively, and to receive ſuch Compoſition Money, or to take ſecurity for the Payment thereof quarterly; and that the Houſes, Out-houſes, Malt-Houſes, or other Places of ſuch particular Perſons making ſuch Compoſition and Agreement, and paying ſuch Compoſition in Money, or giving ſuch Security, and duly complying with their Payments thereupon, ſhall not be liable to the ſaid Duty of ſix Pence *per* Buſhel upon Malt, or to the Survey or Search of any Gauger or Officer of the Exciſe, for or by reaſon of his or their making ſuch Malt, as aforeſaid.

and not liable to the Duty, nor to the Survey of the Gaugers.

Penalty on ſelling Malt after Compoſition.

Provided that if any ſuch Perſon, after ſuch Compoſition made, ſhall ſell, exchange, barter or deliver out any Malt to any other Perſon or Perſons, or ſhall permit any other Perſon or Perſons to make any Malt in his, her or their Houſes or Out-Houſes, or ſhall ſell any Beer, Ale or other Liquors made of Malt, or ſhall have more Perſons of their Families than they ſhall ſo compound for, without giving Notice of them to the next Office of Exciſe, at or before the next Quarter-Day, and paying or ſecuring the like Compoſition for them, then every ſuch Perſon ſhall forfeit the Sum of five Pounds, to be recovered and diſtributed, as aforeſaid; and after any ſuch Offence committed, ſhall loſe the Benefit of his, her or their Compoſition, and ſhall be liable to the ſaid Duty of ſix Pence a Buſhel upon Malt, and to the Survey and Search of the ſaid Officers, as if no ſuch Compoſition had been made; and for every Buſhel of Malt ſo fraudulently ſold, exchanged, bartered, delivered out, or fraudulently made, every ſuch Perſon ſhall forfeit the Sum of twenty Shillings; any Thing in this Act to the contrary notwithſtanding.

An Allowance of 4 Buſhels.

And in regard the Quantity of Barley, or other Corn or Grain, taken by the Gauge in any Ciſtern, Uting-Fat, or other Veſſel or Utenſil, wherein ſuch Barley, or other Corn or Grain ſhall be found wetting or ſteeping, or which ſhall be found to have been wetted or ſteeped for the making of Malt, is by this Act to be charged and returned by the Gauger, as ſo many Buſhels of Malt: It is hereby further enacted by the Authority aforeſaid, That out of every twenty Buſhels ſo charged by the Gauger, there ſhall be an Allowance made to the Maker of the ſaid Malt of four Buſhels, and out of every greater or leſſer Quantity, a proportionable Allowance ſhall be made in Conſideration of the Difference between the Quantity of ſuch Corn when it is wet and ſwoln, and the Quantity thereof, when it is converted into dry Malt; any Thing herein contained to the contrary notwithſtanding.

Duty being paid Malt may be exported except to Scotland, giving Security for Exportation.

And be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for any Perſon or Perſons, who ſhall have actually paid his Majeſty's Duties by this Act payable for any Quantity of Malt whatſoever, and to and for any other Perſon or Perſons, who ſhall buy or be lawfully intituled to any ſuch Quantity of Malt from the ſaid Perſon or Perſons who actually paid his Majeſty's Duties for the ſame, to export ſuch Malt for any Foreign Parts (*Scotland* excepted) giving ſufficient Security before the Shipping thereof for Exportation, that the particular Quantity of Malt, which ſhall be intended to be exported, as aforeſaid, or any Part thereof, ſhall not be relanded, or brought again into any Part or Parts of this Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, which Security the Cuſtomer or Collector of the reſpective Port for ſuch Exportation, is hereby directed and authorized to take in his Majeſty's Name, and to his Uſe.

Provided

Provided always, that if after the ſhipping of any ſuch Malt to be exported, as aforeſaid, and the giving or tendring of ſuch Security, as aforeſaid, in order to obtain the Allowance or Drawback herein after mentioned, the Malt ſo ſhipped to be exported ſhall be relanded in any Part of the ſaid Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, that then, and in every ſuch Caſe, over and above the Penalty of the Bond, which ſhall be levied and recovered to his Majeſty's Uſe, all the Malt which ſhall be landed, or the Value thereof, ſhall be forfeited, that is to ſay, one Moiety thereof to the King, and the other Moiety to the Perſon or Perſons that will ſeize, inform or ſue for the ſame, to be recovered as any other Penalties by this Act are recoverable.

If after Malt is ſhipped for Exportation it is relanded, over and above the Penalty of the Bond, the Malt is forfeited.

And be it further enacted by the Authority aforeſaid, That any Perſon or Perſons who ſhall export any Malt into foreign Parts (except as aforeſaid) ſhall produce a Certificate or Certificates from the Collector or Officer, who received the Duty of ſuch Malt, that the Duty thereof hath been paid, or ſecured to be paid; which Certificate the Collector or Officer is hereby required to give, Proof being made upon Oath that the Duty of ſuch Malt hath been paid or ſecured to be paid (which Oath the ſaid Collector or Officer is hereby required to adminiſter) and alſo making Oath before the Officer or Collector of the Port, that the Malt ſo exported is the ſame mentioned in ſuch Certificate, That then the Collector or Chief Officers of the Port where ſuch Malt ſhall be exported, ſhall give to the Exporter thereof a Certificate or Debenture, expreſſing the true Quantity of the Malt ſo exported, or ſhipped for Exportation, which Certificate or Debenture being produced to the Collector, or other Officer, appointed to receive the ſaid Duty in the County or Place where ſuch Malt was exported, he is hereby required to pay the ſaid Duty of ſix Pence *per* Buſhel to the Perſons, or their Agents, ſo exporting the ſame; and in caſe the Collector, or other Officers, ſhould not have any Money in their Hands, to pay the ſame, then the Commiſſioners appointed for executing of this Act, are hereby required to pay the ſame out of the Duties ariſing by the ſaid Act; any Thing in this Act contained to the contrary notwithſtanding.

Certificate to be produced of having paid Duty.

Provided always, and be it enacted and declared by the Authority aforeſaid, That wherever any Perſon or Perſons, Bodies Politick or Corporate, or others, that are charged with the Duty mentioned in this Act, ſhall have ſold any Malt to any Perſon or Perſons before the ſaid ninth Day of *March* one thouſand ſeven hundred and one, and not delivered the ſame to the Buyer, or contracted ſo to do, that then, and in every ſuch Caſe the Buyer of the ſaid Malt ſhall be obliged to pay to the Seller, the Duty of ſix Pence *per* Buſhel for every Buſhel ſo ſold, upon Delivery thereof, otherwiſe ſuch Bargain or Contract ſhall be, and is hereby declared to be void; any Thing in this Act contained to the contrary in any wiſe notwithſtanding.

Malt ſold before 9 March 1701, and not delivered, Buyer to pay Seller 6d. per Buſhel.

And be it further enacted by the Authority aforeſaid, That where any Rent is reſerved and payable in Malt, or if payable in Money, and the Sum or Quantity of ſuch Rent is to be aſcertained by the Price of Malt, and is to increaſe juſt as much as the Price of Malt doth increaſe, it ſhall and may be lawful, during the Continuance of this Act, for the Tenant of any Lands ſubject to any ſuch Rent, to detain, deduct and abate ſo much of every ſuch Rent as will amount to four Shillings a Quarter for every Quarter of Malt, or the Value of it in Money that is ſo reſerved, and ſo proportionably for any leſſer Quantity; and the Perſon or Perſons, Body Politick or Corporate, to whom any ſuch Rent is reſerved as aforeſaid, ſhall upon the Receipt of the Reſidue of any ſuch Rent make an Allowance of ſuch Deductions as aforeſaid, and the Tenant be diſcharged, as if ſuch Payment had been made without any Deduction or Abatement whatſoever.

Rent payable in Malt, Tenant to deduct 4s. per Quarter.

Provided always, and be it further enacted by the Authority aforeſaid, That from and after the ſaid ninth Day of *March* one thouſand ſeven hundred and one, during the Continuance of this Act, no Malt ſhall be brought or imported into this Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, from any foreign Part or Parts beyond the Seas, upon Pain of Forfeiture of the Malt ſo imported, or the full Value thereof, one Moiety to the King, and the other Moiety to ſuch Perſon or Perſons as ſhall ſeize, inform, or ſue for the ſame, by Action of Debt, Bill, Plaint or Information, wherein no Eſſoin, Protection or Wager of Law, or any more than one Imparlance ſhall be allowed.

Malt imported from beyond Sea forfeited.

And to the End all his Majeſty's Subjects may know the Content of the *Winchester* Buſhel, whereunto this Act refers, and that all Diſputes and Differences about Meaſure may be prevented for the future, it is hereby declared, That every round Buſhel, with a plain and even Bottom, being made eighteen Inches and an Half wide throughout, and eight Inches deep, ſhall be eſteemed a Legal *Winchester* Buſhel, according to the Standard in his Majeſty's Exchequer.

Dimenſions of Buſhel.

And whereas ſeveral Perſons making and dealing in Malt, are ſubject to many Hazards and Inconveniences, as well by Fire as Water; Be it therefore further enacted by the Authority aforeſaid, That from and after the ninth Day of *March* one thouſand ſeven hundred and one, and after the Duty by this Act impoſed on Malt is paid, or ſecured to be paid by the Malſter, if any Quantity of Malt ſhall unfortunately happen to be deſtroyed by Fire, by the burning of the Malt-houſe, Granary, or other Place where the ſame ſhall be made or kept; or ſhall periſh by Water, by the caſting away of the Barge or Veſſel in which the ſaid Malt ſhall be tranſported from any Part of this Kingdom to another, it ſhall and may be lawful for the Proprietor or Proprietors of ſuch Malt, ſo periſhing as aboveſaid, to make Proof thereof by two credible Witneſſes upon Oath, and of his or their having paid or given Security to pay the ſaid Duty before the Juſtices of the Peace of the County, Riding or Diviſion where ſuch Accident ſhall happen, at the next General Quarter-Seſſions to be held for ſuch County, Riding or Diviſion, (who are hereby impowered to give Certificate under their Hands and Seals of ſuch Loſs) upon producing of which Certificate to the Officer appointed to collect the ſaid Duty, he ſhall be obliged to repay or allow to the ſaid Proprietor

Malt deſtroyed by Fire or Water,

or Oath that Duty was paid,

Officer to repay Duty.

prietor or Proprietors, ſo much of the ſaid Duty as ſhall have been by him paid for the Quantity of Malt proved to have ſo periſhed or been deſtroyed as aboveſaid.

Allowance of Difference between Corn on the Floor and made into Malt.

Provided always, That if any Barley or other Corn or Grain that hath been ſteeped or wetted in any Ciſtern, Uting-Fat or other Veſſel, ſhall be found working or growing upon the Floor before it is put upon the Kiln, in order to be made into Malt, after the ſaid ninth Day of *March* one thouſand ſeven hundred and one, or at the Time of Gauging or charging Stock in Hand, which when dried and made into Malt will not anſwer ſo great a Quantity from the Floor as from the Ciſtern or Fat, It is hereby enacted by the Authority aforeſaid, That out of every twenty Buſhels ſo charged upon the Floor, there ſhall be an Allowance made to the Maker of the ſaid Malt of four Buſhels, and out of every greater or leſſer Quantity a proportionable Allowance ſhall be made in Conſideration of the difference between the Quantity of ſuch Corn when it is making upon the Floor, and the Quantity thereof when it is dried and perfectly made into Malt; any Thing herein contained to the contrary thereof in any wiſe notwithſtanding.

Exporters of Malt to receive the Bounty granted by 1 W. & M. c. 12.

And whereas by an Act made in the firſt Year of his preſent Majeſty and the late Queen, intituled, *An Act for Encouragement of the Exportation of Corn*; It is hereby enacted, That when Malt or Barley is at twenty-four Shillings *per* Quarter or under, every Merchant that ſhall put on board any Malt, according to or under the Limitations or Conditions in the ſaid Act expreſſed, the ſaid Merchant ſhall have and receive from the Farmers, Commiſſioners or Collectors of the Duties ariſing from the Cuſtoms, for every Quarter of Malt or Barley ſo exported, the Sum of two Shillings and ſix Pence; Be it hereby enacted, That the Duty of ſix Pence *per* Buſhel by this Act impoſed upon Malt, ſhall not be reckoned or valued towards the Price of twenty-four Shillings *per* Quarter, by the ſaid recited Act limited, but that the Exporter of Malt ſhall have and receive the Bounty granted by the ſaid recited Act, unleſs when the Price of Malt exceeds twenty-four Shillings *per* Quarter, over and above the Duty of ſix Pence *per* Buſhel by this Act granted.

Allowance of Drawback.

Provided always, and be it further enacted and declared by the Authority aforeſaid, That in caſe any Perſon or Perſons whatſoever ſhall export any ground Malt from any Port or Place in *England* or *Wales*, or the Town of *Berwick* upon *Tweed*, to any foreign Parts (*Scotland* excepted) the Duties whereof ſhall have been paid or ſecured to be paid according to this Act, ſuch Perſon and Perſons ſhall have the like Drawback or Allowance out of the Duties on Malt by this Act granted, as if the ſaid Malt had been whole, upon Debentures to be obtained, and upon producing Certificates, making Oath, and doing and performing the other Matters and Things herein before preſcribed and directed, in order to obtain Debentures upon Exportation of Malt for foreign Parts; yet nevertheleſs ſuch ground Malt ſo exported ſhall be computed and eſtimated after the Rate of ſo many Buſhels of Malt as the ſame did contain before it was ground, and no more.

Gauger to leave Copy of Gauge.

Provided always, and be it further enacted, That every Gauger or other Officer, who ſhall be conſtituted or appointed to put this Act in Execution, ſhall be, and are hereby required to leave a true Copy of each Gauge, and the Quantity thereof, in Writing under his or their Hands, with or for the ſaid Maker or Makers of Malt at the Time of taking ſuch Gauge upon Demand, under the Penalty of forty Shillings.

Penalty of uſing unwholſome Materials in brewing, &c.

And for the Prevention of Evil Practices in brewing Beer and Ale, with Sugar, Honey, foreign Grains, *Guinea* Pepper, or with a late invented Liquor or Syrup made from Malt and Water, boiled up to the conſiſtency of Melaſſes, and very much reſembling the ſame, and commonly called *Eſſentia Bine*, or with other unwholſome Materials; and that no Mixture of Sugar, Honey, foreign Grains, *Guinea* Pepper, or of the ſaid Liquor or Syrup, or other unwholſome Materials, may be uſed in the brewing or making of Beer and Ale; Be it enacted, That from and after the ſaid tenth Day of *April* no common Brewer, Innkeeper, Victualler, or other Retailer of Beer and Ale, ſhall make uſe of any Sugar, Honey, foreign Grains, *Guinea* Pepper, or of the ſaid Liquor or Syrup, called *Eſſentia Bine*, *Coculus Indiæ* or any unwholſome Materials or Ingredients whatſoever, in the brewing or making of any Beer or Ale, or mix any Sugar, Honey, foreign Grains, *Guinea* Pepper, or any of the ſaid Liquor called *Eſſentia Bine*, *Coculus Indiæ*, or any unwholſome Materials or Ingredients whatſoever, with any Beer or Ale in Caſk, after the ſame is cleanſed, upon Pain of forfeiting twenty Pounds for every ſuch Offence.

The Monies ariſing to be paid into the Exchequer,

Sum not exceeding 600,000 l. may be lent on the ſaid Duties,

Lenders to have 6 per Cent.

To have a Tally and Order for Repayment, to be paid in due Courſe.

And be it enacted by the Authority aforeſaid, That all Monies which ſhall ariſe by this Act of the ſaid Duties upon Malt, Mum, Cyder and Perry (over and above the neceſſary Charges of raiſing and levying the ſaid Duties) ſhall, from Time to Time, be brought and paid into the Receipt of the Exchequer; and that it ſhall and may be lawful to and for any Perſon and Perſons, Natives or Foreigners, Bodies Politick or Corporate, to lend to his Majeſty at the ſaid Receipt, upon Credit of the ſaid Duties, any Sum or Sums of Money, not exceeding in the whole ſix hundred thouſand Pounds; which Lenders ſhall have Intereſt for the Forbearance of their reſpective Loans, after the Rate of ſix Pounds *per Centum per Annum*, to be paid every three Months, from the making of ſuch Loans, until Satisfaction of the principal Sums reſpectively; and that no Monies ſo to be lent ſhall be rated or aſſeſſed to any Tax or Aſſeſſment whatſoever; and that every ſuch Lender ſhall immediately have a Talley of Loan ſtruck for the Money by him, her or them lent, and an Order of the ſame Date for Repayment thereof, with ſuch Intereſt as aforeſaid; and that all ſuch Orders ſhall be regiſtred in Courſe according to their Dates; and all Perſons thereupon ſhall be paid in Courſe, as their Orders ſhall ſtand regiſtred, ſo as the Perſon, Native or Foreigner, his Executors, Adminiſtrators or Aſſigns, whoſe Order ſhall be firſt regiſtred, ſhall be accounted the Perſon to be firſt paid, out of the Monies to come in by Virtue of this Act; and he or they who ſhall have his or their Order or Orders next entred ſhall be taken to be the ſecond Perſon to be paid, and ſo ſucceſſively and in Courſe; and that the ſaid Monies to come in by this Act of the ſaid Duties, ſhall be in the ſame

Order

Order liable to the ſatisfaction of the ſaid reſpective Perſons, their Executors, Adminiſtrators or Aſſigns ſucceſſively, without undue Preference of one before another, and not otherwiſe, and ſhall not be diverted or divertible to any other Uſe, Intent or Purpoſe whatſoever; and that no Fee, Reward or Gratuity, directly or indirectly, be demanded or taken of any his Majeſty's Subjects, for providing or making of any ſuch Books or Regiſters, or any Entries, Views or Search, in or for Payment of Money lent, or the Intereſt thereof as aforeſaid, by any of his Majeſty's Officer or Officers, their Clerks or Deputies, on Pain of Payment of treble Damages to the Party aggrieved by the Party offending, with full Coſts of Suit; or if the Officer himſelf take or demand any ſuch Fee or Reward, then to loſe his Place alſo: And if any undue Preference of one before another ſhall be made, either in Point of Regiſtry or Payment, contrary to the true Meaning of this Act, by any ſuch Officer or Officers, then the Party offending ſhall be liable by Action of Debt or on the Caſe to pay the Value of the Debt, with Damages and Coſts, to the Party grieved, and ſhall be forejudged of his Place or Office; and if ſuch Preference be unduly made by any his Deputy or Clerk, without Directions or Privity of his Maſter, then ſuch Deputy or Clerk only, ſhall be liable to ſuch Action, Debt, Damages and Coſts, and ſhall be for ever after incapable of his Place or Office; and in caſe the Auditor of the Receipt ſhall not direct, or the Clerk of the Pells Record, or the Teller make Payment, according to each Perſons due Place and Order, as afore directed, then he or they ſhall be adjudged to forfeit, and the reſpective Deputies and Clerks herein offending, to be liable to ſuch Action, Debt, Damages and Coſts, in ſuch Manner as aforeſaid; all which ſaid Penalties, Forfeitures, Damages and Coſts to be incurred by any of the Officers of the Exchequer, or any their Deputies or Clerks, ſhall and may be recovered by Action of Debt, Bill, Plaint or Information, in any of his Majeſty's Courts of Record at *Weſtminſter*, wherein no Eſſoin, Protection, Privilege, Wager of Law, Injunction or Order of Reſtraint ſhall be in any wiſe granted or allowed.

Penalty on Officers giving undue Preference.

No undue Preference to pay thoſe firſt entred.

Provided always, and be it hereby declared, That if it happen that ſeveral Tallies of Loan, or Orders for Payment as aforeſaid, bear Date, or be brought the ſame Day to the Auditor of the Receipt, to be regiſtred, then it ſhall be interpreted no undue Preference which of thoſe be entred firſt, ſo as he enters them all the ſame Day.

Nor to pay Subſequent Orders of Perſons who demand their Money, before others that did not come to take their Money, &c.

Provided alſo, That it ſhall not be interpreted any undue Preference to incur any Penalty in Point of Payment, if the Auditor direct, and the Clerk of the Pells Record, and the Tellers do pay ſubſequent Orders of Perſons that come and demand their Monies, and bring their Orders before other Perſons that did not come to take their Monies, and bring their Orders in their Courſe, ſo as there be ſo much Money reſerved as will ſatisfy precedent Orders, which ſhall not be otherwiſe diſpoſed, but kept for them, Intereſt upon Loan being to ceaſe from the Time the Money is ſo reſerved and kept in Bank for them.

Proprietors may transfer their Intereſt, &c.

And be it further enacted, That all and every Perſon and Perſons to whom any Money ſhall be due for Loans, by Virtue of this Act, after Order entred in the Book of Regiſter as aforeſaid, his or their Executors, Adminiſtrators or Aſſigns, by Indorſements of his Order, may aſſign or transfer his Right, Title, Intereſt, and Benefit of ſuch Order, or any Part thereof, to any other, which being notified in the Office of the Auditor of the Receipt aforeſaid, and an Entry or Memorial thereof alſo made in the Book of Regiſtry aforeſaid, for Orders, which the Officers ſhall, upon Requeſt, without Fee or Charge accordingly make, ſhall intitle ſuch Aſſignee, his Executors, Adminiſtrators, Succeſſors and Aſſigns, to the Benefit thereof, and Payment thereon, and ſuch Aſſignee may in like Manner aſſign again, and ſo *toties quoties*, and afterwards it ſhall not be in the Power of ſuch Perſon or Perſons who have or hath made ſuch Aſſignments, to make void, releaſe, or diſcharge the ſame, or any the Monies thereby due, or any Part thereof.

Theſe Duties are regranted by 1 Ann. ſt. 2. c. 3. ſ. 2.

CAP. VI.

An Act for the further Security of his Majeſty's Perſon, and the Succeſſion of the Crown in the Proteſtant Line, and for extinguiſhing the Hopes of the pretended Prince of *Wales*, and all other Pretenders, and their open and ſecret Abettors.

1 W. & M. c. 2. § 8.

'WHEREAS by an Act made in the firſt Year of the Reign of your moſt Excellent Majeſty and your late Royal Conſort Queen MARY, of ever bleſſed Memory, intituled, *An Act declaring the Rights and Liberties of the Subject, and ſettling the Succeſſion of the Crown*, it was enacted, eſtabliſhed and declared, That the Crown and Regal Government of the Kingdoms of *England*, *France*, and *Ireland*, and the Dominions thereunto belonging, ſhould be and continue to your ſaid Majeſties, and the Survivor of you, during your joint Lives, and the Life of the Survivor of your Majeſties; and that after the Deceaſe of your Majeſty and of the ſaid late Queen MARY, the ſaid Crown and Regal Government ſhould be and remain to the Heirs of the Body of the ſaid late Queen; and for Default of ſuch Iſſue, to her Royal Highneſs the Princeſs ANNE of *Denmark* and the Heirs of her Body; and for Default of ſuch Iſſue, to the Heirs of the Body of your Majeſty: And whereas by one other Act made in the twelfth

12 W. 3. c. 2.

Year of your Majeſty's Reign, intituled, *An Act for the further Limitation of the Crown, and better ſecuring the Rights and Liberties of the Subject*, it was enacted, That the Crown and Regal Government of the ſaid Kingdoms, and the Dominions thereunto belonging, with the Royal State and Dignity of the ſaid Realms, and all Honours, Stiles, Titles, Regalities, Prerogatives, Powers, Juriſdictions and Authorities, to the ſame belonging and appertaining, after the Deceaſe of your Majeſty, and of the ſaid Princeſs ANNE of *Denmark*, and in Default of Iſſue of the ſaid Princeſs ANNE of *Denmark*, and of your Majeſty reſpectively, ſhould be, remain, and continue to the moſt excellent Princeſs SOPHIA, Electreſs and

Ducheſs

'Dutchess Dowager of *Hanover*, Daughter of the most excellent Princess ELIZABETH late Queen of '*Bohemia*, Daughter of our late Sovereign Lord King JAMES the First, and the Heirs of the Body of 'the said Princess SOPHIA, being Protestants: And whereas the *French* King, in Hopes of disturbing 'the Peace and Repose of your Majesty and your Kingdoms, and creating Divisions therein, hath, 'since the making the said Act, caused the pretended Prince of *Wales* to be proclaimed in your Ma'jesty's said Kingdom of *France*, by the Name, Stile and Title of JAMES the Third, King of *England*, '*Scotland*, and *Ireland*, whereupon the said pretended Prince hath assumed the said Stile and Title, 'in open Defiance of the Provisions made for the Establishment of the Title and Succession of the 'Crown, by the said several Acts of Parliament; on which said Acts the Safety of your Majesty's 'Royal Person and Government, the Continuance of the Monarchy of *England*, the Preservation of the 'Protestant Religion, the Maintenance of the Church of *England* as by Law established, the Security 'of the ancient and undoubted Rights and Liberties, and the future Peace and Tranquillity of this 'Kingdom, do (under God) entirely depend:' To the Intent therefore that the said Acts may be for ever inviolably preserved, and that all future Questions and Divisions by Reason of any pretended Titles to the Crown may be prevented; we your Majesty's most dutiful and loyal Subjects, the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, do humbly beseech your most Excellent Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by Authority of the same, That all and every Person and Persons, as well Peers as Commoners, that shall bear any Office or Offices, Civil or Military, or shall receive any Pay, Salary, Fee or Wages, by Reason of any Patent or Grant from his Majesty, or shall have Command or Place of Trust from or under his Majesty, or from any of his Majesty's Predecessors, or by his or their Authority, or by Authority derived from him or them, within the Realm of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, or in his Majesty's Navy, or in the several Islands of *Jersey* and *Guernsey*, or shall be of the Household or in the Service or Employment of his Majesty, or of his Royal Highness Prince GEORGE, or her Royal Highness the Princess ANNE of *Denmark*, and all Ecclesiastical Persons, all Members of Colleges and Halls in either University, that are or shall be of the Foundation (being of the Age of eighteen Years) and all Persons teaching Pupils in either University, or elsewhere, and all Schoolmasters and Ushers, and all Preachers and Teachers of separate Congregations, and every Person that shall act as a Serjeant at Law, Counsellor at Law, Barrister, Advocate, Attorney, Solicitor, Proctor, Clerk, or Notary, by practising in any Manner as such in any Court or Courts whatsoever, who shall inhabit, reside, or be within the Cities of *London* or *Westminster*, or within thirty Miles Distant from the same, on the first Day of *Easter* Term, which shall be in the Year of our Lord one thousand seven hundred and two, or at any Time during the said Term, shall personally appear before the End of the said Term, or of *Trinity* Term next following, in his Majesty's High Court of *Chancery*, or in his Majesty's Court of *King's Bench*, *Common Pleas*, or *Exchequer*, and there in publick and open Court, between the Hours of nine of the Clock and twelve in the Forenoon, take the Oath herein after mentioned; that is to say,

All Persons having any Office, &c. under the King,

in England, &c.

or in the Service of Prince George and Princess Anne, and all Ecclesiastical Persons, &c.

Practisers of the Law, &c. residing in London, &c. shall, in one of the Courts of Westminster, in Easter Term, &c.

take the following Oath, viz.

'I *A. B.* do truly and sincerely acknowledge, profess, testify and declare, in my Conscience before God 'and the World, That our Sovereign Lord King WILLIAM is lawful and rightful King of this Realm, 'and of all other his Majesty's Dominions and Countries thereunto belonging. And I do solemnly and 'sincerely declare, That I do believe in my Conscience, that the Person pretended to be Prince of *Wales*, 'during the Life of the late King JAMES, and since his Decease pretending to be and taking upon himself 'the Stile and Title of King of *England*, by the Name of JAMES the Third, hath not any Right or Title 'whatsoever to the Crown of this Realm, or any other the Dominions thereto belonging: And I do re'nounce, refuse, and abjure any Allegiance or Obedience to him. And I do swear, That I will bear Faith 'and true Allegiance to his Majesty King WILLIAM, and him will defend to the utmost of my Power, 'against all traiterous Conspiracies and Attempts whatsoever, which shall be made against his Person, Crown, 'or Dignity. And I will do my best Endeavour to disclose and make known to his Majesty and his Suc'cessors all Treasons and traiterous Conspiracies, which I shall know to be against him or any of them. 'And I do faithfully promise, to the utmost of my Power, to support, maintain and defend the Limita'tion and Succession of the Crown, against him the said JAMES, and all other Persons whatsoever, as the 'same is and stands limited (by an Act intituled, *An Act declaring the Rights and Liberties of the Subject, and 'settling the Succession of the Crown*) to his Majesty during his Majesty's Life, and after his Majesty's De'cease, to the Princess ANNE of *Denmark*, and the Heirs of her Body, being Protestants; and for Default 'of such Issue, to the Heirs of the Body of his Majesty, being Protestants: And as the same by one other 'Act intituled, *An Act for the further Limitation of the Crown, and better securing the Rights and Liber'ties of the Subject*, is and stands limited after the Decease of his Majesty, and the Princess ANNE of *Den'mark*, and for Default of Issue of the said Princess, and of his Majesty respectivly, to the Princess 'SOPHIA, Electress and Dutchess Dowager of *Hanover*, and the Heirs of her Body, being Protestants. 'And all these Things I do plainly and sincerely acknowledge and swear, according to these expres Words 'by me spoken, and according to the plain and common Sense and Understanding of the same Words, 'without any Equivocation, mental Evasion, or secret Reservation whatsoever. And I do make this 'Recognition, Acknowledgment, Abjuration, Renunciation and Promise, heartily, willingly and truly, 'upon the true Faith of a Christian.' *So help me God.*

Altered by 1 *Ann. St.* 1. *c.* 22. *and further by* 5 *Ann. c.* 8. *Art.* 22. *and by* 6 *Ann. c.* 7. §. 20. *and c.* 14. *and see further* 8 *Ann. c.* 15.

and ſubſcribe the ſame.

II. Unto which Oath ſo taken, every ſuch Perſon ſo taking the ſame ſhall ſubſcribe or make his Name or Mark, and during the Time of taking the ſaid Oath, all Pleas and Proceedings in the ſaid reſpective Courts ſhall ceaſe, and all and every the ſaid reſpective Perſons and Officers, not having taken the ſaid Oath, and ſubſcribed the ſame as aforeſaid, ſhall on or before the firſt Day of *Auguſt* in the Year of our Lord one thouſand ſeven hundred and two, at the General or Quarter Seſſions for that County, Riding, Liberty, City, Borough, Town Corporate, or Place where he or they ſhall be, inhabit or reſide, on the twentieth Day of *May* in the Year of our Lord one thouſand ſeven hundred and two, take the ſaid Oath in open Court, between the ſaid Hours of Nine and Twelve of Clock in the Forenoon, and ſubſcribe his Name, or make his Mark under the ſame as aforeſaid.

Perſons not having taken the Oaths at Weſtminſter to take the ſame at the Quarter-Seſſions for the County where Reſident, &c. and ſubſcribe their Names.

Perſons admitted into Offices Civil or Military ſhall take the ſaid Oath,

III. And be it further enacted by the Authority aforeſaid, That all and every Perſon and Perſons that ſhall be admitted, entred, placed or taken into any Office or Offices, Civil or Military, or ſhall receive any Pay, Salary, Fee or Wages, by reaſon of any Patent or Grant from his Majeſty, or ſhall have Command or Place of Truſt from or under his Majeſty, or by his Authority, or by Authority derived from him, within this Realm of *England*, Dominion of *Wales*, Town of *Berwick* upon *Tweed*, or in his Majeſty's Navy, or in the ſeveral Iſlands of *Jerſey* and *Guernſey*, or that ſhall be admitted into any Service or Imployment in his Majeſty's Houſhold or Family, or of his Royal Highneſs Prince GEORGE, or of her Royal Highneſs the Princeſs ANNE of *Denmark*, after the ſaid firſt Day of *Eaſter* Term aforeſaid, ſhall take the ſaid Oath at the ſame Time that he or they ſhall make and ſubſcribe the Declaration mentioned in a Statute made in the five and twentieth Year of the Reign of his late Majeſty King CHARLES the Second, intituled, *An Act for preventing Dangers which may happen from Popiſh Recuſants*, and all Eccleſiaſtical Perſons, all Members of Colleges and Halls in either Univerſity, that are or ſhall be of the Foundation, being of, or as ſoon as they ſhall attain the Age of eighteen Years, and all Perſons teaching Pupils in either Univerſity, or elſewhere, and all Schoolmaſters and Uſhers, and all Preachers and Teachers of ſeparate Congregations, and every Perſon who ſhall act as Serjeant at Law, Counſellor at Law, Barriſter, Advocate, Attorney, Solicitor, Proctor, Clerk, or Notary, by practiſing in any Manner as ſuch, in any Court or Courts whatſoever, who ſhall, at any Time after the firſt Day of *Eaſter* Term aforeſaid, be admitted into, or enter upon any of the before-mentioned Preferments, Benefices, Offices or Places, or ſhall come into any ſuch Capacity, or ſhall take upon him or them any ſuch Practice, Imployment or Buſineſs as aforeſaid, ſhall, within three Months after he or they ſhall be admitted into, or enter upon any ſuch Preferment, Benefice, Office, or Place, or come into ſuch Capacity, or take upon him or them ſuch Practice, Imployment or Buſineſs as aforeſaid, take and ſubſcribe the ſaid Oath in one of the ſaid Courts at *Weſtminſter*, or at the General Quarter-Seſſions of the County, City or Place, where he or they ſhall reſide.

and all Eccleſiaſtical Perſons, &c.

Practiſers of the Law, &c.

Perſon beyond Sea to take the Oath in three Months after Return.

IV. Provided, That nothing in this Act contained ſhall extend to any Perſon now beyond the Seas, who by virtue of this Act ought to take the ſaid Oath, ſo as ſuch Perſon do, within three Months after his Return into *England*, take the ſaid Oath, and ſubſcribe thereunto, according to the Appointment of this Act.

Penalty on Perſons refuſing or neglecting to take the Oath;

V. And be it further enacted by the Authority aforeſaid, That all and every the Perſon and Perſons aforeſaid, that do or ſhall neglect or refuſe to take the ſaid Oath, and ſubſcribe thereto as aforeſaid, in the ſaid Courts and Places, and at the reſpective Times aforeſaid, ſhall be *ipſo facto* adjudged incapable and diſabled in Law, to all Intents and Purpoſes whatſoever, to have, occupy or enjoy the ſaid Office or Offices, Imployment or Imployments, or any Part of them, or any Matter or Thing aforeſaid, or any Profit or Advantage appertaining to them or any of them; and every ſuch Office or Place, Imployment and Imployments ſhall be void, and is hereby adjudged void.

and afterwards executing any Office, &c.

VI. And be it further enacted, That all and every ſuch Perſon and Perſons who ſhall neglect and refuſe to take the ſaid Oath within the Times, and at the Places aforeſaid, and yet after ſuch Neglect or Refuſal ſhall by himſelf or themſelves, his or their Deputy or Truſtee, execute any of the ſaid Offices or Imployments, after the ſaid Time is expired, wherein he or they ought to have taken the ſaid Oath, and being thereof lawfully convicted in or upon any Information, Preſentment, or Indictment in any of the King's Courts at *Weſtminſter*, or at the Aſſizes, every ſuch Perſon or Perſons ſhall be diſabled from thenceforth to ſue or uſe any Action, Bill, Plaint, or Information in Courſe of Law, or to proſecute any Suit in any Court of Equity, or to be Guardian of any Child, or Executor or Adminiſtrator of any Perſon, or capable of any Legacy or Deed of Gift, or to be in any Office within this Realm of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, and ſhall forfeit the Sum of five hundred Pounds, to be recovered by him or them that ſhall ſue for the ſame, to be proſecuted by any Action of Debt, Suit, Bill, Plaint or Information, in any of his Majeſty's Courts at *Weſtminſter*, wherein no Eſſoin, Protection, or Wager of Law ſhall lie.

Courts of Weſtminſter to adminiſter the Oath, &c.

Manner of ſubſcribing the ſame. 25 Car. 2 c. 2.

VII. And be it further enacted, That it ſhall and may be lawful to and for the reſpective Courts aforeſaid to give and adminiſter the Oath aforeſaid to the Perſon and Perſons aforeſaid; and upon due Tender of any Perſon or Perſons to take the ſaid Oath, the ſaid Courts are hereby required and enjoined to adminiſter the ſame; of the taking and ſubſcribing whereof the like Regiſter ſhall be kept, as by the ſaid Act made in the five and twentieth Year of the Reign of King CHARLES the Second was directed to be kept, of the ſubſcribing the Declaration therein mentioned.

Perſons forfeiting Office by Neglect, &c. may have a new Grant thereof, on taking the Oath.

VIII. Provided always, That any Perſon who by any Neglect or Refuſal, according to this Act, ſhall loſe or forfeit any Office, may be capable of a new Grant of the ſaid Office, or of any other, and have and hold the ſame again, ſuch Perſon taking the ſaid Oath in ſuch Manner as aforeſaid, ſo as ſuch Office be not granted to, or actually enjoyed by, ſome other Perſon at the Time of the regranting thereof.

IX. Provided

IX. Provided alſo, That nothing herein contained ſhall be conſtrued to extend to any Perſon in his Majeſty's Service on board the Fleet, or beyond the Seas, or who ſhall go beyond the Seas in his Majeſty's Service before the twentieth Day of *May* in the Year of our Lord one thouſand ſeven hundred and two, ſo as ſuch Perſon take the ſaid Oath, and ſubſcribe thereunto as aforeſaid, according to the Appointment of this Act, within three Months after his Return into *England*. Perſons on board the Fleet, &c. to take the Oath in three Months after Return.

X. And be it further enacted by the Authority aforeſaid, That from and after the five and twentieth Day of *March* in the Year of our Lord one thouſand ſeven hundred and two, no Perſon that now is, or hereafter ſhall be a Peer of this Realm, or Member of the Houſe of Peers, ſhall vote or make his Proxy in the Houſe of Peers, or ſit there during any Debate in the ſaid Houſe of Peers; nor any Perſon that now is, or hereafter ſhall be a Member of the Houſe of Commons, ſhall vote in the Houſe of Commons, or ſit there during any Debate in the ſaid Houſe of Commons, after their Speaker is choſen, until ſuch Peer or Member ſhall from Time to Time reſpectively take the Oath aforeſaid, and ſubſcribe the ſame in Manner following (that is to ſay) the ſaid Oath ſhall be in this and every ſucceeding Parliament ſolemnly and publickly made and ſubſcribed, between the Hours of Nine in the Morning and Four in the Afternoon, by every ſuch Peer and Member of the Houſe of Peers, at the Table in the Middle of the ſaid Houſe, before he take his Place in the ſaid Houſe of Peers, and whilſt a full Houſe of Peers is there, with their Speaker in his Place; and by every ſuch Member of the Houſe of Commons, at the Table in the Middle of the ſaid Houſe, and whilſt a full Houſe of Commons is there duly ſitting, with their Speaker in his Chair. No Peer or Member of the Houſe of Commons ſhall vote or ſit in either Houſe, unleſs he take the Oath, &c.

XI. And be it further enacted, That if any Perſon that now is, or hereafter ſhall be a Peer of this Realm, or Member of the Houſe of Peers, or Member of the Houſe of Commons, in this or any ſucceeding Parliament, ſhall after the ſaid five and twentieth Day of *March* preſume to vote, or make his Proxy, not having taken the ſaid Oath, and ſubſcribed the ſame as aforeſaid, every ſuch Peer or Member ſo offending ſhall from thenceforth be deemed and adjudged a Popiſh Recuſant Convict, to all Intents and Purpoſes whatſoever, and ſhall forfeit and ſuffer as a Popiſh Recuſant Convict, and ſhall be diſabled to hold or execute any Office or Place of Profit or Truſt, Civil or Military, in any of his Majeſty's Realms of *England* or *Ireland*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, or in any of his Majeſty's Iſlands or Foreign Plantations to the ſaid Realms belonging, and ſhall be diſabled from thenceforth to ſit or vote in either Houſe of Parliament, or make a Proxy in the Houſe of Peers, or to ſue or uſe any Action, Bill, Plaint or Information, in Courſe of Law, or to proſecute any Suit in any Court of Equity, or to be Guardian of any Child, or Executor or Adminiſtrator of any Perſon, or capable of any Legacy or Deed of Gift, and ſhall forfeit for every wilful Offence againſt this Act the Sum of five hundred Pounds, to be recovered and received by him or them that ſhall ſue for the ſame, and to be proſecuted by any Action of Debt, Suit, Bill, Plaint or Information, in any of his Majeſty's Courts at *Weſtminſter*, wherein no Eſſoin, Protection or Wager of Law ſhall lie. Penalty on Peer or Member, &c.

XII. Provided always, That neither this Act, nor any thing therein contained, ſhall extend, be judged, or interpreted to take away or make void, any Office of Inheritance, ſo as ſuch Perſon or Perſons having an Office of Inheritance do or ſhall ſubſtitute and appoint his or their Deputy or Deputies, according to a Proviſo in the Act made in the five and twentieth Year of the Reign of King CHARLES the Second (intituled, *An Act for preventing Dangers which may happen from Popiſh Recuſants*) and ſo as ſuch Deputy or Deputies do take and ſubſcribe the Oath in and by this preſent Act required and expreſſed, and ſo as ſuch Deputy or Deputies be from Time to Time approved of by the King's Majeſty, under his Privy Signet. Act not to vacate any Office of Inheritance, &c. 25 Car. 2. c. 2.

XIII. And be it further enacted, That it ſhall and may be lawful to and for any Perſon or Perſons lawfully authorized to adminiſter or tender the Oaths, mentioned and appointed to be taken by an Act of Parliament made in the firſt Year of the Reign of his preſent Majeſty and of the late Queen, intituled, *An Act for the abrogating the Oaths of Supremacy and Allegiance, and appointing other Oaths*, to adminiſter and tender the Oath herein before appointed to be taken, to any Perſon or Perſons whatſoever; and if any Perſon or Perſons, to whom the ſaid Oath ſhall be ſo tendred, ſhall neglect or refuſe to take the ſame, the Perſon and Perſons tendring the ſaid Oath ſhall certify the Refuſal thereof to the next Quarter-Seſſions of the County, Riding, Liberty, Borough, Town Corporate or Place, in which ſuch Refuſal ſhall be made; and the ſaid Refuſal ſhall be recorded amongſt the Rolls of that Seſſions, and ſhall be from thence certified by the Clerk of the Peace of ſuch County, Riding, Liberty, Borough, Town Corporate or Place, into his Majeſty's Court of *Chancery* or *King's Bench*, there to be recorded amongſt the Rolls of the ſaid Courts, in a Roll or Rolls there to be provided and kept for that Purpoſe only. Perſons authorized to adminiſter the Oath. 1 W. & M. ſt. 1. c. 8. Refuſals to be recorded.

XIV. Provided always, That this Act, or any thing therein contained, ſhall not extend to the Office of any High Conſtable, Petty Conſtable, Tithingman, Headborough, Overſeer of the Poor, Churchwardens, Surveyors of the Highways, or any like inferior Civil Office, or to any Office of Foreſter, or Keeper of any Park, Chaſe, Warren, or Game, or Bailiff of any Manor or Lands, nor to any like private Offices, nor to any Perſon or Perſons having only any the before-mentioned or the like Offices. Not to extend to High or Petty Conſtables, &c.

XV. And be it further enacted by the Authority aforeſaid, That if any Perſon or Perſons, at any Time after the five and twentieth Day of *March* one thouſand ſeven hundred and two, ſhall compaſs or imagine the Death of her Royal Highneſs the Princeſs ANNE of *Denmark*, or endeavour to deprive or hinder her from ſucceeding to the Imperial Crown of this Realm, and the Dominions and Territories thereunto belonging, after the Demiſe of his Majeſty (whom God long preſerve) and the ſame maliciouſly, adviſedly, and directly ſhall attempt, by any Overt Act or Deed, every ſuch Offence ſhall be adjudged High Treaſon, and the Offender and Offenders therein, their Abettors, Procurers, and Counſellors, and all and every their Aiders and Comforters, knowing the ſaid Offence to be done, being thereof convicted High Treaſon to compaſs or imagine the Death of the Princeſs Anne of Denmark, &c.

convicted or attainted according to the Laws and Statutes of this Realm, ſhall be deemed and adjudged Traitors, and ſhall ſuffer Pains of Death, and all Loſſes and Forfeitures, as in Caſes of High Treaſon.

7 W. 3. c. 27. ‘ XVI. And whereas by an Act made in the ſeventh Year of the Reign of his preſent Majeſty, intituled, *An Act for the better Security of his Majeſty's Royal Perſon and Government*, the Perſons therein mentioned ‘ were obliged to ſubſcribe the Aſſociation therein contained whereby the Perſons ſubſcribing the ſame ‘ do, amongſt other Things, mutually promiſe and engage to ſtand by and aſſiſt each other to the utmoſt ‘ of their Power, in the Support and Defence of his Majeſty's moſt Sacred Perſon and Government, ‘ againſt the late King JAMES and all his Adherents: And whereas by the Death of the ſaid late King ‘ JAMES the ſaid Clauſe is become uſeleſs;' Be it therefore enacted by the Authority aforeſaid, That from ‘ and after the ſaid five and twentieth Day of *March* there ſhall be omitted and left out of the ſaid Aſſociation theſe Words [againſt the late King JAMES and all his Adherents] and in the Room and Place thereof there ſhall be inſerted theſe Words [againſt all his Majeſty's Enemies whatſoever.]

Words to be omitted in the Aſſociation; others inſerted.

Anno primo ANNÆ Reginæ.

CAP. VII.

An Act for the better Support of her Majeſty's Houſhold, and of the Honour and Dignity of the Crown.

Moſt Gracious Sovereign.

‘See Cap. 8. §. 7.'

‘ For the Continuance and Increaſe of the Duties granted by this Act, ſee 2 & 3 Annæ, c. 9. 4 Annæ, c. 6. 5 Annæ, c. 19. 1 Geo. 1. ſtat. 1. c. 1. 1 Geo. 1. ſtat. 2 c. 12. § 8. 2 W. & M. ſſ. 1. c. 3.'

12 Car. 2. c. 23.

9 W. 3. c. 23.

10 W. 3. c. 21.

22 W. 3. c. 12.

12 Car. 2. c. 24.

‘ WHEREAS by an Act of Parliament made in the ſecond Year of the Reign of your Majeſty's Royal Brother and Siſter, our late Sovereign Lord and Lady King WILLIAM and Queen MARY (of bleſſed Memory) intituled, *An Act for granting to their Majeſties for their Lives, and the Life of the Survivor of them, certain Impoſitions upon Beer, Ale, and other Liquors*, it was amongſt other Things enacted, ‘ That the ſeveral Rates, Duties, and Impoſitions upon Beer, Ale, Cyder, and other Liquors, mentioned in an Act of Parliament made in the twelfth Year of the Reign of your Majeſty's Royal Uncle ‘ King CHARLES the ſecond, intituled, *A Grant of certain Impoſitions upon Beer, Ale, and other Liquors, for the Increaſe of his Majeſty's Revenues, during his Life*, and thereby granted to the ſaid late King ‘ CHARLES the ſecond for his Life, ſhould be levied, collected, and paid to their ſaid late Majeſties King ‘ WILLIAM and Queen MARY, during their Lives, and the Life of the Survivor of them, in ſuch Manner and Form as by the ſaid firſt mentioned Act is expreſſed: And whereas by an Act made in the ninth ‘ Year of the Reign of his ſaid late Majeſty King WILLIAM, intituled, *An Act for granting to his Majeſty a further Subſidy of Tunnage and Poundage, towards raiſing the yearly Sum of ſeven hundred thouſand Pounds, for the Service of his Majeſty's Houſhold, and other Uſes therein mentioned, during his Majeſty's Life*, ſeveral ‘ Subſidies of Tunnage and Poundage, and other Duties upon the ſeveral and reſpective Wines, Goods, ‘ and Merchandizes, in the ſame Act particularly mentioned, were granted to his ſaid late Majeſty King ‘ WILLIAM, from the laſt Day of *January*, which was in the Year of our Lord one thouſand ſix hundred ‘ ninety and nine, during his Majeſty's Life, for the Uſes and Purpoſes therein mentioned: And whereas ‘ by an Act of Parliament made in the tenth Year of the Reign of his ſaid late Majeſty King WILLIAM, for ‘ laying further Duties upon Sweets, and for leſſening the Duties upon Vinegar, and other Things therein ‘ mentioned, all former Duties charged upon Vinegar, Vinegar Beer, and Liquors preparing for Vinegar, were determined; and it was thereby (amongſt other Things) enacted, That from and after the ‘ ſaid tenth Day of *May* one thouſand ſix hundred ninety-nine, there ſhould be paid for and upon every Barrel of Vinegar, Vinegar Beer, or Liquor preparing for Vinegar, which ſhould be brewed or made of ‘ any *Engliſh* or Foreign Materials, by any Perſon or Perſons whatſoever, for Sale, and ſo in Proportion ‘ for a greater or leſſer Quantity, the Sum of eight Shillings; and that ſix Pence, Part of the ſaid Duty ‘ of eight Shillings for every Barrel of Vinegar, Vinegar Beer, or Liquor preparing for Vinegar, ſhould ‘ be raiſed and paid to his ſaid late Majeſty King WILLIAM, during his Life (in lieu of a Duty of ſix ‘ Pence charged on every Barrel of Vinegar Beer by the ſaid firſt mentioned Act) and ſhould be paid, applied, and diſpoſed of, to and for the ſame Uſes and Purpoſes, as the Duties granted by the ſame Act ‘ were directed to be applied and diſpoſed of: And whereas by an Act made in the twelfth Year of the ‘ Reign of his ſaid late Majeſty King WILLIAM, intituled, *An Act for appropriating three thouſand ſeven hundred Pounds weekly out of certain Branches of Exciſe, for publick Uſes, and for making a Proviſion for the Service of his Majeſty's Houſhold and Family, and other his neceſſary Occaſions*, it was amongſt other Things enacted, ‘ That from and after the five and twentieth Day of *December* one thouſand ſeven hundred, for and during the whole Term of five Years from thence next and immediately enſuing, the full, clear, and intire weekly Sum of three thouſand ſeven hundred Pounds of lawful *Engliſh* Money, out of all the Monies ariſing by the Hereditary Rates and Duties of Exciſe, which were granted to the Crown in the ‘ twelfth Year of the Reign of King CHARLES the ſecond, and are mentioned in the Act laſt recited, and ‘ by the ſaid Duties of Exciſe payable during his Majeſty's Life, and by every or any of them, if all thoſe ‘ Duties of Exciſe ſhould ſo long continue; and if the ſaid Duties of Exciſe, payable during his Majeſty's ‘ Life, ſhould happen to determine before the End of the ſaid Term of five Years, then out of the Monies ariſing intirely by the ſaid Hereditary Duties of Exciſe, for and during all the Reſidue which ſhould ‘ be then to come and unexpired of the ſaid Term of five Years, ſhould be brought and paid into the Re-

'ceipt of the Exchequer, by ſuch ſeveral and reſpective weekly Payments, and in ſuch Manner and 'Form, as in the ſaid Act are particularly mentioned, for the Purpoſes by the ſaid Act directed: And it 'is thereby further enacted, That all the Reſt and Reſidue of the ſaid particular Branches of Exciſe upon 'Beer, Ale, and other Liquors, which ſhould from Time to Time remain after the ſaid weekly Pay-'ments ſhould be made out of the ſame, and the Revenue ariſing in the General Letter Office or Poſt Of-'fice, or the Office of Poſt Maſter General, and by the ſaid further Subſidy of Tunnage and Poundage, 'and by the ſmall Branches of his Majeſty's Revenues herein after particularly expreſſed, that is to ſay, 'The firſt Fruits and Tenths of the Clergy, the Fines for Writs of Covenant and Writs of Entry, pay-'able in the Alienation Office, the Poſt Fines, the Revenue of Wine Licences, the Monies ariſing by 'Sheriffs Profers and Compoſitions in the Exchequer, and by Seizures of uncuſtomed and prohibited 'Goods, the Revenue of the Duchy of *Cornwal*, and any other Revenue ariſing by the Rents of Land 'in *England* and *Wales*, and for Fines of Leaſes of the ſame, or any of them, and the Duty of four and 'an half *per Centum* in Specie ariſing in *Barbadoes* and the Leeward Iſlands in *America*, and all other the 'Branches and Revenues therein mentioned, which were before chargeable with the yearly Sum of ſeven 'hundred thouſand Pounds therein expreſſed, ſhould from Time to Time, during the Life of his ſaid late 'Majeſty King WILLIAM, be for the Uſe and Service of his ſaid late Majeſty's Houſhold and Family, 'and for other his neceſſary Expences and Occaſions: And it is thereby further enacted, That in Lieu 'and Diſcharge of certain perpetual annual Payments, and of all Arrears thereof, granted by his late Ma-'jeſty King CHARLES the ſecond, by Letters Patent, out of the ſaid Hereditary Revenue of Exciſe, in 'Satisfaction of certain Principal Sums mentioned in the ſaid Letters Patent, to be then due from his ſaid 'late Majeſty King CHARLES the ſecond, to the reſpective Patentees therein named, the ſaid Hereditary 'Revenue of Exciſe ſhould, from and after the twenty-ſixth Day of *December* one thouſand ſeven hun-'dred and five, be and ſtand charged and chargeable for ever with the Payment of the annual Sums, after 'the Rate of three Pounds *per Centum per Annum*, for the Principal Sums mentioned in the ſaid reſpective 'Letters Patent, to be iſſued and paid out of the ſaid Revenue by quarterly Payments out of the Receipt 'of his Majeſty's Exchequer, by the Officers of the ſame, unto the reſpective Owners and Proprietors of 'ſuch annual Sums, and to their Heirs and Aſſigns for ever, in the Manner in the ſame Act mentioned; 'the ſaid annual Payments, after the Rate of three Pounds *per Centum*, to be ſubject nevertheleſs to be re-'deemed upon Payment of the Moiety of the Principal Monies mentioned in the ſaid reſpective Letters 'Patent; as by the ſeveral Acts afore recited (Relation being thereunto reſpectively had) may more fully 'appear:' Now we your Majeſty's moſt dutiful and loyal Subjects, the Commons of *England* in Parlia-ment aſſembled, well knowing that the Security, Peace, and Proſperity of your Majeſty's Realms and Dominions are concerned in ſupporting the Honour of the Crown of *England*, by ſettling a Revenue ſuit-able to the neceſſary Expences of the ſame; and with due Gratitude to Almighty God (by whoſe Good-neſs your Majeſty happily ſucceeds to the Royal Dignity of theſe Realms after a King that conſtantly maintained the true Religion, Laws and Liberties therein eſtabliſhed) reflecting upon your Majeſty's moſt Excellent Diſpoſition to preſerve and continue your People in the full and free Enjoyment of the ſame Religion, Laws and Liberties, and of all other Bleſſings which good Subjects can hope for in the moſt auſpicious Reign, whereby our Hearts are inflamed with a dutiful Affection to your Majeſty; and being deſirous of ſettling upon your Majeſty, for the Expences of our Civil Government, a Revenue equal at leaſt to the Revenue enjoyed for that Purpoſe by any of your Royal Predeceſſors, to make a ſpecial Ac-knowledgment to your Majeſty for your great Grace and Favour to us your Commons, have therefore freely and unanimouſly reſolved to give and grant, and do hereby give and grant to you our moſt Gracious Sovereign Lady Queen ANNE (whom God long preſerve) the ſeveral Rates, Duties, Impoſitions and Charges herein after mentioned, during your Majeſty's Life; and do moſt humbly beſeech your Majeſty that it may be enacted; and be it enacted by the Queen's moſt Excellent Majeſty, by and with the Ad-vice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſem-bled, and by the Authority of the ſame, That from and after the ninth Day of *March* in the Year of our Lord one thouſand ſeven hundred and one, for and during the Term of the natural Life of her Maje-ſty Queen ANNE (whom God long preſerve) the ſaid Rates and Duties of Exciſe upon Beer, Ale and other Liquors, granted to his ſaid late Majeſty King CHARLES the ſecond, by the ſaid Act made in the twelfth Year of the Reign of his ſaid late Majeſty King CHARLES the ſecond, intituled, *A Grant of cer-tain Impoſitions upon Beer, Ale and other Liquors, for the Increaſe of his Majeſty's Revenue during his Life*, and which were granted to their late Majeſties King WILLIAM and Queen MARY, by the ſaid Act made in the ſecond Year of their Reign, for their Lives, and the Life of the Survivor of them (other than and ex-cept the ſaid Duty of ſix Pence for every Barrel of Vinegar Beer granted by the ſame Acts) and alſo the ſaid Duty of ſix Pence, Part of the ſaid Duty of eight Shillings, granted to his late Majeſty King WILLI-AM, for and upon every Barrel of Vinegar, Vinegar Beer, or Liquor preparing for Vinegar, which ſhall be brewed or made of any *Engliſh* Materials by any Perſon or Perſons whatſoever for Sale, and ſo in Pro-portion for a greater or leſſer Quantity, by the ſaid Act made in the tenth Year of his Reign, ſhall be le-vied, collected and paid to her Majeſty, in the ſame Manner and Form, and by ſuch Rules, Ways, Means and Methods, and under ſuch Penalties and Forfeitures, as are mentioned and expreſſed in the be-fore mentioned Acts, or any of them, relating to the ſaid Duties of Exciſe, or any of them, or by any other Law now in Force relating to the Revenue of Exciſe; and that all and every the ſaid Laws relating to the Revenue of Exciſe ſhall be of full Force and Effect to all Intents and Purpoſes, for the levying, re-ceiving, aſcertaining and recovering the ſaid Duties of Exciſe upon Beer, Ale and other Liquors hereby granted, in the ſame Manner as if the ſame were repeated and enacted in the Body of this preſent Act.

Duties granted for the Queen's Life, viz.

Exciſe on Beer, Ale, &c. granted to King William and Queen Mary for Life, &c.

12 Car. 2. c. 23. 2 W. & M. ſ. 1. c. 3.

(Except 6d. a Barrel on Vinegar Beer) and 6d. Part of the Duty of 8s. per Barrel for Vinegar, &c. granted by 10 W. 3. c. 21.

In what Manner Duties ſhall be levied.

All Laws of Exciſe to be in Force.

II. And

Tunnage and Poundage continued.

II. And be it further enacted by the Authority aforesaid, That the said further Subsidies of Tunnage and Poundage, and other Duties upon Wines, Goods and Merchandizes, granted by the said Act made in the ninth Year of the Reign of his said late Majesty King WILLIAM, shall, from and after the said ninth Day of *March* during her Majesty's Life, be raised, levied, collected, paid and satisfied unto her Majesty, by the same Ways, Means and Methods, and by the same Rules and Directions, and with the same Allowances, as are mentioned in the same Act made in the ninth Year of the Reign of his said late Majesty King WILLIAM; and the same Act, and every Article, Rule and Clause therein contained, or thereby referred to, so far as the same relates to the raising, levying, collecting and making Allowances out of the said Subsidies and other Duties, shall be of full Force and Effect to all Intents and Purposes, during her Majesty's Life, as if the same were particularly and at large repeated and set down in the Body of this Act.

9 W. 3. c. 23.

Duties of Excise, Post Office, &c. shall be for the Support of the Queen's Household, &c.

III. And it is hereby enacted and declared, That the said Hereditary Rates and Duties of Excise upon Beer, Ale and other Liquors, and the said Duties of Excise upon Beer, Ale and other Liquors, hereby granted to her Majesty for the Term of her Life (subject nevertheless to the Incumbrances herein after mentioned) and the said Revenue of the General Letter Office or Post Office, or the Office of Post Master General, and the said small Branches of her Majesty's Revenue (that is to say) The First Fruits and Tenths of the Clergy, the Fines for Writs of Covenant and Writs of Entry, payable in the Alienation Office, the Post Fines, the Revenue of the Wine Licences, the Monies arising by Sheriffs Profers and Compositions in the Exchequer, and by the Seizures of uncustomed and prohibited Goods, the Revenue of the Duchy of *Cornwal*, and any other Revenue arising by the Rents of Lands in *England* and *Wales*, or for Fines for Leases of the same, or any of them, and the Monies arising by the said further Subsidies of Tunnage and Poundage, and other Duties hereby granted, and all other the Branches and Revenues which were chargeable with the said yearly Sum of seven hundred thousand Pounds (the said Duty of Four and an Half *per Centum* in Specie arising in *Barbadoes* and the *Leeward Islands* in *America*, always excepted and foreprized) shall be for the Support of her Majesty's Household, and of the Honour and Dignity of the Crown; yet nevertheless the said Hereditary Rates and Duties of Excise upon Beer, Ale and other Liquors, and the said Rates and Duties of Excise upon Beer, Ale and other Liquors, hereby granted to her Majesty, during her Life, and every of them, shall be liable and subject to the said weekly Payment of three thousand seven hundred Pounds, according to the Tenure and Effect of the said Act of Parliament, made in the twelfth Year of the Reign of his said late Majesty King WILLIAM, in the same Manner as the said Hereditary Rates and Duties of Excise, and the said Rates and Duties of Excise which were granted in the second Year of the Reign of their said late Majesties, and every of them, jointly or severally, would have been liable to the same weekly Payment, if his said Majesty had continued in this Life, during the said Term of five Years; any thing herein contained to the contrary thereof in any wise notwithstanding.

Duties of Excise subject to the weekly Payment of 3,700 l. for five Years from 1700.
12 W. 3. c. 12.
2 W. & M. ff. 1. c. 3.

After Expiration of the said five Years, how to be applied.
'For the farther Application of the Duty arising by this Act, see 12 Annæ, stat. 1. c. 11. §. 27.'

IV. Provided also, and it is hereby enacted and declared, That from and after the Expiration of the said Term of five Years, so much Money as together with the said Payments, after the Rate of three Pounds *per Centum per Annum*, then to commence and to be applied for Satisfaction of the said Patentees, and those claiming under them as aforesaid, shall make up the Sum of three thousand seven hundred Pounds for every Week, during her Majesty's Life, shall and may be taken out of the said Hereditary Rates and Duties of Excise, and out of the Rates and Duties of Excise hereby granted to her Majesty for her Life, and either or any of them; and the said Payments after the Rate of three Pounds *per Centum per Annum*, being deducted out of the Hereditary Part thereof, the Residue of the said three thousand seven hundred Pounds *per* Week, be applied and disposed of to and for the Publick Use and Service; any thing herein contained to the contrary notwithstanding.

'V. And whereas the necessary Expences of supporting the Crown, or the greatest Part of them, were 'formerly defrayed by a Land Revenue, which hath from Time to Time been impaired and diminished 'by the Grants of former Kings and Queens of this Realm, so that her Majesty's Land Revenues at pre- 'sent can afford very little towards the Support of her Government; nevertheless from Time to Time, upon 'the Determination of the particular Estates, whereupon many Reversions and Remainders in the Crown 'do now depend or expect, and by such Lands, Tenements and Hereditaments as may hereafter descend, 'escheat, or otherwise accrue or come to her Majesty, her Heirs or Successors, the Land Revenues of the 'Crown, in Fines, Rents, and other Profits thereof, may hereafter be increased, and consequently the 'Burthen upon the Estates of the Subjects of this Realm may be eased and lessened in all future Provi- 'sions to be made for the Expences of the Civil Government:' To the End therefore that the Land Revenues of the Crown may be preserved, improved and increased for the best Advantage thereof, be it enacted and declared by the Authority aforesaid, That all and every Grant, Lease, or other Assurance, which from and after the five and twentieth Day of *March* in the Year of our Lord one thousand seven hundred and two, shall be made or granted by her Majesty, her Heirs or Successors, Kings or Queens of this Realm, under the Great Seal of *England*, Exchequer Seal, Seals of the Duchy and County Palatine of *Lancaster*, or any of them, or by Copy of Court Roll or otherwise howsoever, of any Manors, Messuages, Lands, Tenements, Rents, Tithes, Woods, or other Hereditaments (Advowsons of Churches and Vicarages only excepted) within the Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, or any of them, or any Part thereof, now belonging or hereafter to belong to her Majesty, her Heirs or Successors, or to any other Person or Persons in Trust for her Majesty, her Heirs or Successors, in Possession, Reversion, Remainder, Use or Expectancy, whether the same be or shall be in Right of the Crown of *England*, or as Part of the Principality of *Wales*, or of the Duchy or County Palatine of *Lancaster*, or otherwise howsoever, to any Person or Persons, Body Politick or Corporate whatsoever,

For preserving, &c. the Land Revenue of the Crown, no Grant shall be made of any Manors, Lands, &c. belonging to the Crown, unless for 31 Years or three Lives, &c.

ſoever, whereby any Eſtate or Intereſt whatſoever, in Law or Equity, ſhall or may paſs from her Majeſty, her Heirs or Succeſſors, ſhall be utterly void and of none Effect, unleſs ſuch Grant, Leaſe, or Aſſurance be made for ſome Term or Eſtate not exceeding one and thirty Years, or three Lives, or for ſome Term of Years determinable upon one, two, or three Lives; and unleſs ſuch Grant, Leaſe or Aſſurance reſpectively, be made to commence from the Date or making thereof; and if ſuch Grant, Leaſe or Aſſurance, be made to take Effect in Reverſion or Expectancy, that then the ſame, together with the Eſtate or Eſtates in Poſſeſſion of and in the Premiſſes therein contained, do not exceed three Lives, or the Term of one and thirty Years in the whole; and unleſs ſuch Grant, Leaſe or Aſſurance reſpectively be ſo made, that the Tenant be liable to Puniſhment for Waſte; and unleſs there be reſerved upon every ſuch Grant, Leaſe or Aſſurance reſpectively, the ancient or moſt uſual Rent, or more, or ſuch Rent as hath been reſerved, yielded, and paid for ſuch of the ſaid Manors, Meſſuages, Lands, Tenements, Rents, Tithes, or other Hereditaments, as ſhall be therein contained, for the greater Part of twenty Years before the making thereof; and where no ſuch Rent ſhall have been reſerved or payable, that then upon every ſuch Grant, Leaſe, or Aſſurance, there be reſerved a reaſonable Rent, not being under the third Part of the clear yearly Value of ſuch of the ſaid Manors, Meſſuages, Lands, Tenements, Tithes, or other Hereditaments, as ſhall be contained in ſuch Leaſe or Grant; and unleſs ſuch reſpective Rents be made payable to her Majeſty, her Heirs or Succeſſors, who ſhall make ſuch Leaſe or Grant, and to her or their Heirs or Succeſſors, during the whole Term or Time of the Continuance thereof reſpectively.

Tenant puniſhable for Waſte. Ancient Rent reſerved, &c. and payable to the Queen, &c.

VI. Provided always, and it is hereby enacted and declared by the Authority aforeſaid, That from Time to Time, where the greateſt Part of the yearly Value of any Tenements or Hereditaments belonging, or hereafter to belong, to her Majeſty, her Heirs or Succeſſors, doth or ſhall, at the Time of making any Leaſe or Grant thereof, conſiſt of the Building or Buildings thereupon, which may want to be repaired or re-edified, in all and every ſuch Caſe and Caſes, to encourage the Rebuilding or Reparation thereof, it ſhall and may be lawful to and for her Majeſty, her Heirs and Succeſſors, at any Time after the ſaid five and twentieth Day of *March* in the Year of our Lord one thouſand ſeven hundred and two, to demiſe or grant ſuch Tenements or Hereditaments to any Perſon or Perſons for any Term or Eſtate, ſo as ſuch Term or Eſtate do not exceed fifty Years, or three Lives, and ſo as ſuch Leaſe or Grant be made to commence from the Date or making thereof; or if ſuch Grant or Leaſe be made to take Effect in Reverſion or Expectancy, that then the ſame, together with the Eſtate or Eſtates in Poſſeſſion, of and in the ſame Tenements or Hereditaments, do not exceed fifty Years, or three Lives, from the Date or making as aforeſaid, and ſo as the ſame be not made diſpuniſhable of Waſte, and ſo as there be reſerved and payable upon every ſuch Leaſe or Grant, during ſuch Term, not exceeding fifty Years, or three Lives, as much Rent as is by this Act required to be reſerved for the ſame Tenements or Hereditaments reſpectively, in caſe of a Leaſe, not exceeding one and thirty Years, or three Lives as aforeſaid, and not otherwiſe; any thing herein contained to the contrary notwithſtanding.

Tenements, &c. belonging to the Crown, and wanting Reparation, or to be re-edified, &c. Queen may grant ſuch Tenements for 50 Years or three Lives, &c. not diſpuniſhable of Waſte; and Rent reſerved to be paid.

VII. And to the Intent the Inheritance, which her Majeſty hath of and in the ſaid Hereditary Duties of Exciſe upon Beer, Ale, and other Liquors, and of and in the ſaid Revenue ariſing in the ſaid general Letter Office or Poſt Office, and in the ſmall Branches of her Majeſty's Revenue herein after mentioned (that is to ſay) The Firſt Fruits and Tenths of the Clergy, the Fines for Writs of Covenant and Writs of Entry, payable in the Alienation Office, the Poſt Fines, the Revenue of the Wine Licences, and the Revenue ariſing by Sheriffs Profers, and Compoſitions in the Exchequer, and by Seizures of uncuſtomed and prohibited Goods, may be preſerved in the Crown, for the future Benefit thereof; Be it further enacted and declared by the Authority aforeſaid, That the ſaid Hereditary Duties of Exciſe, and the ſaid Revenue ariſing in the ſaid general Letter Office or Poſt Office, and the ſaid ſmall Branches of her Majeſty's Revenue laſt mentioned, or any of them, or any Part thereof, ſhall not hereafter be alienable or grantable by her Majeſty, her Heirs or Succeſſors, for any Eſtate or Term whatſoever, to endure longer than the Life of her Majeſty, or of ſuch King or Queen as ſhall make ſuch Alienation or Grant reſpectively; and that all Gifts, Grants, Alienations, Leaſes, and Aſſurances whatſoever, to be had or made of any the ſaid Manors, Meſſuages, Lands, Tenements, Rents, Tithes, or other Hereditaments, or of any the ſaid Revenues or Branches, or any Part thereof, contrary to the Proviſions of this Act, or any of them, ſhall be null and void, without any Inquiſition, *Scire facias*, or other Proceeding, to determine or make void the ſame.

Duties, &c. hereby granted not alienable by the Crown, &c. Grants &c. made contrary to this Act void.

VIII. Provided always, That this Act, or any thing therein contained, ſhall not extend to diſable her Majeſty, her Heirs or Succeſſors, to make ſuch Leaſes, Copies, or Grants, as ſhe or they may make by virtue of an Act of Parliament made and paſſed in the twelfth Year of the Reign of his ſaid late Majeſty King WILLIAM, for making Leaſes or Copies of Offices, Lands, or Hereditaments, Parcel of the Duchy of *Cornwall*, or annexed to the ſame, or to alter or prejudice any the Powers, Matters, or Things therein contained, or to be done in purſuance thereof, or to diſable her Majeſty, her Heirs or Succeſſors, to make any Grant or Reſtitution of any Eſtate or Eſtates hereafter to be forfeited for any Treaſon or Felony whatſoever, or to diſable her Majeſty, her Heirs or Succeſſors, to grant, demiſe, or aſſign any Lands, Tenements or Hereditaments, which ſhall be ſeized or taken into her or their Hands upon any Outlawry, at the Suit of her or their Subjects, as hath been uſual, or any Eſtate whatſoever, which is or ſhall be ſeized, extended, or taken in Execution for any Debt owing or to be due to the Crown, as ſhe or they ſhall think fit, or to make any Grants or Admittances, which of Right or Cuſtom ought to be made, of any Copyhold Lands, Tenements or Hereditaments, Parcel of any Manor or Manors of her Majeſty, her Heirs or Succeſſors, or to diſable the Truſtees for Sale of Fee Farm and other Rents, to execute any the Truſts, Powers, or other Matters or Things by them to be executed, done, or performed, in purſuance of

Queen may make Leaſes, &c. in her Duchy of Cornwall by virtue of an Act 12 W. 3. c. 13. and grant away or reſtore Eſtates forfeited for Treaſon, &c. or ſeized on Outlawry, or taken in Execution, and cuſtomary Grants of Copyhold Eſtates. Truſtees for Fee Farm Rents may execute their Truſt, &c.

of the ſeveral Acts of Parliament concerning the Sale of the ſaid Rents, or the making of ſuch Reprizes as ought to be made by them; any thing herein contained to the contrary notwithſtanding.

Saving of Right, &c.

IX. Saving always to all and every Perſon and Perſons, Bodies Politick and Corporate, their Heirs and Succeſſors, Executors, Adminiſtrators and Aſſigns, other than to our ſaid Sovereign Lady, her Heirs and Succeſſors, all ſuch Rights, Titles, Eſtates, Cuſtoms, Intereſts, Claims and Demands whatſoever, of, in, or to, or out of the Revenues, Hereditaments, and other the Premiſſes aforeſaid, or any of them, as they or any of them had or ought to have had before the making of this Act, as fully, to all Intents and Purpoſes, as if this Act had never been made; any thing herein contained to the contrary notwithſtanding.

CAP. VIII.

An Act for explaining a Clauſe in an Act made at the Parliament begun and holden at *Weſtminſter*, the two and twentieth of *November* in the ſeventh Year of the Reign of our Sovereign Lord King WILLIAM the Third, intituled, *An Act for the better Security of his Majeſty's Royal Perſon and Government.*

7 W. 3. c. 27.

'WHEREAS by an Act of Parliament made at the Parliament begun and holden at *Weſtminſter*, the two and twentieth Day of *November* in the ſeventh Year of the Reign of his late Majeſty King WILLIAM the Third, intituled, *An Act for the better Security of his Majeſty's Royal Perſon and Government*, it was among other Things enacted, That no Commiſſion, either Civil or Military, ſhould ceaſe, determine, or be void by reaſon of the Death or Demiſe of his ſaid Majeſty, or of any of his Heirs or Succeſſors, Kings or Queens of this Realm, but that every ſuch Commiſſion ſhould be, continue, and remain in full Force and Virtue, for the Space of ſix Months next after any ſuch Death or Demiſe, unleſs in the mean Time ſuperſeded, determined, or made void by the next and immediate Succeſſor, to whom the Imperial Crown of this Realm, according to the Act of Settlement, in the ſame recited Act mentioned, is limited and appointed to go, remain, or deſcend: And for as much as ſome Doubt may be conceived concerning the Extent of that Clauſe; therefore for the avoiding of any Diſpute or Queſtion that may ariſe concerning the Conſtruction thereof;' Be it declared and enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That no Patent or Grant of any Office or Employment, either Civil or Military, ſhall be taken, conſtrued or adjudged, to ceaſe, determine, or be void, by Reaſon of the Death or Demiſe of his ſaid late Majeſty, but that every ſuch Patent or Grant ſhall be, continue and remain in full Force and Virtue, from and after the ſeventh Day of *March* in the Year of our Lord one thouſand ſeven hundred and one, for the Space of ſix Months then next enſuing, unleſs in the mean Time ſuperſeded, determined, or made void by her preſent Majeſty.

No Patent, &c. to ceaſe by the late King's Death, but continued for ſix Months, &c.

II. And be it further enacted, That no Patent or Grant of any Office or Employment, either Civil or Military, hereafter to be made, ſhall ceaſe, determine, or be void, by reaſon of the Death or Demiſe of her preſent Majeſty (whom God Almighty long preſerve to reign over this Realm) or any of her Heirs or Succeſſors, Kings or Queens of this Realm, but that every ſuch Patent or Grant ſhall be, continue, and remain, in full Force and Virtue, for the Space of ſix Months next after any ſuch Death or Demiſe, unleſs in the mean Time ſuperſeded, determined, or made void by the next and immediate Succeſſor, to whom the imperial Crown of this Realm is limited and appointed to go, remain, or deſcend.

No Patent, &c. to ceaſe after the Queen's Death, but to continue for ſix Months, &c.

Juſtices may proceed, &c. as if the King had been living, but in the Queen's Name.

III. And be it enacted and declared, That the Juſtices of Aſſize, *Oyer* and *Terminer*, Gaol Delivery, and *Niſi prius*, and Juſtices of the Peace, may proceed at their ſeveral Aſſizes and Seſſions, as they might have done if his ſaid late Majeſty King WILLIAM the Third were living, but as her Majeſty's Juſtices, and in her Name; and that no Writ, Plea, Proceſs, or any other Proceeding upon any Indictment or Information for any Offence or Miſdemeanor, nor any Writ, Proceſs or Proceeding whatſoever, for any Debt or Account that was due or to be made to his late Majeſty, or concerning any Lands, Tenements, or other Revenue that did belong to his late Majeſty, depending at the Time of the Demiſe of his ſaid late Majeſty, ſhall be diſcontinued or put without Day, by reaſon of his Death or Demiſe, but ſhall continue and remain in full Force and Virtue, to be proceeded upon in like Manner as if his ſaid Majeſty were living.

No Writ, &c. to be diſcontinued, &c. Archiep. Armagh. v. Regem, in domo Procerum. 1728.

The like on the Queen's Death, &c.

IV. And be it further enacted, That no Writ, Plea, or Proceſs, or any other Proceeding upon any Indictment or Information, for any Offence or Miſdemeanor, or any Writ, Proceſs or Proceeding, for any Debt or Account that ſhall be due or to be made to her Majeſty, her Heirs or Succeſſors, for or concerning any Lands, Tenements, or other Revenue that ſhall belong to her or them, that ſhall be depending at the Time of her Majeſty's Demiſe (whom God long preſerve) or of any of her Heirs or Succeſſors, ſhall be diſcontinued or put without Day, by reaſon of her or any of their Deaths or Demiſes, but ſhall continue and remain in full Force and Virtue, to be proceeded upon notwithſtanding any ſuch Death or Demiſe.

No Proceedings in any Court of equity, &c. to ceaſe;

V. And be it further enacted by the Authority aforeſaid, That no Commiſſion of Aſſociation, Writ of Admittance, or *Si non omnes*, Original Writ, Writ of *Niſi prius*, Writ of Aſſiſtance, nor any Commiſſion, Proceſs, or Proceedings whatſoever, in or iſſuing out of any Court of Equity, nor any Proceſs or Proceeding upon any Office or Inquiſition, nor any Writ of *Certiorari* or *Habeas Corpus*, in any Matter or Cauſe, either Criminal or Civil, nor any Writ of Attachment or Proceſs for Contempt, nor any Commiſſion

sion of Delegacy or Review, for any Matters Eccleſiaſtical, Teſtamentary, or Maritime, or any Proceſs thereupon, ſhall be determined, abated, or diſcontinued by the Demiſe of the ſaid late King, but all and every ſuch Writ, Commiſſion, Proceſs, and Proceedings, ſhall be and are hereby revived and continued, and ſhall be in full Force and Virtue, and ſhall and may be proceeded upon as if his late Majeſty were living; nor hereafter by the Demiſe of her preſent Majeſty, or any King or Queen of this Realm, ſhall any Commiſſion of Aſſize, *Oyer* and *Terminer*, general Gaol Delivery, or of Aſſociation, Writ of Admittance, Writ of *Si non omnes*, Writ of Aſſiſtance, or Commiſſion of the Peace, be determined; but every ſuch Commiſſion and Writ ſhall be and continue in full Force and Virtue, for the Space of ſix Months next enſuing, notwithſtanding any ſuch Demiſe, unleſs ſuperſeded and determined by her Majeſty, her Heirs or Succeſſors: And alſo no Original Writ, Writ of *Niſi prius*, Commiſſion, Proceſs, or Proceedings whatſoever, in or iſſuing out of any Court of Equity, nor any Proceſs or Proceeding upon any Office or Inquiſition, nor any Writ of *Certiorari* or *Habeas Corpus* in any Matter or Cauſe, either Criminal or Civil, nor any Writ of Attachment, or Proceſs for Contempt, nor any Commiſſion of Deligacy or Review, for any Matters Eccleſiaſtical, Teſtamentary, or Maritime, or any Proceſs thereupon, ſhall be determined, abated, or diſcontinued, by the Demiſe of her Majeſty, or any King or Queen of this Realm; but every ſuch Writ, Commiſſion, Proceſs, and Proceeding, ſhall remain in full Force and Virtue, to be proceeded upon, as if her Majeſty, or ſuch other King or Queen had lived, notwithſtanding any ſuch Death or Demiſe.

but be continued;

nor hereafter by her Majeſty's Death,

but be in Force for ſix Months.

VI. And be it further enacted, That all and ſingular the Proviſions, Clauſes, Matters and Things whatſoever contained in this Act, and in that Part of the Act made in the ſeventh Year of the Reign of the late King, which is recited in this preſent Act, ſhall extend, and be conſtrued to extend to the Kingdom of *Ireland*, to the Iſlands of *Jerſey* and *Guernſey*, and to all her Majeſty's Dominions in *America* and elſewhere.

Act to extend to Ireland, Jerſey, and Guernſey, &c.

VII. And be it further enacted and declared by the Authority aforeſaid, That this preſent Act, and all other Acts to which the Royal Aſſent ſhall be given after the eighth Day of *March* one thouſand ſeven hundred and one, and before the End of this preſent Seſſion of Parliament, ſhall commence and begin, and be taken, conſtrued and adjudged in Law, to commence and begin upon the ſaid eighth Day of *March* one thouſand ſeven hundred and one, unleſs in ſuch Acts ſome other Time for Commencement thereof be ſpecially limited and appointed.

and to commence from 8 March 1701.

CAP. IX.

An Act for continuing the Act made in the eighth Year of his late Majeſty's Reign, for better preventing the counterfeiting the Current Coin of this Kingdom.

'WHEREAS an Act of Parliament made in the eighth Year of his late Majeſty's Reign, intituled, *An Act for the better preventing the counterfeiting the current Coin of this Kingdom*, was, by a Clauſe in another Act made in the ninth Year of his ſaid Majeſty's Reign, continued in Force unto the five and twentieth Day of *March* one thouſand ſeven hundred and one, and from thence to the End of the next Seſſion of Parliament: And whereas the ſaid Act hath been found of good Uſe, for ſuppreſſing the counterfeiting the Current Coin of this Kingdom by ſuch Tools and Inſtruments as are therein prohibitted:' Be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this Parliament aſſembled, and by the Authority of the ſame, That the ſaid Act made in the eighth Year of his late Majeſty's Reign, and every Article and Clauſe therein contained, ſhall from henceforth continue and be in Force until the five and twentieth Day of *March*, which ſhall be in the Year of our Lord one thouſand ſeven hundred and nine, and from thenceforth unto the End of the firſt Seſſion of Parliament then next enſuing, and no longer.

8 W. 3. c. 26.
9 W. 3. c. 21.

continued till 1709.

'II. And whereas in the aforeſaid Act it is ordained, That no Proſecution ſhall be made for any Offence againſt the ſaid Act, unleſs ſuch Proſecution be commenced within three Months after ſuch Offence committed;' Be it further enacted by the Authority aforeſaid, That the Proſecution of ſuch Perſon or Perſons as offend againſt the ſaid Act, by making or mending, or beginning, or proceeding to make or mend any coining Tool or Inſtrument therein prohibited, or by marking of Money round the Edges with Letters or Grainings, may be commenced at any Time within ſix Months after ſuch Offence committed; any Thing in the ſaid Act to the contrary in any wiſe notwithſtanding.

Offenders may be proſecuted in ſix Months after Offence.
7 Ann. c. 25. §. 2.

'III. And whereas by an Act of the laſt Parliament, in the twelfth Year of his late Majeſty's Reign, intituled, *An Act for appointing Wardens and Aſſay Maſters, for aſſaying wrought Plate in the Cities of* York, Exeter, Briſtol, Cheſter, *and* Norwich, the ſaid Cities of *York*, *Exeter*, *Briſtol*, *Cheſter*, and *Norwich*, were appointed for the aſſaying and marking of wrought Plate, and for executing the Powers, Authorities, and Directions given by the ſaid Act: And whereas in and by the ſaid Act of Parliament it was further enacted, That all and every Goldſmith, Silverſmith, and Plate-worker inhabiting in any Town or Place where an Aſſayer is not, or ſhall not be appointed, ſhall bring all his or their wrought Plate to ſome of the ſaid Cities or Places to be aſſayed and marked, upon Penalty of Forfeiture of all ſuch Plate or Manufacture of Silver, or the Value thereof, as ſhall be ſold or exchanged before the ſame be marked and aſſayed: And whereas in the Town of *Newcaſtle* upon *Tyne* there is, and Time out of Mind hath been, an ancient Company of Goldſmiths, which, with their Families, by the ſaid Penalty are like to be ruined, and the ſaid Trade utterly loſt in the ſaid Town: And whereas by the Statute of the ſecond of

12 W. 3. c. 4.

2 Hen. 6. c. 14. Newcaſtle upon Tyne appointed one of the Places for marking wrought Plate, &c.

'HENRY the ſixth, the Town of *Newcaſtle* upon *Tyne* is one of the Places appointed to have Touches for 'Wrought Silver Plate;' Be it therefore enacted by the Authority aforeſaid, That the Town of *Newcaſtle* upon *Tyne* be and is hereby appointed for the aſſaying and marking of Wrought Plate, and for executing the ſeveral Powers, Authorities, and Directions mentioned and contained in and by the ſaid Act of the twelfth Year of our ſaid late Sovereign Lord King WILLIAM, as fully and amply, to all Intents, Conſtructions and Purpoſes, as if the ſaid Town had been expreſly named in the ſaid Act.

Goldſmiths, &c. of Newcaſtle incorporated a Company, &c.

IV. And be it further enacted by the Authority aforeſaid, That the Goldſmiths, Silverſmiths, and Plate-workers, who are or ſhall be Freemen of, and inhabiting in the ſaid Town of *Newcaſtle*, and having ſerved an Apprenticeſhip to the ſaid Trade of a Goldſmith, Silverſmith, or Plate-worker, ſhall be and are hereby incorporated a Company of and belonging to the ſaid Town, and ſhall be called or known by the Name of *The Company of Goldſmiths* of the ſaid Town of *Newcaſtle* upon *Tyne*; which ſaid Company ſhall be enabled, and are hereby authorized annually to chooſe two Perſons to be Wardens of the ſaid Company; which ſaid Wardens ſhall continue for the Space of one Year, and no longer, unleſs re-elected by the ſaid Company; and if either of the ſaid Wardens ſhall happen to die, or remove out of the ſaid Town, then the ſaid Company ſhall within one Month after ſuch Death or Removal chooſe another Perſon of the ſaid Company to be Warden in his Room; and ſuch Perſon ſo choſen ſhall and is hereby authorized and required to act accordingly.

and may chooſe Wardens.

Silver Plate how to be made and marked, &c.

V. And be it further enacted by the Authority aforeſaid, That all Silver Plate or Manufacture of Silver (except ſuch Things as by Reaſon of their Smallneſs are not capable of receiving the Touch) ſhall be made and wrought of the ſame Fineneſs, and made, aſſayed, and marked with the Arms of the ſaid Town, and other the Marks mentioned in the ſaid Act, in ſuch Manner and Form as in the ſaid Act of the twelfth Year of his late Majeſty's Reign is mentioned; and that an Aſſay-maſter ſhall from Time to Time be elected by the ſaid Company of Goldſmiths in the ſaid Town, who ſhall take ſuch Oath as is therein preſcribed before the Mayor of *Newcaſtle* upon *Tyne* for the Time being, who is hereby appointed to adminiſter the ſame; and that the ſaid Aſſay-maſter, and all and every the Goldſmiths, Silverſmiths, and Plate-workers, inhabiting in the ſaid Town, ſhall from Time to Time, and at all Times hereafter, obſerve and perform all ſuch Matters and Things, and be ſubject to all ſuch Orders, Rules, Pains, Penalties and Forfeitures, as in the ſame Act is mentioned, for and concerning the ſeveral Matters, Things and Offences therein contained, as fully, effectually and amply, to all Intents, Conſtructions and Purpoſes, as if the ſaid Town had been therein expreſly mentioned; and the ſaid Pains and Penalties ſhall be levied, recovered, diſpoſed of and taken, in ſuch Manner and Form as in and by the ſame Act is directed.

Company may elect an Aſſay-maſter, &c.

See farther 15 *Geo.* 2. c. 28.

CAP. X.

EXP. An Act for taking, examining, and ſtating the publick Accounts of the Kingdom.

CAP. XI.

An Act for reviving the Act, intituled, *An Act for exempting Apothecaries from ſerving the Offices of Conſtable, Scavenger, and other Pariſh and Ward Offices, and from ſerving upon Juries.*

6 & 7 W. 3. c. 4.

'WHEREAS an Act made in the ſixth and ſeventh Years of the Reign of his late Majeſty King 'WILLIAM the Third, intituled, *An Act for exempting Apothecaries from ſerving the Offices of Conſtable, Scavenger, and other Pariſh and Ward Offices, and from ſerving upon Juries*, has been by Experience 'found very uſeful and neceſſary: And whereas the ſaid Act was to continue but for ſeven Years, and to 'the End of the next Seſſion of Parliament, and is now near expiring;' Be it therefore enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the ſaid recited Act, with all the Clauſes and Powers therein contained, ſhall continue and be in Force for the Space of eleven Years, from and after the Expiration thereof, and from thence to the End of the next Seſſions of Parliament.

continued for 11 Years.
'Made perpetual 9 Geo. 1. c. 8.'

CAP. XII.

11 W. 3. c. 2. 12 W. 3. c. 10. 4s. in the Pound.

An Act for granting an Aid to her Majeſty by divers Subſidies and a Land Tax. The *Iriſh* Truſtees may before 24 *June* 1703. ſell the forfeited Eſtates, &c. veſted in them. Barracks erected on the ſaid forfeited Eſtates, &c. ſhall be conveyed to the Truſtees for the Barracks, &c. for ever. Clothing, &c. may be exported out of *Ireland* for the three Regiments in the *Weſt Indies*, &c.

'CXII. And whereas there have lately been imported into your Majeſty's Dominions, Wines of the 'Growth of *Hungary*, and ſome Doubts have ariſen touching the Rates and Duties payable for the ſame 'upon ſuch Importation;' Be it declared and enacted, That it ſhall and may be lawful to import from *Hamburgh* into the Port of *London*, and the Members thereof, or into any other Ports of this Kingdom, or the Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, Wines of the Growth of *Hungary*, and upon the Importation of any ſuch Wines, there ſhall be paid ſuch Rates and Duties only as by any Law now in Force are due and payable for any *Rheniſh* Wines, or Wines of the Growth of *Germany*, imported into this your Realm, or the Dominions thereof, by all your Majeſty's natural-born Subjects, and by all Strangers and Aliens reſpectively. 'CXIII.

Hungary Wines may be imported from Hamburgh paying Duties as for Rheniſh Wines.

Farther Proviſions concerning Wines 5 *Ann.* c. 27. 6 *Geo.* 1. c. 12. 12 *Geo.* 1. c. 28. 1 *Geo.* 2. *St.* 2. c. 17. 10 *Geo.* 2. c. 19. 17 *Geo.* 2. c. 40. 18 *Geo.* 2. c. 9. 26 *Geo.* 2. c. 12. 30 *Geo.* 2. c. 19 *and* 32 *Geo.* 2. c. 19.

'CXIII. And whereas the General Society intituled to the Advantages given by an Act of Parliament 'for advancing a Sum not exceeding two Millions, for the Service of the Crown of *England*, by a Cove- 'nant in the Charter to them granted by his late Majesty King WILLIAM the Third, bearing Date the 'third Day of *September* in the tenth Year of his Reign, is obliged to furnish into her Majesty's Stores '(if demanded) five hundred Tuns of Salt Petre yearly for the first Cost, Freight, Duties, and other 'Charges thereupon, to be ascertained in the Manner therein mentioned; and the *English* Company tra- 'ding to the *East Indies*, as a Member of the said General Society, is by a Covenant in the Charter gran- 'ted to the said Company, bearing Date the fifth Day of *September* in the tenth Year of the Reign of his 'said late Majesty King WILLIAM, obliged to furnish yearly, a proportionable Part of the said five hun- 'dred Tuns (if demanded) and the Governor and Company of Merchants of *London* trading into the *East* 'Indies, also as a Member of the said General Society, are obliged to furnish yearly another Proportion 'of the said five hundred Tons (if demanded) and the particular Members of the said General Society '(other than the said Companies) are obliged to furnish yearly the Remainder of the said five hundred 'Tons (if demanded) for the Cost, Freight, Duties, and other Charges aforesaid: And whereas the said 'Governor and Company of Merchants of *London* trading into the *East Indies*, and the said *English* Com- 'pany, have agreed to unite their Capital Stock in the said two Millions, and trade to the *East Indies*, 'and other Parts within the Limits of their Charters whereunto they severally are intitled, under the Act 'of Parliament of the ninth Year of his said late Majesty's Reign, intituled, *An Act for raising a Sum not* 9 W. 3. c. 44. '*exceeding two Millions, upon a Fund for Payment of Annuities after the Rate of eight Pounds* per Centum per 'Annum, *and for settling the Trade to the* East Indies, whereupon a new Charter is intended to be passed:' Now it is hereby provided and enacted by the Authority aforesaid, That from the twenty-ninth Day of *September* one thousand seven hundred and one, until the said Union shall be perfected, under the Great Seal of *England*, four hundred ninety-four Tuns and one Quarter of good, clean and merchantable Salt Petre, shall yearly (if it be demanded) be delivered into the Stores of her Majesty, her Heirs and Succes- sors, at the certain Price herein after limited (that is to say) by the said Governor and Company of Mer- chants of *London* trading into the *East Indies*, for their Proportion, seventy-eight Tuns and three Quarters; and by the said *English* Company, four hundred and fifteen Tuns and a half; and that after the perfecting of the said Union, and during the Continuance thereof in a Joint Management, the like Quantity of four hundred ninety-four Tuns and one Quarter of such Salt Petre, shall yearly (if demanded) be delivered into the said Stores by the said *English* Company, and its Successors, out of the said United Trade: And after the Determination of such joint Management, then by the said *English* Company singly, during so long Time as the said *English* Company shall have Right and Power to trade to the *East Indies*, under the said Act of Parliament in that Behalf; and that in like Manner from the twenty-ninth Day of *September* one thousand seven hundred and one, the Quantity of five Tuns and three Quarters of good, clean and mer- chantable Salt Petre, shall yearly (if demanded) be delivered into the said Stores at the same certain Price, by the other Members of the said General Society for the Time being.

After 29 Sept. 1701. until the Union of the two East India Companies be perfected, 494 Tuns and a Quarter of Salt Petre shall be de- livered into her Majesty's Stores, and after the said Union 494 Tuns and a Quarter yearly, &c.

5 Tuns and 3 Quarters of Salt Petre to be deli- vered by the other Members of the said Gene- ral Society.

CXIV. And it is hereby enacted and declared, That the Price of all the said Salt Petre, to be served in Time of Peace, shall be five and forty Pounds *per* Tun, and in Time of War shall fifty-three Pounds *per* Tun; and that upon the refining the said Salt Petre, whether it be brown or white, if the Refraction be above fifteen Pounds in every one hundred and twelve Pounds Weight, then the Overplus of such Re- fraction, at the Rate aforesaid, shall be repaid to her Majesty, by the said Companies and Members re- spectively, out of the said Price; and if the Refraction be under fifteen Pounds in every one hundred and twelve Pounds Weight, then the said Companies, and other Members of the said general Society, shall be allowed and paid, at the Price aforesaid, so much more as the Difference between the real Refraction of their Petre, and the said stated Refraction of fifteen Pounds *per Centum*, shall amount to.

Price of Salt Petre.

CXV. And it is hereby further declared, That in any Charter to be granted to the said Companies, or either of them, they shall be obliged by Covenant to deliver their Proportions of the said Salt Petre, be- ing paid for the same at the certain Prices aforesaid, according to this Act, instead of the Quantities which the said two Companies, or either of them, or the said particular Members, by the said former Charters are obliged to furnish, for the first Cost, Freight, Duties, and other Charges as aforesaid; any thing in the said former Charters, or any of them, contained to the contrary notwithstanding.

Companies obli- ged to deliver their Proportions at the Prices aforesaid.

CAP. XIII.

An Act for making good Deficiencies, and for preserving the Publick Credit.

'WHEREAS several Bills of Credit, commonly called *Exchequer Bills*, were made forth and issued 'by divers Acts of Parliament, which were made and passed in the Reign of his late Majesty King 'WILLIAM the Third (of blessed Memory) and many of the said Bills have been already discharged out 'of several Aids or Supplies, which were provided by several Acts of Parliament, for or towards the dis- 'charging and cancelling the same; but over and above the Monies already applied towards the discharg- 'ing and cancelling of the said Bills, and over and above the Monies which are yet to arise from the said 'Aids or Supplies formerly provided for that Purpose, it is computed, that there is and will be wanting 'the Sum of five hundred and fifteen thousand one hundred sixty-five Pounds four Shillings and seven 'Pence Farthing, to discharge all the principal Monies contained in such of the said Bills as are now 'standing out and unsatisfied, and so much more as will be sufficient to discharge all the Interest due, and 'to grow due thereupon: And whereas it appears that the Pound Rate or Land Tax of three Shillings 'in the Pound, granted to his said late Majesty, by an Act of Parliament in the eighth Year of his Reign, 8 W. 3. c. 6.

'hath

'hath not been ſufficient to ſatisfy all the Loans which were made upon the Credit of the ſame Pound 'Rate or Land Tax; and that over and above all Arrears of the ſaid Pound Rate, not yet recovered, 'there is and will be deficient, and wanting, to diſcharge all the principal Money ſo lent, the Sum of 'four hundred and fifteen thouſand ninety-nine Pounds, and ſo much more as will be ſufficient to diſ-'charge the Intereſt after the Rate of eight Pounds *per Centum per Annum*, due and to grow due there-'upon: And whereas the Duties upon Paper, Paſteboard, Vellum, and Parchment, which were granted 'to his late Majeſty for two Years, from the firſt Day of *March* one thouſand ſix hundred ninety-ſix, 'by an Act paſſed in the eighth Year of his Reign, did prove inſufficient to ſatisfy all the Monies which 'were borrowed upon Credit of that Act, ſo that there is deficient and wanting the Sum of fifteen thou-'ſand four hundred Pounds to diſcharge all the principal Monies ſo borrowed, and ſo much more as will 'ſatisfy the Intereſt, due and to grow due for the ſame, after the Rate of eight Pounds *per Centum per* '*Annum:* And whereas ſeveral Tickets were made forth and iſſued by virtue of an Act made and paſſed
8 W. 3. c. 22. 'in the eighth Year of the Reign of his ſaid late Majeſty, whereby certain Duties were laid upon Malt 'and other Things therein mentioned, and many of the ſaid Tickets have already been diſcharged out of 'the ſame Duties, or otherwiſe; but it is computed, that there is deficient and wanting to diſcharge all 'the principal Monies contained in ſuch of the ſaid Tickets as are now ſtanding out and unſatisfied, the 'Sum of five hundred ſeventy-nine thouſand and ſixty Pounds, beſides what will be neceſſary to diſcharge 'the Intereſt due, and to grow due, upon the ſaid unſatisfied Tickets, or ſuch of them as do bear Inte-'reſt after the Rate of an Halfpeny *per Diem*, for each ten Pounds thereof: And whereas it is evident,
8 W. 3. c. 21. 'that the Duties upon Leather, which were granted to his ſaid late Majeſty by an Act paſſed in the eighth 'Year of his Reign, for three Years, from the twentieth Day of *April* one thouſand ſix hundred and 'ninety-ſeven, and which were thereby appropriated to and for the Payment of ſo much as then remained 'unpaid of the Sum of five hundred ſixty-four thouſand ſeven hundred Pounds, formerly lent upon cer-'tain Duties upon Coals and other Things therein mentioned, and the Intereſt thereof, have not been 'ſufficient for that Purpoſe, ſo that there is wanting, to diſcharge the principal Money ſtill remaining 'unpaid of the Sum laſt mentioned, the Sum of five hundred and four thouſand four hundred thirty-eight 'Pounds, beſides the Intereſt thereof, due and to grow due, after the Rate of ſeven Pounds *per Centum*
9 W. 3. c. 38. '*per Annum:* And that the Monies granted to his ſaid late Majeſty, by the Act paſſed in the ninth Year 'of his Reign, for an Aid by a quarterly Poll for one Year, including therein ſuch Arrears of the ſaid Poll 'as are ſtill recoverable, do not extend to ſatisfy all the principal Monies which were borrowed upon the 'ſame Act, by the Sum of two hundred and twelve thouſand ſeven hundred and ſeventy Pounds, ſeven-'teen Shillings, which with the Intereſt thereof, due and to grow due, after the Rate of eight Pounds '*per Centum per Annum*, are and will be likewiſe deficient: And that the Monies granted to his ſaid late
10 W. 3. c. 9. 'Majeſty by the Act paſſed in the tenth Year of his Reign, for granting the Sum of one Million four 'hundred eighty-four thouſand and fifteen Pounds one Shilling and eleven Pence three Farthings, for 'diſbanding the Army, providing for the Navy, and for other neceſſary Occaſions, whereupon a Credit 'was given for any Sum not exceeding one Million four hundred thouſand Pounds, to be repaid with In-'tereſt after the Rate of ſeven Pounds *per Centum per Annum*, have not extended to pay off all the Monies 'borrowed upon the ſame Act, and the Intereſt thereof; but that there is a deficiency of twenty-five 'thouſand eight hundred twenty-three Pounds two Shillings and nine Pence, which, together with all 'Arrears of the Aid laſt mentioned, not yet recovered, are wanting to clear off the Remainder of the 'principal Monies ſo borrowed, beſides what ſhall be neceſſary to diſcharge the Intereſt of the ſame: And 'whereas at *Michaelmas*, one thouſand ſeven hundred and one, the Sum of ſeventy thouſand eight hun-'dred ſeventy-two Pounds eleven Shillings and one Peny Halfpeny, was wanting to compleat the 'Payments then due and incurred, for and upon the yearly Sum of one hundred and ſixty thouſand
9 W. 3. c. 44. 'Pounds, which by an Act paſſed in the ninth Year of his ſaid late Majeſty's Reign, was intended to be 'paid out of certain Duties upon Salt, and upon ſtampt Vellum, Parchment, and Paper, for the Pur-'poſes therein mentioned, and ought to have been made good in purſuance of the ſame Act; all which 'ſaid Sums of Money ſo reckoned to be deficient or wanting, to pay off the principal Money borrowed 'as aforeſaid, or contained in the ſaid Exchequer Bills and Malt Tickets, do amount in the whole to the 'Sum of two Millions three hundred thirty-eight thouſand ſix hundred twenty-eight Pounds, fifteen Shil-'lings, and five Pence three Farthings, beſides the Intereſt due and to grow due as aforeſaid. We, *&c.*

12 Car. 2. c. 19. " Tunnage and Poundage continued until 1 *Aug.* 1710. [*Theſe Duties are farther continued by* 5 *Ann. c.* 27.]
14 Car. 2. c. 11. " Act 12 Car. 2. c. 4. to be in Force until 1710. But not to determine Clauſes intended to be perpetual.
22 Car. 2. c. 13. "
25 Car. 2. c. 6. " Duties on Wines, *&c.* granted by 1 Jac. 2. c. 3. continued till 1710. Duties on Tobacco granted
25 Car. 2. c. 7. " by 1 Jac. 2. c. 4. continued till 1710. Duty to be levied according to 7 & 8 W. 3. c. 10. Additional
1 Jac. 2. c. 19. " Impoſitions on Goods, *&c.* granted by 2 W. & M. ſſ. 2. c. 4. continued to 1710. Act 7 & 8 W. 3.
8 W. 3. c. 34. " c. 10. continued to 1710. Additional Impoſitions on Goods, *&c.* granted by 4 W. & M. c. 5. conti-
9 W. 3. c. 30. " nued to 1710. *Lapis Caliminaris.* Bar Iron, *&c.* may be imported from *Ireland.* Duties on Vellum, *&c.*
11 W. 3. c. 20. " granted by 5 & 6 W. & M. c. 21. and continued by 8 W. 3. c. 20. continued to 1710. Duties on
12 Car. 2. c. 4. " Houſes granted by 7 W. 3. c. 18. continued till 1710. Duties on Whale Fins, *&c.* granted by
7 & 8 W. 3. " 9 W. 3. c. 45. continued till 1710. 9 & 10 W. 3. c. 45. continued till 1710."
c. 10.

8 W. 3. c. 20. 'XV. And whereas by the ſaid Act of the eighth Year of the Reign of his late Majeſty King WILLIAM, 'intituled, *An Act for making good the Deficiencies of ſeveral Funds, therein mentioned, and for enlarging the* 'Capital Stock of the Bank of England, *and for raiſing the publick Credit*, it was enacted, That all the Monies

'which ſhould ariſe and be brought into the Exchequer of or for the Subſidy of Tunnage and Poundage, 'and other Duties upon Merchandizes, therewith continued by that Act, from the five and twentieth 'Day of *December* one thouſand ſix hundred ninety-nine, till the firſt Day of *Auguſt* one thouſand ſeven 'hundred and ſix, and of and for Impoſitions upon Wines, Vinegar, Tobacco, *Eaſt India* Goods, 'Wrought Silks, and other Duties therewith continued by the ſame Act, from the eight and twentieth 'Day of *September* one thouſand ſeven hundred and one, until the ſaid firſt Day of *Auguſt* one thouſand 'ſeven hundred and ſix; and of or for the ſaid additional and other Rates, Duties, Impoſitions, and 'Charges upon ſeveral Sorts of Goods and Merchandizes, thereby continued from the laſt Day of *Febru-* 'ary one thouſand ſix hundred ninety-ſix, to the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and 'ſix; and of or for the Duties upon Vellum, Parchment, and Paper, by the ſame Act continued from the 'eight and twentieth Day of *June* one thouſand ſix hundred ninety-eight, until the ſaid firſt Day of *Auguſt* 'one thouſand ſeven hundred and ſix; and of or for the Rates and Duties upon Marriages, Births, Bu- 'rials, Batchelors, and Widowers, thereby continued, from the firſt Day of *May* one thouſand ſeven 'hundred, until the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and ſix; and of or for the ſeveral 'Rates or Duties upon Houſes thereby continued, from the five and twentieth Day of *March* one thou- 'ſand ſeven hundred and three, until the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and ſix, 'and all the Monies (if any ſuch ſhould be) which after Satisfaction of ſuch Principal and Intereſt Mo- 'nies as are therein mentioned, ſhould ariſe by the Impoſitions upon Wines, Vinegar, Tobacco, *Eaſt* 'India Goods, Wrought Silks, and other Goods, by an Act of the ſeventh Year of the Reign of the 'ſaid late King WILLIAM, whereby the ſame were granted and continued until the ſaid nine and twentieth 7 W. 3. c. 10. 'Day of *September* one thouſand ſeven hundred and one; and all the Monies which after Satisfaction of 'ſuch Monies and Bills as are therein mentioned, ſhould ariſe by the Duties upon Houſes formerly 'granted for ſeven Years, from the five and twentieth Day of *March* one thouſand ſix hundred ninety- 'ſix; and all the Monies which after Satisfaction of the Sums therein mentioned, and the Intereſt there- 'of, ſhould ariſe or be brought into the Exchequer, of and for the Duties upon Salt, which were granted 'to his ſaid late Majeſty King WILLIAM the Third, his Heirs and Succeſſors, by an Act of Parliament 7 W. 3. c. 31. 'which paſſed in the ſeventh Year of his Reign (together with the Duties upon Glaſs Wares, Stone 'and Earthen Wares, and Tobacco Pipes, which are ſince taken away by Acts of Parliament) ſhould be 'the General Fund for making good the particular Funds in the ſaid Act of the eighth Year of his ſaid 8 W. 3. c. 20. 'late Majeſty's Reign, expreſſed and computed to be deficient, and ſhould be appropriated, iſſued and 'applied, for and towards the making good of the ſame deficient Funds, by the Payment and Satisfac- 'tion of the Principal and Intereſt, due and to grow due thereupon, in ſuch Manner and Form as in 'the ſaid Act of the eighth Year of his ſaid late Majeſty's Reign, is more fully expreſſed: And whereas 'by the aboveſaid Act of the ninth Year of his ſaid late Majeſty's Reign, for laying the ſaid Duties upon 9 W. 3. c. 45. 'Whale Fins, and *Scotch* Linens for eight Years, from the tenth Day of *July* one thouſand ſix hundred 'ninety-eight, the ſame are directed to be applied to and for the Payment and Satisfaction of ſuch Prin- 'cipal and Intereſt Monies, whereunto the ſaid Duties upon Glaſs Wares, Stone and Earthen Wares, 'and Tobacco Pipes (ſince wholly taken away) ought to have been applied, as by the ſaid ſeveral Acts 'of Parliament, Relation being thereunto reſpectiveiy had, may more fully appear:' Now to the End the above-mentioned Deficiencies, for which no Proviſion hath hitherto been made, and which in this Act are computed to amount to two millions three hundred thirty-eight thouſand ſix hundred twenty-eight Pounds, fifteen Shillings, and five Pence three Farthings as aforeſaid, for principal Monies (beſides Intereſt) may be made good, and that all ſuch principal Monies, and the Intereſt thereof, may be well and ſufficiently ſecured, and duly paid and ſatisfied. Be it, *&c.*

"Overplus of the ſeveral Duties granted by the Act 8 W. 3. c. 20. and by the Duties on Salt, and on 8 W. 3. c. 6.
"Whale Fins, *&c.* to be Part of the General Fund, *&c.* Monies ariſing by Tunnage and Poundage, 8 W. 3. c. 7.
"and by Wines, Vinegar, *&c.* and by the additional Impoſitions on Goods, *&c.* and on Vellum, *&c.* 8 W. 3. c. 21.
"and by the Duties on Houſes, and on Whale Fins, *&c.* ſhall with the Overplus Monies, *&c.* be the 8 W. 3. c. 22.
"General Fund for making good the deficient Funds herein expreſſed, *&c.* How the Monies of the 9 & 10 W. 3. c. 38.
"ſaid General Fund ſhall be iſſued and applied. Exchequer Bills. Malt Tickets. Other deficient Funds. 10 & 11 W. 3. c. 9.
"Monies not divertible, nor miſapplied. Arrears of any Duty appropriated, *&c.* how applied. Impo- 'Farther Proviſions relating hereto, 2 & 3 Annæ, c. 9. §. 21.' *by which ſeveral of theſe Duties are made perpetual.*
"ſitions on Sope, *&c.* granted by 2 W. & M. ſſ. 2. c. 4. to continue only to 1706. Treaſury may
"proceed in finiſhing the Accounts of the Treaſurers of the Navy and Ordnance, *&c.* Monies in the
"Hands of the Paymaſter of the Army how to be applied. Treaſury may compound with Perſons owing
"Money for Cuſtoms, Exciſe, *&c.* and on Payment of Compoſition, diſcharge the Remainder; and
"particularly with *Nathaniel Molyneux.* Commiſſioners for the Army Accounts to certify the Pay-
"maſter-General, ſuch Sums as are due to any Troops, *&c.* in the late Army. Paymaſter on Certificate
"to iſſue out Debentures, *&c.* Perſons receiving ſuch Debentures to give Security, *&c.* A Clauſe in
"12 & 13 W. 3. c. 1. concerning Allowance for clothing the Troops, explained. Allowance of 5 *l.*
"*per Cent.* Intereſt on Arrears due to Officers and Clothiers, and for Tranſport Service, *&c.* Debts re-
"maining unſatisfied ſhall be made good, *&c.* with Intereſt, *&c.* EXP.

CAP. XIV.

An Act for enabling her Majeſty to appoint Commiſſioners to treat for an Union between the Kingdoms of *England* and *Scotland.* Commiſſioners appointed by the Queen may treat with Commiſſioners of *Scotland* concerning an Union of both Realms. Nothing treated of to be of force till confirmed by Parliament. EXP. 12 & 13 W. 3. c. 1. 13 & 14 W. 3. c. 2.

CAP.

CAP. XV.

An Act to aſcertain the Water Meaſure of Fruit.

'WHEREAS Apples and Pears are frequently ſold by Meaſure, commonly called *Water Meaſure*, 'the Contents whereof are very uncertain, and not aſcertained by Law: And whereas the Un-'tainty thereof occaſions many frivolous and vexatious Suits between the Buyer and the Seller:' Be it therefore enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the Meaſure, commonly called *Water Meaſure*, ſhall be round, and in Diameter eighteen Inches and an Half within the Hoop, and eight Inches deep, and no more, and ſo in Proportion for any greater or leſſer Meaſure; and that every Meaſure, commonly called *Water Meaſure*, by which Apples and Pears are ſold, ſhall be heaped as uſually; and that whoſoever ſhall ſell or buy any Apples or Pears by or with any other Meaſure, ſhall forfeit for every ſuch Offence ten Shillings, one Half to the Informer, and the other Half to the Poor of the Pariſh where ſuch Offence ſhall be committed, being thereof lawfully convicted by the Oath of one ſufficient Witneſs before any Juſtice of the Peace, Mayor, or other Head Officer of the County, City, or Town Corporate, where the ſaid Offence ſhall be committed, who by virtue of this Act ſhall have Power to adminiſter an Oath in that Behalf, which ſaid Sum of ten Shillings ſhall be levied by Warrant from the ſaid Juſtice of the Peace, Mayor, or other Head Officer, by the Petty Conſtable of the ſame Pariſh, of the Goods and Chattels of ſuch Offenders, by way of Diſtreſs and Sale of the Offender's Goods, rendring to the Offender or Offenders the Overplus.

Water Meaſure deſcribed.
Fruit ſold by Water Meaſure ſhall be heaped.
Penalty.

II. Provided, That this Act, or any thing therein contained, ſhall not extend to any Meaſures ſealed and allowed by the Maſters, Wardens, Aſſiſtants and Commonalty of the Freemen of the Art or Myſtery of the Fruiterers of the City of *London*, to be uſed in the meaſuring of Fruit ſold by them in the ſaid City, and Liberties thereof, or within three Miles Diſtance from the ſame City.

Not to extend to ſealed Meaſures allowed by the Fruiterers Company of London.

CAP. XVI.

An Act for the enlarging and encouraging the *Greenland* Trade.

'WHEREAS by an Act made in the fourth and fifth Years of the Reign of their late Majeſties 'King WILLIAM and Queen MARY, for encouraging the *Greenland* Fiſhery, a Company was 'thereby incorporated, giving Liberty to the ſaid Company, excluſive to the reſt of their Majeſties Sub-'jects, it is thereby enacted, That it ſhall and may be lawful for the ſaid Company thereby eſtabliſhed, 'and for all and every the Ships and Veſſels belonging to or imployed by the ſaid Company, and truly be-'longing to *England*, *Wales*, or the Town of *Berwick* upon *Tweed*, and whereof the Maſters ſhall be '*Engliſh* Men, and inhabiting within the Places aforeſaid, and for no other Ship or Veſſel whatſoever, 'from and after the firſt Day of *May* in the Year of our Lord one thouſand ſix hundred ninety-three, and 'until the firſt Day of *October* which ſhall be in the Year of our Lord one thouſand ſeven hundred and 'ſeven, imployed for the catching of Whales in the *Greeland* Seas, and other the Seas and Places afore-'ſaid, during ſuch their Voyages, to be navigated with one Third of the Mariners *Engliſh* at the leaſt, and 'yet to pay no further or other Cuſtom for the Oil, Blubber, or Fins caught and imported in ſuch Ships 'or Veſſels, than if ſuch Ships or Veſſels had been navigated with three Fourths of the Mariners *Engliſh*; 'any Law, Statute or Uſage to the contrary notwithſtanding: Provided always, and it is thereby further 'enacted by the Authority aforeſaid, That no *Engliſh* Ship or other Veſſel belonging to *England*, *Wales*, 'or the Town of *Berwick* upon *Tweed*, and which ſhall belong to, and be imployed by the ſaid Company 'in the catching of Whales in the *Greenland* Seas, and other the Seas and Places aforeſaid, ſhall enjoy 'any Benefit or Privilege by this Act, unleſs ſuch Ship or Veſſel did proceed on her Voyage for *Green-'land*, and thoſe Seas, or for other the Seas and Places aforeſaid, from *England* or *Wales*, or the Town 'of *Berwick* upon *Tweed*, and was victualled for the ſaid Voyage in ſome of thoſe Places, to be atteſted 'by the Collector of the Port where the ſame Ship or Veſſel was victualled: Notwithſtanding which, the 'ſaid Company have of late wholly neglected and loſt that Trade to this Nation:' And therefore, for the enlarging and encouraging the *Greenland* Trade, and for the better Improvement of the ſame for the Good of *England*, may it pleaſe your Majeſty that it may be enacted; and be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the firſt Day of *May* which ſhall be in the Year of our Lord one thouſand ſeven hundred and two, it ſhall and may be lawful for any of her Majeſty's Subjects whatſoever, that will adventure to *Greenland* for fiſhing of Whales, to have and enjoy all the Privileges that were granted to the ſaid Company by the aforeſaid Act, and ſhall not pay any further or other Duty, than if they had been of the ſaid *Greenland* Company; any Law or Statute to the contrary notwithſtanding.

4 & 5 W. & M. c. 17.
5 Geo. 2. c. 28.
6 Geo. 2. c. 33.
13 Geo. 2. c. 28.
22 Geo. 2. c. 45.

25 Car. 2. c. 7. Britiſh Subjects may trade to Greenland, &c.
'By 10 Geo. 1. c. 16. & 12 Geo. 1. c. 26. §. 7. Britiſh Subjects fiſhing in Greenland or in Davis's Streights, may import Whale-Fins, Oil, and Blubber, Cuſtom free.'

II. And be it further enacted by the Authority aforeſaid, That no Harpooner, or other Foreigners that are permitted by the ſaid Act for carrying on the ſaid Fiſhery, ſhall be impreſſed for her Majeſty's Service.

No Harpooner, &c. to be impreſſed.
See farther 28 Geo. 2. c. 20.

CAP. XVII.

An Act for continuing and amending the Act made in the ninth Year of his late Majeſty's Reign, intituled, *An Act for the ſettling and adjuſting the Proportions of fine Silver and Silk, and for the better making of*

9 & 10 W. 3. c. 39. 15 Geo. 2. c. 20.

of Gold and Silver Thread, and to prevent the Abuſes of Wire-drawers. In Silver gilt uſed by the Wire-drawers, Quantity of fine Gold to a Pound of Silver. No gilt Wire to be coloured with Verdigreece, *&c.* Six Ounces of Plate to cover four Ounces of Silk, *&c.* How Gold and Silver Plate ſhall be ſpun. All Metals inferior to Silver ſhall be ſpun on Thread, *&c.* No Gold or Silver Thread, *&c.* to be imported. Act to continue ſeven Years. Penalty on ſelling Gold or Silver Orice Lace mixt, *&c.* or ſelling by any other Weight than *Troy* Weight; or making Goods contrary to this Act, *&c.* EXP.

CAP. XVIII.

An Act to explain and alter the Act made in the two and twentieth Year of King HENRY the Eighth, concerning repairing and amending of Bridges in the Highways: And for repealing an Act made in the twenty-third Year of Queen ELIZABETH, for the re-edifying of *Cardiffe* Bridge in the County of *Glamorgan:* And alſo for changing the Day of Election of the Wardens and Aſſiſtants of *Rocheſter* Bridge.

22 H. 8. c. 5. concerning the amending of Bridges,

'WHEREAS by an Act of Parliament in the two and twentieth Year of the Reign of King HENRY the Eighth, intituled, *An Act concerning repairing and amending of Bridges in the High-ways*, it is amongſt other Things therein enacted, That in every Caſe where it cannot be known and proved what Perſons, Lands, Tenements, and Bodies Politick ought to make and repair ſuch Bridges, that for ſpeedy Reformation and Amending of ſuch Bridges, the Juſtices of the Peace within their ſeveral Counties, Shires, Ridings and Diviſions, Cities and Towns Corporate, or any four of them, whereof one to be of the *Quorum*, ſhall within the Limits of their ſeveral Commiſſions call before them the Conſtables of every Town and Pariſh, or elſe two of the moſt honeſt Inhabitants of every Town and Pariſh, and with the Aſſent of the ſaid Conſtables or Inhabitants, ſhall tax and ſet every Inhabitant in ſuch City, Town, and Pariſh, to ſuch reaſonable Aid, and Sums of Money, as they ſhall think by their Diſcretions convenient for the repairing of ſuch Bridges, and after ſuch Taxation made, ſhall cauſe the Names and Sums of every particular Perſon ſo by them taxed, to be written in a Roll indented, one Part whereof is to be delivered under the Hands and Seals of the ſaid Juſtices, to two Collectors appointed by the ſaid Juſtices for every Hundred, who are thereby impowered to collect the ſame; which Method and Manner of taxing and collecting the ſaid Money for Repair of decayed Bridges, and the Highways thereunto adjoining, having by long Experience been found very troubleſome, burthenſome, and chargeable to the ſeveral Counties, Cities, Towns Corporate, Ridings and Diviſions: And whereas in many Places within this Kingdom, more Money than is neceſſary for the Repair of ſuch Bridges hath been taxed and collected, or the Money which hath been ſo taxed and collected hath been miſimployed, and not laid out in the Repair of ſuch Bridges as was intended:' For Remedy of all which Miſchiefs and Inconveniences for the future, may it pleaſe your moſt Excellent Majeſty that it may be enacted; and be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That all and every the Clauſes, Matters and Things in the ſaid Act of the two and twentieth Year of the Reign of the ſaid King HENRY the Eighth, not hereby altered, ſhall be and continue in full Force and Virtue, to all Intents, Conſtructions and Purpoſes whatſoever, relating to the repairing of decayed Bridges, and the Highways thereunto adjoining.

further continued.

II. And be it further enacted by the Authority aforeſaid, That for the more eaſy taxing and collecting of the Money for the Repair of decayed Bridges, and that the ſame may be duly applied to the Purpoſes for which it is intended, the Juſtices of the Peace, within the ſeveral Limits of their Commiſſions, ſhall, at their General or Quarter-Seſſions of the Peace, from and after the firſt Day of *May*, which ſhall be in the Year of our Lord one thouſand ſeven hundred and two, have full Power and Authority, upon due Preſentment to them made, that any Bridge within their reſpective Commiſſions or Authorities is out of Repair, and which by them hath uſually, or ought to have been repaired and maintained, to aſſeſs upon every Town, Pariſh or Place within their reſpective Commiſſions, in Proportions upon each reſpective Town and Pariſh, as they uſually have been aſſeſſed towards the Repair of Bridges; which Money ſo aſſeſſed as aforeſaid, ſhall be levied and collected by the reſpective Conſtables of each Pariſh, Townſhip, Hamlet or Vill, or by ſuch other Perſon and Perſons, and in ſuch Manner, as the ſaid Juſtices by their Order at ſuch Seſſions, ſhall in that Behalf direct and appoint, and the Money thereby raiſed ſhall (by ſuch Conſtables or other Perſons, ſo as aforeſaid by them collected) be paid over by them to the High Conſtables of every Hundred, in any ſuch County, City, Riding, or Diviſion, in ſix Days after they ſhall have received the ſame, and the High Conſtables ſhall and are hereby required, in ten Days after their Receipt, to pay the ſame into the Hands of ſuch Perſon and Perſons as the ſaid Juſtices, by their Order, at ſuch Seſſions ſhall direct and appoint to be Treaſurers and Receivers of the ſame, and the Money thereby raiſed ſhall be imployed and accounted for according to the Orders and Directions of the ſaid Juſtices, for and towards the Amending of ſuch decayed Bridges, and the Highways at the End of the ſaid Bridges, from Time to Time, as Need ſhall require; and the ſaid Aſſeſſments ſhall be levied by Diſtreſs and Sale of the Goods of every Perſon ſo aſſeſſed, not paying the ſame within ten Days after Demand, rendring the Overplus of the Value of the Goods ſo diſtrained to the Owner and Owners thereof, the neceſſary Charges of making and ſelling ſuch Diſtreſs being firſt deducted.

For collecting Money for Repair of decayed Bridges, Juſtices of Peace may aſſeſs every Town, &c. in Proportion.

Aſſeſſments how to be levied, &c.

Treaſurers to be appointed, and Monies how imployed.

On Nonpayment to be levied by Diſtreſs.

III. And to the End that the Money which is hereby intended to be aſſeſſed and levied, may be duly collected, paid and applied to the ſeveral Purpoſes for which it is intended, be it further enacted by the Authority aforeſaid, That every High Conſtable, Churchwarden, Overſeer of the Poor, or Petty Conſtable, or other Perſon that ſhall neglect to aſſeſs, collect or pay the Money hereby intended to be raiſed, as is herein before directed, ſhall for every ſuch Offence forfeit the Sum of forty Shillings; and every Treaſurer that ſhall pay any Money but by Order of ſuch Juſtices of the Peace, at ſuch Seſſions (which Order the ſaid Juſtices are hereby required and commanded to make only for the building, repairing, or amending ſuch Bridges, and the Highways at the End of ſuch Bridges as aforeſaid) ſhall for every ſuch Offence forfeit the Sum of five Pounds.

Penalty on Conſtable, &c.

'IV. And whereas upon Preſentments, and Indictments for not repairing ſuch Bridges, and the Highways at the End of ſuch Bridges, the Fines impoſed and ſet upon ſuch Preſentments and Indictments, and other Fines and Iſſues for not repairing, building and amending ſuch Bridges, and the Highways at the End of ſuch Bridges, are returned into the Court of *Exchequer*, or other Courts;' Be it therefore further enacted by the Authority aforeſaid, That no Fine, Iſſue, Penalty or Forfeiture, ſhall hereafter be returned into the Court of *Exchequer*, or other Court, but ſhall be levied and paid into the Hands of the Treaſurer or Treaſurers, ſo as aforeſaid appointed by the ſaid Juſtices, to be accounted for by the ſaid Treaſurer, and to be applied by the ſaid Juſtices towards the building, repairing or amending ſuch Bridges, and the Highways at the End of ſuch Bridges, and to no other End or Purpoſe whatſoever.

Fines, &c. to be paid to the Treaſurer.

V. And be it enacted by the Authority aforeſaid, That all Matters concerning the repairing and amending of the Bridges and Highways herein before mentioned, ſhall be determined in the County where they lie, and not elſewhere; and that no Preſentment or Indictment for not repairing ſuch Bridges, or the Highways at the End of ſuch Bridges, ſhall be removed by *Certiorari* out of the ſaid County into any other Court.

Matters concerning Repair of Bridges, &c. where to be determined.

VI. And be it further enacted by the Authority aforeſaid, That the ſaid Juſtices of the Peace at ſuch General Quarter-Seſſions as aforeſaid, ſhall have full Power and Authority to allow ſuch Perſons concerned in the Execution of this preſent Act, any Sum not exceeding three Pence in the Pound.

Juſtices to allow 3 d. in the Pound, &c.

VII. And be it further enacted by the Authurity aforeſaid, That if any Action or Suit ſhall be hereafter commenced or proſecuted againſt any Perſon or Perſons by this Act authorized to put the ſame in Execution, every Perſon or Perſons ſo ſued may plead the General Iſſue, and give this Act, or the ſaid recited Act made in the two and twentieth Year of the Reign of King HENRY the Eighth, and the ſpecial Matter, in Evidence; and if the Plaintiff ſhall become nonſuit, or forbear further Proſecution, or ſuffer Diſcontinuance, or if a Verdict paſs againſt him or her, the ſaid Defendant and Defendants ſhall recover his and their double Coſts, for which he and they ſhall have the like Remedy, as in Caſes where Coſts by Law are given to Defendants.

General Iſſue.

Double Coſts.

VIII. Provided always, That this Act nor any Thing therein contained ſhall excuſe or diſcharge any particular Perſons, Eſtates, or Places from repairing any Bridge, which they have heretofore uſually repaired.

Perſons and Things exempted.

IX. And be it further enacted by the Authority aforeſaid, That all the Penalties and Forfeitures incurred by this Act ſhall be applied towards the repairing the ſaid Bridges, and Highways at the Ends of the ſame.

Penalties how to be levied.

'X. And whereas great Inconveniencies have been occaſioned by the uncertain Meaning of an Act made in the twenty third of Queen ELIZABETH, intituled, *An Act for the re-edifying of* Cardiffe *Bridge in the County of* Glamorgan;' Be it therefore enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, That the Act aforeſaid be from henceforth repealed, and the ſame is hereby declared to be repealed, to all Intents and Purpoſes whatſoever.

23 Eliz. c. 11. repealed.

'XI. And whereas the Town of *Cardiffe* in the ſaid County was, before the ſaid Act of Queen ELIZABETH, obliged to pay and diſcharge the whole Expence for the Repair of the ſaid Bridge, but in Regard of the Poverty of the ſaid Town, five Parts of the ſaid Expence was by the ſaid Act directed to be raiſed on the County, and the ſixth Part only on the ſaid Town of *Cardiffe*: And whereas the Poverty of the ſaid Town is ſince much increaſed, by reaſon of the great Decay of Trade in the ſaid Town;' Be it therefore further enacted by the Authority aforeſaid, for a more effectual Proviſion for the Time to come, That the Bridge aforeſaid, commonly called *Cardiffe Bridge*, ſhall from henceforth be reputed and adjudged to be a common and a publick Bridge, to be repaired from Time to Time by the County of *Glamorgan*; and that the Juſtices of the Peace for the Time being for the County of *Glamorgan* ſhall have full Power and Authority, from Time to Time, as Occaſion ſhall require, at their General Quarter-Seſſions, to make Orders, and execute the ſame, as well within the Town of *Cardiffe*, as elſewhere within the County of *Glamorgan*, touching the rebuilding and repairing of the Bridge aforeſaid, and Wears thereto adjoining or belonging, in the ſame Manner as any the Juſtices of any other County have, or may have, concerning other common and publick Bridges, by this or any other Law whatſoever.

Cardiffe Bridge deemed a common Bridge: How it ſhall be repaired.

XII. Provided nevertheleſs, That nothing herein contained ſhall be conſtrued or extend to make void or annul any Order heretofore made touching the Repair of the Bridge and Wears aforeſaid.

Orders heretofore made not to be annulled.

'XIII. And whereas many private Perſons, or Bodies Politick or Corporate, are of Right obliged to repair ſuch decayed Bridges, and the Highways thereunto adjoining, but becauſe the Inhabitants of the County, Riding, or Diviſion, in which ſuch decayed Bridge or Highways lie, have not been allowed, upon Informations or Indictments brought againſt ſuch Perſon or Perſons, Bodies Politick or Corporate, for

'for not repairing such decayed Bridges, and the Highways thereunto adjoining, by the Judges before 'whom such Information or Indictment is to be tried, to be legal Witnesses;' Be it enacted and declared, That in all Informations or Indictments to be brought and tried in any of her Majesty's Courts of Record at *Westminster*, or at the Assizes or Quarter-Sessions of the Peace, the Evidence of the Inhabitants, being credible Persons, or any of them, of the Town, Corporation, County, Riding, or Division, in which such decayed Bridge or Highway lies, shall be taken and admitted in all such Cases, in the Courts aforesaid; any Custom, Rule, Order, or Usage to the contrary notwithstanding.

Evidence of Inhabitants to be taken in Informations.

'XIV. And whereas by an Act of Parliament made in the eighteenth Year of the Reign of Queen 'Elizabeth, of blessed Memory, intituled, *An Act for the perpetual Maintenance of* Rochester *Bridge*, it 'is amongst other Things enacted and appointed, That the Election of the Wardens and Assistants of 'the said Bridge should be made on the Morrow after the General Quarter-Sessions of the Peace holden 'for the County of *Kent*, next after the Feast of *Easter*: And whereas the said Time of the Election, ap-'pointed by the said Act, hath been found to be very inconvenient, in respect of the Uncertainty of the 'ending of the said Sessions, whereby the Inhabitants of the Parishes, and others that are to attend the 'said Election, have been put to great Expence and Trouble;' Be it therefore enacted, That all and every the future and succeeding Wardens and Assistants of the said Bridge shall be yearly chosen, at the usual Place of such Election, at or upon one certain Day yearly (that is to say) *Friday* in the Week next following the Week of *Easter* yearly: And that all and every the Wardens and Assistants respectively, so to be elected upon *Friday* in the Week next following the Week of *Easter*, shall successively have, use, exercise, and enjoy the same Power, Authority, Capacity, and Privileges respectively, as any former or other Wardens or Assistants of the said Bridge respectively have had, used, exercised and enjoyed; and that all other due Requisites, Matters, Circumstances, and Things hereafter used and observed, in and about the Election of the said Wardens and Assistants respectively, shall be used, performed and observed; and that all and every the Inhabitants and Housholders of any Parish or Parishes, and all and every other Person and Persons, who by reason of any Law, Statute, Usage or Custom, have used, or ought to be present, and give their Attendance at the Elections of the Wardens and Assistants of the said Bridge, shall be present, and give the like Attendance, and do and perform all other Things in and about the Election of all and every future Wardens and Assistants of the said Bridge, upon every *Friday* in the Week next following the Week of *Easter* yearly, as they have heretofore used, done and performed, upon the Morrow after the General Quarter-Sessions of the Peace next after the Feast of *Easter*.

18 Eliz. c. 17.

Wardens, &c. of Rochester Bridge to be chosen annually on Friday after Easter Week, and enjoy the same Power.

Farther Provisions concerning Highways and Bridges, 14 *Geo.* 2. *c.* 33. 15 *Geo.* 2. *c.* 2. 16 *Geo.* 2. *c.* 29. 21 *Geo.* 2. *c.* 28. 24 *Geo.* 2. *c.* 43. 26 *Geo.* 2. *c.* 28 & 30. 28 *Geo.* 2. *c.* 17. 29 *Geo.* 2. *c.* 40. 30 *Geo.* 2. *c.* 28. 31 *Geo.* 2. *c.* 20 & 34.

CAP. XIX.

An Act for the rebuilding and repairing the Piers of the Town and Port of *Whitby* in the County of *York*. Duties to be paid. For Coals shipped at *Newcastle*, &c. 1 *q. per* Chaldron, and landed in *Whitby* Haven, 6 *d. per* Chaldron. Salt 2 *s. per* Weigh. Malt, &c. 4 *d. per* Quarter. Foreign Goods imported. Butter 1 *d. per* Firkin. Dried Fish, &c. 1 *d. per* Score. Barrelled Fish, 3 *d. per* Barrel. *English* Ship entring Port, 12 *d.* Top 4 *d.* Foreign Ship 2 *s.* Top 4 *d.* Collector to have 6 *d.* in the Pound. Trustees once a Year to make up an Account, &c. Lord of the Manor, &c. may examine the same. Trustees may contract for repairing the Piers, &c. And engage the Profits of the Duties for Monies borrowed, &c. After 6,000 *l.* is raised, &c. the 1 *q. per* Chaldron to cease. Trustees Account to be laid before the Justices, &c. On Death of Trustees, Survivors to elect a new one. Penalty on throwing Ballast, &c. into the Harbour. Coal Ships belonging to *Great Yarmouth* exempted from Duty, on Certificate and Oath, &c.

EXP. 7 Geo. 1. stat. 1. c. 16. 'Revived by 8 Geo. 2. c. 10.'

CAP. XX.

An Act for making the River *Derwent*, in the County of *York*, navigable. Undertakers for making the River *Derwent* navigable, from *Scarborough* Mills to *New Malton*, &c. may make new Cuts, &c. and set out Towing-paths, satisfying Owners of Lands for Damages, &c. Persons declining Commissioners Mediation, Sheriff of *York* to impanel a Jury, who may view the Place in Question, and on Oath may inquire and assess Damages. Commissioners to give Judgment thereupon, which shall be binding, &c. On Payment, &c. Undertakers may act, &c. Commissioners not to act where concerned. In case of Death, &c. of Commissioners, Survivors may appoint others, having 150 *l. per Annum*, or 3,000 *l.* Rates on Goods, &c. to be paid. On Non-payment, Goods, &c. may be stopt. Watermen may set up Winches. Master of Boat or Vessel, answerable for Damages, &c. Commissioners to survey the River, &c. Undertakers to bear the whole Charge of cleansing, &c. Undertakers to satisfy Owners of Mills, &c. for Damages. In case the Course or Stream of the River be raised, Undertakers to raise the Banks proportionably, &c. Marsh Lands most in danger of being drowned, &c. Undertakers to give Security for maintining the Rents thereof.

PR.

CAP. XXI.

An Act for preventing Frauds in the Duties upon Salt, and for the better Payment of Debentures at the Custom-house.

FOR Prevention of evil Practices frequently made use of in defrauding her Majesty of her Duties upon Salt, be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That all and every Person and Persons, being a Maker of Salt, or a Refiner of Rock Salt, or being a Proprietor of any Salt Works or Salt Pits, shall, on or before the four and

5 *W. & M. c.* 7. Makers, &c. of Salt shall enter the Number, &c. of their Salt Pits and Pans, &c.

twentieth Day of *June* one thouſand ſeven hundred and two, make a true and particular Entry in Writing under his and their reſpective Hands, at the next Salt Office to their reſpective Pits, Works, or Places of Habitation, of the Number and Situation of his and their reſpective Salt Pits and Salt Works, and of the Number of Pans in each Salt Work, and of the Number and Situation of every Storehouſe, Warehouſe, and other Place, by him or them made uſe of, for the making, refining, or keeping of Salt or Rock Salt, on Pain of forfeiting the Sum of forty Pounds; and all and every Maker of Salt, Refiner of Rock Salt, and Proprietor of any Salt Works or Salt Pits, who, after the ſaid four and twentieth Day of *June* one thouſand ſeven hundred and two, ſhall erect, ſet up, or make uſe of any Salt Work, Salt Pit, Salt Pan, Storehouſe, Warehouſe, or other Place, for the making, laying, refining, or keeping of Salt or Rock Salt, without giving Notice thereof at the next Salt Office, ſhall forfeit and loſe for every Salt Work, Salt Pit, Salt Pan, Storehouſe, Warehouſe, or other Place ſo erected, ſet up, or made uſe of, without ſuch Notice as aforeſaid, the Sum of forty Pounds.

Penalty.

Penalty on erecting Salt Works, &c. without Notice given.

II. And be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful for the ſeveral Officers for the ſaid Duties, to enter into all and every the Works, Warehouſes, Storehouſes, and other Places made uſe of by any Maker, Refiner, or Importer of Salt, or Proprietor of Rock Salt, for the better looking after the ſaid Duties, and preventing Frauds therein; and if any Salt Maker, Importer of Salt, or any Refiner or Proprietor of Rock Salt, after the ſaid four and twentieth Day of *June*, ſhall, upon due Requeſt or Demand made by the Officers for the ſaid Duties, in the Day-time, or in the Night in the Preſence of a Conſtable or other lawful Officer of the Peace, refuſe to permit ſuch Officer to enter and come into his or their Works, Warehouſes, Storehouſes, or other Place by him or them made uſe of for making, laying, refining, or keeping of Salt, ſuch Maker and Importer of Salt, and the Refiner or Proprietor of Rock Salt, reſpectively, ſhall forfeit and loſe for every ſuch Offence the Sum of forty Pounds.

Officer may enter into Salt Work, &c.

Penalty on Refuſal.

'III. And whereas great Quantities of Salt are frequently found in the Cuſtody or Poſſeſſion of ſeveral 'Perſons who live near the Salt Works or Sea Coaſts, which Salt is not duly entred, nor any Duties paid 'for the ſame, and if diſcovered by the Officers for the ſaid Duties, the Perſons in whoſe Cuſtody or Poſ-'ſeſſion the ſame is found, pretend that the ſame doth not belong to them, ſo that the Penalties by Law 'impoſed on the Perſons that landed ſuch Salt, or removed the ſame from the Salt Work, without Entry 'or Payment of Duties, cannot be inflicted on ſuch Offenders:' For Remedy whereof be it enacted by the Authority aforeſaid, That every Perſon in whoſe Cuſtody or Poſſeſſion any Salt ſhall be ſo found, which hath not been duly entred, and the Duties thereof paid, or ſecured to be paid, ſhall, in caſe the ſame be foreign Salt, be liable to the ſame Penalties and Forfeitures, as if ſuch Perſon had landed the ſame without Entry or Payment of Duties, or giving Security for the ſame; or in caſe the ſame ſhall be *Engliſh* Salt, then to be liable to ſuch Penalties and Forfeitures, as if ſuch Perſon had removed ſuch Salt from the Salt Works, without Entry, or paying or ſecuring the Duties thereof, and without any Ticket or Licence obtained for removing the ſame, unleſs the Perſon or Perſons, in whoſe Cuſtody or Poſſeſſion ſuch Salt ſhall be found, ſhall make it appear, upon the Trial or Hearing of the Information for ſuch Offence, that he bought ſuch foreign or *Engliſh* Salt of a Maker, Retailer, or Importer of Salt, and of whom he ſo bought the ſame.

Penalty on Salt found, and not entred, or Duty paid.

'IV. And whereas ſeveral Perſons, eſpecially Salt Carriers, do frequently carry Salt from the Salt 'Works and Storehouſes of the Makers of Salt, without Entry or Payment of Duties, or giving Security 'for the ſame; and when they find themſelves purſued by the Officers for the ſaid Duties, with Force 'obſtruct and hinder the Officers from making Seizures thereof, and frequently beat and abuſe them, 'whereby they are very much diſcouraged in Performance of their Duties; and ſometimes the ſaid Per-'ſons ſcatter the ſaid Salt on the Ground, or caſt the ſame into Water, to prevent the Seizure thereof; 'and the ſaid Offenders being for the moſt part very poor, are not able to pay the Penalties by Law im-'poſed on them for ſuch Offences, and ſometimes before ſuch Penalties can be adjudged againſt them, 'make their Eſcapes to remote Parts, and cannot be found:' For Remedy thereof be it enacted by the Authority aforeſaid, That if any Salt Carrier, or other Perſon or Perſons whatſoever, ſhall, from and after the ſaid four and twentieth Day of *June*, remove or convey any Salt from any Salt Works, or Place thereunto belonging, without due Entry of the ſame, and Payment of the Duties thereof, or giving Security for ſuch Duties, or without Warrant, Ticket, or Licence for carrying or removing the ſame, that then and in every ſuch Caſe, it ſhall be lawful for the Officers for the ſaid Duties, not only to ſeize the Salt ſo removed, but alſo to apprehend the ſaid Offender or Offenders, and carry him, her and them before one of her Majeſty's Juſtices of the Peace of the County or Place where the Offence ſhall be committed: And in caſe the ſaid Offence ſhall be proved before the ſaid Juſtice of the Peace, and the Offender or Offenders ſhall not forthwith pay down the Penalties by the Laws relating to the ſaid Duties impoſed on ſuch Offender or Offenders, for the Offence ſo proved on ſuch Offender or Offenders, and no ſufficient Diſtreſs can be found whereupon to levy the ſame, it ſhall be lawful for the ſaid Juſtice of the Peace to commit ſuch Offender or Offenders to the Houſe of Correction, there to be whipt and kept to hard Labour, for any Time not exceeding one Month: And if any Perſon or Perſons ſhall obſtruct or hinder any Officer or Officers for the ſaid Duties in the Execution of his or their Offices, or the Powers given them by this Act, or any other Law relating to the ſaid Duties, or ſhall beat or abuſe the ſaid Officers, or any of them, in the Execution of his or their Offices, ſuch Perſon and Perſons ſhall for every ſuch Offence forfeit and loſe the Sum of twenty Pounds; and for Nonpayment thereof, and in Default of Diſtreſs whereby to levy the ſame, it ſhall and may be lawful for any of her Majeſty's Juſtices of the Peace, upon due Proof of ſuch Offence, to commit ſuch Offender or Offenders to the Houſe of Correction, there to be whipt and kept to hard Labour, for any Time not exceeding one Month.

Salt Carriers removing Salt before Entry, &c. Officer may ſeize the ſame, &c.

on Nonpayment of the Penalties, &c. to be impriſoned.

Penalty on Perſon hindring or abuſing Officer.

'V. And whereas ſeveral Perſons do make uſe of Brine taken out of Brine Pits or Brine Pans, for curing or pickling of Fleſh and Fiſh, or for preſerving of other Proviſions, without boiling the ſame into Salt, and alſo of Rock Salt or Salt Rock, without refining the ſame into White Salt, whereby her Majeſty's Duties on Salt are much prejudiced:' For Prevention thereof be it enacted by the Authority aforeſaid, That from and after the ſaid four and twentieth Day of *June* one thouſand ſeven hundred and two, no Perſon or Perſons whatſoever ſhall make uſe of any ſuch Brine before the ſame is boiled into Salt, or of any Rock Salt or Salt Rock, before the ſame is refined into White Salt, for the pickling or curing of Fleſh or Fiſh, or for the preſerving of any Proviſions; upon Pain of forfeiting the Sum of forty Shillings for every Gallon of ſuch Brine or Pound of Rock Salt or Salt Rock ſo made uſe of, contrary to the true Intent and Meaning of this Act, and ſo in Proportion for a greater or leſſer Quantity.

Penalty on Perſon uſing Brine for curing and pickling of Fleſh or Fiſh, &c.

'The like Penalty on Perſons carrying Brine from the Pits, except Proprietors of Pans, &c. 5 Geo. 1. c. 18. §. 17.'

'VI. And whereas her Majeſty is very much defrauded of her Duties upon foreign Salt, by the different and uncertain meaſuring of the ſame, upon the Importation and Exportation thereof:' For Remedy thereof be it enacted by the Authority aforeſaid, That from and after the ſaid four and twentieth Day of *June* eighty-four Pounds Weight of foreign Salt ſhall be deemed and taken to be a Buſhel of foreign Salt, both upon the Importation and Exportation thereof; any thing herein, or in any former Law to the contrary in any wiſe notwithſtanding.

84 Pounds Weight deemed a Buſhel of foreign Salt.

'VII. And whereas the Importers of foreign Salt do bring the ſame in Veſſels on the ſeveral Coaſts of this Kingdom, and Dominion of *Wales*, and lie hovering off the ſaid Coaſts, and will not bring the ſame in Port, or land the ſaid Salt, until they can get an Opportunity of running ſuch Salt without Entry or Payment of Duties; and in many Caſes where they do bring the ſame into Port, yet continue ſuch Salt in Port on board their Veſſels, and refuſe to enter or land the ſame, and in the Night-time, or Abſence of the Officers from on board ſuch Veſſels, privately run the ſaid Salt on Shore, without Entry or Payment of Duties, or giving Security for the ſame:' For Prevention thereof, be it further enacted by the Authority aforeſaid, That from and after the ſaid four and twentieth Day of *June*, where any Ship or Veſſel laden with Salt ſhall be found hovering on the Coaſts of *England* or *Wales*, not directly proceeding on her Voyage to ſome Port, it ſhall and may be lawful to and for the Officers of the Cuſtoms, or the Officers for the ſaid Duty on Salt, to go on board ſuch Veſſels, and compel the ſame to come into Port, and to continue on board ſuch Ships or Veſſels until the Salt ſhall be unladen, or the ſaid Ship or Veſſel ſhall depart from the ſaid Port, on her intended Voyage, to ſome other Place; and if the Perſons on board ſuch Ship or Veſſel, or any other Ship or Veſſel importing Salt, ſhall neglect or refuſe to enter or unlade ſuch Salt, for the Space of twenty Days after the ſame is come into Port, or within that Time to depart and proceed regularly on their Voyage to ſome other Place, unleſs permitted by the Chief Officer of the Cuſtoms for that Port to make a longer Stay, then and in ſuch Caſe, all the Salt on board ſuch Ship or Veſſel ſhall be forfeited, and double the Value thereof, to be recovered of the Maſter of ſuch Ship or Veſſel, or the Perſon commanding the ſame in that Voyage.

Officer may compel Ship laden with Salt, and hovering on the Coaſt, to come into Port, &c. and on Refuſal may enter, &c. Salt forfeited, &c.

VIII. Provided always, and be it enacted by the Authority aforeſaid, That from and after the ſaid four and twentieth Day of *June* no foreign Salt ſhall be imported from Parts beyond the Seas, in any Ship or Veſſel of leſs Burthen than twenty Tuns, and in Bulk only (except for the neceſſary Proviſions of the Ships) upon Pain of forfeiting the ſaid Salt, and double the Value thereof, to be recovered of the Perſon importing the ſame.

No foreign Salt to be imported in any Veſſel leſs than 20 Tuns. Exception. Penalty.

IX. And be it further enacted by the Authority aforeſaid, That from and after the ſaid four and twentieth Day of *June*, ſixty-five Pounds Weight of Rock Salt ſhall be deemed and taken to be a Buſhel of Rock Salt; any Thing in the ſaid former Acts contained to the contrary thereof in any wiſe notwithſtanding.

65 Pounds Weight of Rock Salt deemed a Buſhel.

X. And it is hereby alſo enacted, That from and after the ſaid four and twentieth Day of *June*, no Rock Salt whatſoever ſhall be refined or made into White Salt in any Place or Places whatſoever, within the Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed* (except ſuch Places as are or ſhall be within ten Miles Diſtance of the reſpective Pit or Pits from whence ſuch Rock Salt ſhall be taken, or at ſuch Places as upon or before the tenth Day of *May* one thouſand ſeven hundred and two ſhall have been uſed for the refining of Rock Salt) under the Pain of forty Shillings for every Buſhel of Rock Salt that ſhall be melted or refined in any Houſe, Place or Places, not by this Act allowed for that Purpoſe, and ſo in Proportion for a greater or leſſer Quantity.

No Rock Salt to be refined but within 10 Miles of the Pit.

'Lawn March provided for by 2 & 3 Annæ, c. 14 §. 20. and by 6 Annæ, c. 12. §. 2.

Farther Proviſions 5 Annæ, c. 29. §. 16. 8 Geo. 2. c. 12. §. 2.'

'XI. And whereas by the ſeveral Acts for laying Duties upon Salt, any Perſon exporting Salt to Parts beyond the Seas, is intitled to a Drawback of the whole Duty of the Salt ſo exported; and it is found by Experience, that many Exporters of Salt and Rock Salt, after they have obtained the ſaid Drawback, or a Debenture for the ſame, do privately reland ſuch Salt or Rock Salt in *England* or *Wales*, without paying the Duties thereof upon ſuch Relanding:' For Prevention thereof, be it enacted by the Authority aforeſaid, That from and after the ſaid four and twentieth Day of *June* no Debenture ſhall be made or granted, or Drawback allowed to be paid, for or upon Account of the Exportation of any Salt or Rock Salt for *Ireland*, until the Exporter of the ſaid Salt or Rock Salt ſhall produce, to the Officer appointed to make ſuch Debenture, a Certificate under the Hand of the Collector of the Cuſtoms of the Port in *Ireland*, where ſuch Salt or Rock Salt ſhall be landed, or the Perſon executing his Office, of the particular Quantity of Salt or Rock Salt actually landed, to be computed after the Rate of fifty-ſix Pounds Weight to the Buſhel, in caſe the ſame ſhall be *Engliſh* White Salt, and after the Rate of ſixty-five Pounds to the Buſhel, in caſe the ſame ſhall be *Engliſh* Rock Salt, and after the Rate of eighty-four Pounds to the Buſhel, in caſe the ſame ſhall be foreign Salt; which Salt and Rock Salt is hereby directed and

No Drawback allowed on Exportation of Salt, without Certificate of the Quantity landed, &c.

'By 4 Annæ, c. 12. §. 11. a Drawback is to be allowed for Salt loſt, &c.'

Collectors to weigh such Salt, and make Certificate gratis, &c.

and required to be weighed by the said Collectors or Persons executing their respective Offices, and the said Certificate to be made *gratis* and without Delay. And it is hereby enacted, That no Drawback shall be allowed or paid for more Salt or Rock Salt, of the Quantity exported in such Vessel, than what shall appear by such Certificate to have been actually landed in *Ireland*.

If Salt Ship be drove into Port by Stress of Weather, &c.

XII. And be it further enacted by the Authority aforesaid, That if any Ship or Vessel laden with Salt exported, to be carried to Parts beyond the Seas, shall, from and after the said four and twentieth Day of *June*, by Stress of Weather or otherwise, be drove or come into any Port, Creek, Harbour or other Place within the Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, it shall and may be lawful to and for the Officer of Excise on Salt for such Place, appointed or to be appointed for that Purpose by the Commissioners of Excise, to enter or come on board such Ship or Vessel, and there to continue and be, till the said Ship or Vessel shall unlade her Cargo, or return to Sea to go her intended Voyage, under the Penalty of twenty Pounds, to be recovered of the Master of such Ship or Vessel, who shall refuse such Officer so to come and continue on board as aforesaid. And if the said Master, or any other Person, shall unlade or put on Shore any Part of the said Salt, before due Entry or Repayment of the Duty, as by the Statutes in that Behalf made is provided, that then, and in every such Case, not only the said Salt so unladen, but also the whole Cargo of Salt in such Ship or Vessel remaining, shall be forfeited and lost.

Officer may come on board, &c.

Penalty on refusing to admit him.

If Salt be put on Shore before Entry, &c. Cargo forfeited.

Salt shipped to be transported, &c.

XIII. And be it further enacted by the Authority aforesaid, That where any Salt, as well foreign as *English*, shall be laid on board any Ship or Vessel, either to be transported to Parts beyond the Seas, or carried Coastwise, to be relanded in *England*, *Wales*, or *Berwick*, the Officer of the Customs of the Port where the said Salt shall be laden on board any such Ship or Vessel, shall in the Cocquets made out and delivered for such Ship or Vessel (which Cocquet shall be also signed by the Officer in the said Port appointed by the Commissioners of Excise for the Duty on Salt, and given without Fee or Delay) express the particular Quantity of Salt so laden on board: And in case such Ship or Vessel shall come into any Port, Creek, Harbour or Place in *England*, *Wales*, or *Berwick*, it shall be lawful for the Officers of the Customs, or other Officers for the said Duties, to go on board any such Ship or Vessel, and demand a Sight of such Cocquet, and in case he or they shall have just Cause to suspect that there is not so much Salt on board as the Quantity expressed in such Cocquet, and shall make Affidavit thereof before the Collector or Customer of the said Port, or Person executing their or either of their Offices, to weigh all the Salt remaining on board; and in case, upon such weighing, there shall appear not to be so much Salt on board as the Quantity expressed in such Cocquet, making reasonable Allowance for the Waste of the said Salt since its Exportation, and making also Allowance (for Salt going Coastwise) of Salt delivered at another Port, and indorsed in the Salt Permit, going with the said Vessel, as delivered at such Port, then and in such Case the said Salt so remaining on board shall be forfeited and lost.

Officers to express in the Cocquet the Quantity thereof, &c.

'Further Provisions relating hereto, 5 Geo. 1. c. 18. §. 25.'

Penalty.

'XIV. And for Prevention of Frauds frequently practised in curing Fish at Sea with Salt, which hath 'not, or shall not have been entred, nor the Duties thereof paid, or secured to be paid, according to the 'Directions of the former Laws, or with Salt exported from *England* or *Wales*, the Duties whereof shall 'have been repaid upon such Exportation, or Debentures obtained, in order to the drawing back of the 'same;' Be it further enacted by the Authority aforesaid, That from and after the nine and twentieth Day of *September* one thousand seven hundred and two, no Fish, for which Allowances are by Law given upon Exportation, shall be imported, brought in, or landed within the Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, unless the Owner or Proprietor of such Fish, or the Master of the Vessel, shall make Oath before the Officer for the said Duties, in the Port or Place where such Fish shall be imported, brought in, or landed, (who shall administer the same without Fee or Charge) That all the Salt wherewith the said Fish was cured, was laden or put on board from some Port of *England*, *Wales*, or *Berwick*, and that no Drawback or Allowance, or Debenture for the same, hath to his Knowledge or Belief been had or obtained, or is intended to be had or obtained, upon the Exportation or carrying out of the said Salt, or any Part thereof; upon Pain of forfeiting such Fish that shall be imported, brought in or landed, contrary to the Intent or Meaning hereof, and double the Value thereof, to be recovered of the Importer or Proprietor thereof.

No Fish, &c. shall be imported, but what was cured with Salt for which Duty is paid, and no Drawback allowed, &c.

Penalty.

'XV. And whereas the Officers appointed by the Commissioners of Excise to take Care of the Duties 'on imported Salt, and to prevent Frauds in the undue obtaining Debentures for Drawbacks, and Allowances out of the said Duties, are not, by any of the Laws relating to the said Duties, sufficiently 'impowered to go on board Ships and Vessels for that Purpose, although the Duties on Salt are under 'the Management of the said Commissioners and their Officers;' Be it therefore enacted by the Authority aforesaid, That from henceforth it shall and may be lawful to and for the Officers appointed by the Commissioners of Excise for the said Duties on Salt, from Time to Time, to go on board all Ships importing or exporting any Salt or Fish, and to continue on board such Ships, to take an Account of such Salt and Fish, and see the same weighed, landed or exported; and if any Person or Persons shall obstruct or hinder any of the said Officers in Performance of their Duties aforesaid, then, and in every such Case, the Person offending therein shall forfeit the Sum of twenty Pounds.

Officers for the Salt Duties may go on board all Ships exporting Salt, &c.

Penalty on Persons obstructing.

'XVI. And whereas her Majesty's Duties on Salt are much lessened by the Exportation of great Quan- 'tities of Fish, in Regard the Exporters thereof, after the same are carried out of Port, and Allowances, 'or Debentures for Allowances out of the Duties on Salt, had or obtained on such Exportation, do fre- 'quently bring back such Fish into Port, and re-export the same, and obtain a second or more Allow- 'ances for the very same Fish:' For Remedy thereof be it enacted by the Authority aforesaid, That from and after the said four and twentieth Day of *June* one thousand seven hundred and two, it shall and may be lawful for the Officers for the said Duties on Salt, in the several and respective Ports of the Kingdom of

of *England*, Dominion of *Wales*, and Town of *Berwick* upon *Tweed*, upon the Exportation of any Codfiſh, Ling, or Hake, and before the ſame ſhall be laid on board for Exportation, to cut off Part of the Tail of every ſuch Codfiſh, Ling, or Hake, before the ſame ſhall be ſo exported, to the Intent it may be known that ſuch Codfiſh, Ling, or Hake hath been ſo exported, and Allowances obtained on Exportation thereof, in caſe the ſame ſhall be relanded or re-imported; and alſo, that it ſhall be lawful upon the Exportation of any Pilchards, Scads, White Herrings, Red Herrings, Salmon, or dried Red Sprats, and before the ſame ſhall be laid on board for Exportation, to mark any Caſk, Barrel, or other Veſſel, wherein any ſuch Pilchards, Scads, White Herrings, Red Herrings, Salmon, or dried Red Sprats, ſhall be exported, to the Intent it may be known that ſuch Pilchards, Scads, White Herrings, Red Herrings, Salmon, or dried Red Sprats, have been exported, and Allowances obtained on Exportation of the ſame, in caſe the ſame, or any of them, ſhall be relanded or re-imported.

On Exportation of Codfiſh, Ling, &c. Officer may cut off Part of the Tail, &c. and mark Caſks of Pilchards, Scads, &c.

XVII. And be it further enacted by the Authority aforeſaid, That in caſe any Codfiſh, Ling, or Hake, or any Pilchards, Scads, White Herrings, Red Herrings, Salmon, or dried Red Sprats, ſhall after the ſame ſhall be exported, be fraudulently relanded in *England*, or *Wales*, the Town of *Berwick* upon *Tweed*, or re-imported, all the ſaid Fiſh, ſo relanded or re-imported, ſhall be forfeited and loſt, and double the Value thereof, to be recovered of the Importer or Proprietor thereof.

Codfiſh &c. exported and fraudulently relanded, forfeited, &c.

XVIII. And be it further enacted by the Authority aforeſaid, That no Salt-maker, or Dealer in Salt, ſhall act as a Juſtice of the Peace in any Matter or Thing relating to the Duties on Salt, or any Offence committed againſt the Laws relating to the ſame; and in caſe there ſhall not be a ſufficient Number of Juſtices of the Peace in any Corporation (that are not Makers or Dealers in Salt) ſufficient to hear and determine the Offences relating to the ſaid Duties, then and in ſuch Caſe, the Juſtices of the Peace of the County next adjoining to ſuch Corporation ſhall have hereby Power and Authority, from Time to Time, to hear and determine all Offences, Matters, and Things, relating to the ſaid Duties on Salt, in the ſame Manner as if they were Juſtices of the Peace for ſuch Corporation reſpectively; any Law, Statute, or Proviſion to the contrary thereof in any wiſe notwithſtanding.

Salt Maker not to act as Juſtice of Peace in Caſes relating to the Duties on Salt, &c.

XIX. And be it further enacted by the Authority aforeſaid, That the ſeveral Penalties and Forfeitures, hereby given and impoſed, ſhall be recovered and levied by the ſame Ways, Means, and Methods, as any Penalties and Forfeitures can or may be recovered and levied by any of the Laws of the Exciſe, or by Action of Debt, Bill, Plaint, or Information, in any of her Majeſty's Courts of Record at *Weſtminſter*, wherein no Eſſoin, Protection, or Wager of Law ſhall be allowed, nor any more than one Imparlance: And that the ſaid Penalties and Forfeitures ſhall be diſtributed in Manner following *(viz.)* One Moiety thereof to her Majeſty, her Heirs and Succeſſors, and the other Moiety to him or them that will ſue or inform for the ſame.

Penalties and Forfeitures how to be recovered, and diſtributed.

'XX. And whereas the Allowances given by the ſeveral Acts relating to the Duties on Salt, upon 'the Exportation of Codfiſh, Ling, and Hake, therein mentioned, do much exceed the Duty of the Salt 'uſually imployed in the curing the ſame, ſo that many Perſons for the Sake of the ſaid Allowances 'only, do export ſuch Fiſh not duly cured, and Fiſh of very ſmall Size, not having a due Quantity 'of Salt made uſe of in curing the ſame, which is not only a Prejudice to her Majeſty in her ſaid Duties 'on Salt, but alſo a great Diſparagement to the Trade of *Engliſh* Fiſh in foreign Markets;' Be it therefore enacted by the Authority aforeſaid, That in lieu of the ſeveral Allowances given out of the ſaid Duties on Salt, by the Acts relating to the ſame, upon the Exportation of any Codfiſh, Ling, or Hake, there ſhall be allowed and paid the ſeveral and reſpective Sums herein after mentioned, for the ſeveral and reſpective Sorts of Codfiſh, Ling, or Hake, herein after mentioned, which ſhall be exported from any Port or Place in *England*, *Wales*, or Town of *Berwick* upon *Tweed*, from and after the ſaid four and twentieth Day of *June*; that is to ſay,

Allowances on Exportation of Codfiſh, Ling, &c.

XXI. For every hundred of Codfiſh, Ling, and Hake (other than and except dried Cod, Ling, or Hake, commonly called *Haberdines)* which ſhall contain in Length four and twenty Inches and upwards, from the Bone in the Fin to the third Joint in the Tail of ſuch Fiſh, the Sum of fifty Shillings, and ſo in Proportion for a greater or leſſer Quantity.

For Codfiſh, &c. 24 Inches long, 50s. per hundred;

XXII. For every hundred of Codfiſh, Ling, or Hake (other than and except dried Cod, Ling, or Hake, commonly called *Haberdines)* which ſhall be of the Length of eighteen Inches, or more, and under the Size of four and twenty Inches, from the Bone of the Fin to the third Joint in the Tail of ſuch Fiſh, the Sum of five and twenty Shillings, and ſo in Proportion for a greater or leſſer Quantity.

of 18 Inches, 25s. per hundred.

XXIII. For every hundred of dried Codfiſh, Ling, or Hake, commonly called *Haberdines*, one Moiety of the Allowance given by this Act for other Codfiſh, Ling, and Hake, of the ſame Dimenſions; upon Debentures, to be prepared according to the Directions of the ſeveral Acts relating to the ſaid Duties, and doing and performing ſuch other Matters and Things, as by the ſaid former Acts, and this preſent Act, are required and preſcribed, in order to the obtaining ſuch Allowances.

For Haberdines, one Moiety, &c.

XXIV. Provided always, and it is hereby further enacted by the Authority aforeſaid, That in caſe any of the ſaid Duties upon Salt ſhall ceaſe, determine, or be redeemed by Parliament, then, and in any of the ſaid Caſes, the ſaid Allowances upon Exportation of Codfiſh, Ling, or Hake, hereby ſettled, ſhall be leſſened in Proportion to the Duties on Salt that ſhall ſo ceaſe determine, or be redeemed.

In caſe Salt Duties ceaſe, Allowances to be leſſened, &c.

XXV. And it is hereby declared and enacted, That no allowance ſhall be paid out of the ſaid Duties on Salt, for or on Account of the Exportation of any Fiſh, that are or ſhall not be well cured, or ſhall be unmerchantable, nor for any Conger.

No Allowance to be made for Fiſh not well cured, &c. nor for Conger.

XXVI. And

Queen may appoint particular Commiſſioners for Salt.

XXVI. And be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for her Majeſty (if ſhe pleaſes) from Time to Time to conſtitute and appoint particular Commiſſioners, ſeparate and apart from the Commiſſioners and Governors of the Receipt of Exciſe, for the Receipt, Management and Government of the ſaid Duties on Salt, during her Majeſty's Pleaſure; and upon her Majeſty's conſtituting and appointing ſuch particular Commiſſioners for the ſaid Duties on Salt, and during ſuch Time only as her Majeſty ſhall from Time to Time think fit to continue the ſame under the Receipt and Management of ſuch particular Commiſſioners, all and every the Powers and Authorities given by this Act, and by the ſeveral Acts relating to the ſaid Duties on Salt, or any of them, to the Commiſſioners and Governors of the Receipt of Exciſe, and the Collectors and other Officers for the ſaid Duties under them, ſhall be and are hereby veſted and transferred to ſuch particular Commiſſioners as her Majeſty ſhall ſo from Time to Time conſtitute and appoint, for the Receipt, Government and Management of the ſaid Duties on Salt; and the Collectors and Officers to be, from Time to Time, appointed by ſuch particular Commiſſioners, or the major Part of them reſpectively, and all and every the Powers, Authorities, Rules, Directions, Methods, Clauſes, Matters and Things, which in and by the ſaid Acts, relating to the ſaid Duties upon Salt, are directed to be exerciſed, practiſed, applied, uſed, and put in Execution by the ſaid Commiſſioners and Governors of the Receipt of Exciſe, and their Officers under them reſpectively, with relation to the ſaid Duties on Salt, or any Penalties, Forfeitures, Frauds or Offences againſt the ſaid Acts, or any of them, relating to the ſame, ſhall, during ſuch Time as her Majeſty ſhall pleaſe to continue the ſaid Duties on Salt under the Receipt and Management of ſuch particular Commiſſioners, be exerciſed, practiſed, applied, uſed, and put in Execution by ſuch particular Commiſſioners, and the Officers under them reſpectively for the time being.

Officers to take Security for Salt entered to be exported.

XXVII. Provided always, and be it enacted by the Authority aforeſaid, That where any Salt or Rock Salt ſhall be entred according to the former Laws relating to the ſaid Duties on Salt, and the ſame ſhall be intended to be exported to Parts beyond the Seas, then and in ſuch Caſe the Officers for the ſaid Duties on Salt ſhall be and are hereby authorized and impowered to take ſufficient Security from the Merchant or Merchants that intend to export ſuch Salt or Rock Salt, for the due Payment of the Duties thereof, without inſiſting, that the original Proprietor of ſuch Salt or Rock Salt be bound in ſuch Security.

9 & 10 W. 3. c. 6.

'XXVIII. And whereas notwithſtanding the Act of Parliament for obliging all Perſons to ſell Salt 'by Weight, the ſame is not obſerved, by reaſon the Perſons that buy the ſame refuſe to buy the ſame of 'the Proprietors otherwiſe than by Meaſure, to the great Prejudice of the ſaid Proprietors:' For Remedy

No Perſon to buy Salt but by Weight. Penalty.

whereof be it enacted by the Authority aforeſaid, That from and after the ſaid four and twentieth Day of *June* no Perſon ſhall buy any Salt otherwiſe than by Weight, and not by Meaſure, under the Penalty of ten Shillings for every Buſhel of Salt which ſhall be bought contrary to the true Meaning hereof, and ſo in Proportion for a greater or leſſer Quantity, to be paid by the Perſon or Perſons ſo buying the ſame, to be recovered and diſtributed, as any the Penalties by this Act inflicted are hereby directed to be recovered and diſtributed.

'XXIX. And whereas the Salt Proprietors having a Liberty to pay the Duty in ready Money, or give 'Security to pay the ſame, in nine Months for the Rock, and in ſix Months for other Salt, tends only to 'the Benefit of the richer Sort of Proprietors, but is deſtructive to the Salt Trade in general, through the 'Difficulties attending ſuch as have not ready Money, thereby cauſing ſeveral Bonds to be ſued, when by 'a due Encouragement to ſuch, as well as other Proprietors, it might in a great meaſure be prevented, 'and the Duty ſooner paid;' Be it therefore enacted by the Authority aforeſaid, That all and every

Perſons paying Duty in 28 Days after Security given, to have a Diſcount, &c.

Perſon and Perſons who ſhall give ſuch Security as aforeſaid, ſhall have Liberty, at any Time within twenty-eight Days after giving the ſame, to pay the Duty thereby ſecured, and on Payment thereof ſhall have and receive a Diſcount after the Rate of ten Pounds *per Centum per Annum*, for the Remainder of the Time for which ſuch Security ſhall be given.

'XXX. And whereas ſeveral Fiſhermen who uſed the North Sea Fiſhery, did in the Year one thouſand 'ſeven hundred ſhip ſeveral Quantities of Salt at *North* and *South Shields* near *Newcaſtle* upon *Tine*, giving 'Bonds for the Duties thereof, and then exported the ſaid Salt to the North Seas, where they ſpent it in 'curing and ſalting of Fiſh caught in thoſe Seas, believing that upon Affidavit of ſhipping off the ſaid 'Salt, and its not being relanded in *England* or *Wales*, they might be intitled to a Drawback of the 'Duties which ſome other Fiſhermen in the like Caſe had obtained, as if ſuch Salt had been actually ex-'ported to Parts beyond the Seas; and upon bringing home their ſaid Fiſh, ſold the ſame to ſeveral Re-'tailers at Home Markets, at a low Price accordingly: Now, foraſmuch as ſuch Fiſhermen might be igno-'rant that they were liable to pay the ſaid Duties, notwithſtanding ſuch Salt was ſpent in curing of Fiſh, 'and they not being enabled by the Price thereof to pay the ſame, a Proſecution upon ſuch their Bonds 'would ruin them and their Families:' For Prevention whereof, upon due Proof to be made before the Commiſſioners for the Exciſe or Salt Duties, that ſuch Salt ſo ſhipped off was by them ſpent in curing and ſalting of Fiſh caught in the North Seas, that the ſaid Fiſh was afterwards ſold to Retailers at Home Markets, at a low Price, and that no Drawback or Allowance has been already made or paid by the ſaid Commiſſioners for the Exciſe or Salt Duties; Be it enacted by the Authority aforeſaid, That all ſuch Bonds as were ſo given at *North* and *South Shields* near *Newcaſtle*, for the Duties of ſuch Salt ſo expended as aforeſaid, and for which no Drawback or Allowance has already been made upon Exportation thereof, ſhall be, and the ſame are hereby made and declared void, and of none Effect: And the Commiſſioners

Bonds given by Fiſhermen who uſed the North Sea Fiſhery, Anno 1700, &c. made void.

Commiſſioners to cancel the ſame, and Proſecutions to ceaſe.

Farther Proviſions concerning Salt, 2 & 3 *Ann.* c. 14. 4 *Ann.* c. 12. 5 *Ann.* c. 29. 6 *Ann.* c. 12. 9 *Ann.* c. 23. 12 *Ann. ſt.* 2. c. 2. 5 *Geo.* 1. c. 18. 8 *Geo.* 1. c. 4 & 16. 11 *Geo.* 1. c. 30. 3 *Geo.* 2. c. 20. 5 *Geo.* 2. c. 6. 8 *Geo.* 2. c. 12. 14 *Geo.* 2. c. 22. 26 *Geo.* 2. c. 3 & 32.

for

for the Exciſe or Salt Duties for the time being are hereby impowered and directed to cancel or deliver up the ſame to the reſpective Perſons therein concerned, who ſhall deſire ſuch Bonds, or any of them; and that all Proſecutions at Law upon the ſaid Bonds do ceaſe and determine.

'XXXI. And whereas divers Frauds have been committed in curing and packing of Pilchards, by 'which Means a great Diſrepute is brought on the ſaid Commodity beyond the Seas, which tends as well 'to the great Diſhonour of the *Engliſh* Nation, as to the Deſtruction of their Trade:' For Remedy whereof be it enacted by the Authority aforeſaid, That from and after the ſaid four and twentieth Day of *June*, no Perſon or Perſons do preſume to cure or pack Pilchards for Sale, unleſs he or they be Owner or Owners, or Part Owners of ſome Seyn or Seyns, or of Drift-net or Drift-nets, or have the Conſent of ſuch Owners in Writing, and that on each Cask or Hogſhead of Pilchards, the Word *Seyn* or *Drift* (according to the Manner of their being taken) ſhall be burnt with an Iron in ſome viſible Part thereof, together with the Name and Surname of the Owner or Owners of the ſame, as alſo the Number of Pilchards contained in each Cask or Hogſhead, under the Penalty of the Forfeiture of double the Value of the ſaid Fiſh for every ſuch Offence, to be recovered and diſpoſed as other Penalties by this Act are to be recovered and diſpoſed. Pilchards.

'XXXII. And whereas by an Act made in the ſixth Year of the Reign of his late Majeſty King 'WILLIAM the Third, ſeveral additional Duties upon Coffee, Tea, Chocolate and Spices were granted 'to his ſaid late Majeſty, from the firſt Day of *May* one thouſand ſix hundred ninety-five to the ſecond 'Day of *May* one thouſand ſix hundred ninety-eight; and it was thereby enacted, That two Thirds of 'the ſaid Duties of ſuch of the ſaid Goods as ſhould be exported within the Times by the ſaid Act limited, 'ſhould be repaid to the Exporter thereof; which ſaid Duties were afterwards con inued to the firſt of '*May* one thouſand ſeven hundred and one, and afterwards further continued to the firſt of *May* one 'thouſand ſeven hundred and ſix: And whereas by another Act made in the eleventh Year of his ſaid 'late Majeſty's Reign, an additional Duty of Fifteen *per Centum* was granted to his ſaid late Majeſty, 'upon all Wrought Silks, Bengals and Stuffs, made or mixed with Silk or Herba, of the Manufacture 'of *Perſia*, *China*, or the *Eaſt Indies*, and upon all Callicoes painted, dyed, printed or ſtained there, as alſo 'upon all Muſlins, from the five and twentieth of *March* one thouſand ſeven hundred to the thirtieth of '*September* one thouſand ſeven hundred and one; and it was thereby further enacted, That the ſaid Duty 'upon ſuch of the ſaid Goods, as ſhould be exported within twelve Months after the Importation thereof, 'ſhould be repaid, or that the Security given for the ſame ſhould be vacated; which ſaid Duty of Fifteen 'per Centum on Muſlins is by another Act continued to the thirtieth Day of *September* one thouſand ſeven 'hundred and ſix: And whereas alſo by another Act made in the eighth Year of his ſaid late Majeſty's 'Reign, there was granted to his ſaid late Majeſty an additional Subſidy of Tunnage and Poundage, 'and other Duties therein mentioned, upon certain Goods and Merchandizes, from the firſt of *May* one 'thouſand ſix hundred ninety-ſeven to the firſt Day of *February* one thouſand ſix hundred ninety-nine; 'and by the ſaid Act it is further enacted, That the ſaid Subſidy, and other Duties upon ſuch of the ſaid 'Goods, as ſhould be again exported within the Time limited by the ſaid Act, ſhall be repaid to the Ex-'porter thereof; which ſaid Subſidy and other Duties were afterwards continued, during his ſaid late 'Majeſty's Life, and are by an Act of this preſent Parliament granted to her preſent Majeſty, during her 'Majeſty's Life (which God long preſerve). And whereas ſeveral of the ſaid Commodities were im-'ported, and the Duties thereof paid upon ſuch of the ſaid Acts as are expired, and the ſame Commodi-'ties have been ſince exported, and the Exporters thereof are become intitled to a Drawback of the ſaid 'Duties, or ſome Part thereof, according to the Proviſions made in the ſaid reſpective Acts for that Pur-'poſe: But in regard the ſaid Duties have been paid into the Exchequer, and from thence iſſued to the 'Purpoſes for which they were by the ſaid reſpective Acts appropriated, there doth not remain ſufficient 'of the ſaid Duties for the Payment of the ſaid Drawbacks; and there being no expreſs Proviſion made 'in the ſeveral Acts, whereby the ſaid Duties are reſpectively continued, ſome Doubt hath ariſen, whe-'ther the Duties which have or ſhall accrue ſince the Continuation of the ſame, ſhall be liable to the 'Payment of the ſaid Drawbacks of the ſaid Duties upon the ſaid expired Acts; and thereby the ſaid 'Exporters are kept out of their Money, and the Trade in the ſaid Commodities very much diſcouraged:' For Remedy whereof be it enacted and declared by the Authority aforeſaid, That the Debentures for the ſaid Drawbacks of the Duties which were paid upon the ſaid Acts expired as aforeſaid, ſhall be ſatisfied out of the Monies ariſing by the ſaid reſpective Acts now in Force for the Duties continued as aforeſaid; that is to ſay, The Debentures which ſhould have been paid out of the ſaid additional Duties upon Coffee, Tea, Chocolate and Spices, determined as aforeſaid, ſhall be paid out of the ſaid preſent Duties continued as aforeſaid upon the ſame Commodities: And the ſaid Debentures which ought to have been ſatisfied out of the ſaid expired Duties of Fifteen *per Centum*, ſhall be paid out of the ſaid preſent Duty of Fifteen *per Centum* upon Muſlins; and ſuch of the ſaid Debentures as ought to have been ſatisfied out of the ſaid additional Subſidy of Tunnage and Poundage expired as aforeſaid, ſhall be paid out of the ſaid preſent Duty of Tunnage and Poundage now payable to her preſent Majeſty.

6 W. 3. c. 7.

11 W. 3. c. 3.

12 & 13 W. 3. c. 11.

8 W. 3. c. 24.

1 Annæ, ſtat. 1. c. 7.

Debentures for the Drawbacks due on the aforeſaid expired Acts, ſhall be ſatisfied out of the Monies ariſing by the aforeſaid Acts continued.

CAP. XXII.

An Act to declare the Alterations in the Oath appointed to be taken by the Act, intituled, *An Act for the further Security of his Majesty's Person, and the Succession of the Crown in the Protestant Line, and for extinguishing the Hopes of the pretended Prince of* Wales, *and all other Pretenders, and their open and secret Abettors*, and for declaring the Association to be determined.

'WHEREAS by the Demise of his late Majesty King WILLIAM the Third, and the Accession of her present Majesty Queen ANNE, to the Imperial Crown and Dignity of these Realms, the Form of an Oath contained in an Act made in the thirteenth Year of the Reign of his said late Majesty, intituled, *An Act for the further Security of his Majesty's Person, and the Succession of the Crown in the Protestant Line, and for the extinguishing the Hopes of the pretended Prince of* Wales, *and all other Pretenders, and their open and secret Abettors*, is now become necessary to be altered;' Be it therefore declared and enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the twentieth Day of *April* one thousand seven hundred and two, the Oath in the said recited Act mentioned, be administred in such Manner and Form as is herein after set down and prescribed (that is to say)

13 W. 3. c. 6.

Oath in the Act 13 W. 3. to be administred as here set down, viz.

'I *A. B.* do truly and sincerely acknowledge, profess, testify and declare, in my Conscience before God and the World, That our Sovereign Lady Queen ANNE, is lawful and rightful Queen of this Realm, and of all other her Majesty's Dominions and Countries thereunto belonging. And I do solemnly and sincerely declare, That I do believe in my Conscience, that the Person pretended to be Prince of *Wales*, during the Life of the late King JAMES, and since his Decease pretending to be and taking upon himself the Stile and Title of King of *England*, by the Name of JAMES the Third, hath not any Right or Title whatsoever to the Crown of this Realm, or any other the Dominions thereto belonging: And I do renounce, refuse, and abjure any Allegiance or Obedience to him. And I do swear, That I will bear Faith and true Allegiance to her Majesty Queen ANNE, and her will defend to the utmost of my Power, against all traiterous Conspiracies and Attempts whatsoever, which shall be made against her Person, Crown, or Dignity. And I will do my best Endeavour to disclose and make known to her Majesty and her Successors all Treasons and traiterous Conspiracies, which I shall know to be against her or any of them. And I do faithfully promise, to the utmost of my Power, to support, maintain and defend the Limitation and Succession of the Crown, against him the said JAMES, and all other Persons whatsoever, as the same is and stands limited (by an Act intituled, *An Act declaring the Rights and Liberties of the Subject, and settling the Succession of the Crown*) to her present Majesty and the Heirs of her Body, being Protestants: And as the same by one other Act intituled, *An Act for the further Limitation of the Crown, and better securing the Rights and Liberties of the Subject*, is and stands limited after the Decease of her Majesty, and for Default of Issue of her Majesty, to the Princess SOPHIA, Electoress and Duchess Dowager of *Hanover*, and the Heirs of her Body, being Protestants. And all these Things I do plainly and sincerely acknowledge and swear, according to these express Words by me spoken, and according to the plain and common Sense and Understanding of the same Words, without any Equivocation, mental Evasion, or secret Reservation whatsoever. And I do make this Recognition, Acknowledgment, Abjuration, Renunciation and Promise, heartily, willingly and truly, upon the true Faith of a Christian.'

So help me God.

' Altered by 5 Annæ, c. 8. Article 22. and by 6 Ann. c. 7. §. 20. and c. 21.'

1 W. & M. ff. 2. c. 2.

12 & 13 W. 3. c. 2.

Oath to be taken in the Form prescribed.

II. And that all and every Person and Persons, who are enjoined or required to administer, take or subscribe the Oath in the said recited Act mentioned, shall administer, take and subscribe the same, according to the Form herein set down and prescribed; any Thing in the said recited Act to the contrary thereof in any wise notwithstanding.

7 W. 3. c. 27.

'III. And whereas by an Act made in the seventh Year of the Reign of his said late Majesty King WILLIAM the Third, intituled, *An Act for the better Security of his Majesty's Royal Person and Government*, it is recited, That for the better Preservation of his said Majesty's Royal Person and Government, great Numbers of his Majesty's good Subjects had entred into and subscribed an Association in the Words contained in the said Act, which Association is by the same Act required to be subscribed in such Manner, and by such Officers and Persons, and under such Forfeitures, Penalties, Incapacities, and Disabilities, for the Neglect or Refusal to subscribe the same, as in the said Act is mentioned and contained: And whereas since the Death of the late King JAMES, and by the Demise of his said late Majesty King WILLIAM the Third, the subscribing the said Association is not necessary to be any longer continued, such Part thereof as relates to the Support and Defence of the Succession to the Crown therein mentioned, being more fully provided for by the said recited Oath;' Be it enacted and declared by the Authority aforesaid, That so much of the said recited Act of the seventh Year of his said late Majesty King WILLIAM the Third, as relates to the said Association therein contained, or the requiring any Officers or other Persons in the said Act mentioned, to subscribe the same, or for the enacting any Forfeitures, Penalties, Incapacities, or Disabilities, upon any Person for the Neglect or Refusal to subscribe the same, or that requires any Court or Courts to tender the said Association, or to register the

Association made void.

Subscription

Subſcription thereof, and all and every the Clauſe or Clauſes in the ſaid Act, or any other ſubſequent Act or Acts contained, relating to the ſaid Aſſociation, be and are hereby declared to be void and of no Effect, to all Intents and Purpoſes whatſoever.

Peers and Members who have taken the Oath not obliged to take the ſame again, during this Parliament.

IV. Provided always, and be it enacted and declared, That ſuch Members of the Houſe of Peers, and alſo ſuch Members of the Houſe of Commons, who have taken and ſubſcribed the Oath in the ſaid firſt recited Act contained, according to the Form agreed upon in each Houſe reſpectively, ſhall not be obliged again to take or ſubſcribe the Oath according to the Form declared by this Act, during the Continuance of this preſent Parliament, for or in reſpect of their being Members of either Houſe reſpectively, nor in reſpect of any Commiſſion, Office or Place of Truſt, Fee, Salary or Wages, which ſuch Member did hold and enjoy at the Time of the taking and ſubſcribing the ſaid Oath.

1 W. & M. ſſ. 1. c. 8. 25 Car. 2. c. 2.

V. And be it further enacted by the Authority aforeſaid, That all and every Perſon or Perſons, who in her Majeſty's High Court of *Chancery*, or in her Court commonly called the *King's Bench*, or the Quarter-Seſſions, may or are, or ſhall be obliged to take the Oaths mentioned in an Act of Parliament, made in the firſt Year of the Reign of the late King WILLIAM and Queen MARY, intituled, *An Act for abrogating of the Oaths of Supremacy and Allegiance, and appointiag other Oaths*, and to make and ſubſcribe the Declaration mentioned in an Act of Parliament made in the five and twentieth Year of the Reign of the late King CHARLES the Second, intituled, *An Act for preventing Dangers which may happen from Popiſh Recuſants*, may for ever hereafter, at their Elections, take the ſaid Oaths, and make and ſubſcribe the ſaid Declaration, and deliver the Certificates of receiving the Sacrament of the Lord's Supper, and make Proof of the Truth thereof, which ſhall be enquired of and put upon Record, according to the ſaid laſt mentioned Act, in her Majeſty's Court of *Common Pleas*, or in her Court of *Exchequer* at *Weſtminſter*, in ſuch Manner, and at ſuch Times, as by the ſaid Acts, or either of them, they are obliged; or may take the ſaid Oaths, and make and ſubſcribe the ſaid Declaration, and deliver and prove ſuch Certificates, to be enquired of, and put upon Record in the ſaid Court of *Chancery*, or Court of *King's Bench*; and ſuch taking the Oaths, making and ſubſcribing the ſaid Declaration, and delivering of ſuch Certificates, proving the Truth thereof, inquiring of, and putting upon Record, in the ſaid Court of *Common Pleas*, and Court of *Exchequer*, ſhall be as effectual to all Intents and Purpoſes, as if the ſame had been taken, made and delivered, inquired of, proved, and put upon Record in the ſaid Court of *Chancery*, or in the ſaid Court of *King's Bench*; and the Juſtices of the ſaid Court of *Common Pleas*, and Barons of the ſaid Court of *Exchequer*, are hereby authorized and required reſpectively to adminiſter the ſaid Oaths, and do all other Things, as the Courts of *Chancery* and *King's Bench* were by the ſaid Statutes, or either of them, authorized and required to do, or may do by virtue thereof.

Perſons may take the Oaths in the Common Pleas or Exchequer Courts, &c. which ſhall be as effectual as if taken in the Courts of Chancery or King's Bench, &c.

Names of Perſons taking the Oaths to be inroll'd, &c.

VI. And it is hereby further enacted by the Authority aforeſaid, That the Names of all Perſons and Officers aforeſaid, that do or ſhall take the Oaths aforeſaid, in the Court of *Common Pleas* or Court of *Exchequer*, ſhall be enrolled in the ſaid Courts where the ſame ſhall be taken reſpectively, with the Day and Time of their taking the ſame, in Rolls made and kept only for that Intent and Purpoſe, and for no other; the which Rolls, as for the Court of *Common Pleas*, ſhall be publickly hung up in the Office of the chief Prothonotary of the ſaid Court; and the Roll for the *Exchequer*, in the Office of the Queen's Remembrancer of the ſaid Court, and there remain during the whole Term, every Term, for every one to reſort to, and to look upon, without Fee or Reward; and likewiſe none of the Perſons aforeſaid ſhall give or pay any Fee or Reward to any Officer or Officers belonging to either of the ſaid Courts of *Common Pleas* or *Exchequer*, above the Sum of twelve Pence, for his or their Entry of his or their taking of the ſaid Oaths.

and not to pay above 12 d. for taking the ſame.

In what Time and where Perſons are to take the Oath.

VII. And be it further enacted by the Authority aforeſaid, That all and every the Perſon and Perſons, who by this Act, or the ſaid former Act made this preſent Parliament, are to take and ſubſcribe the Oath therein or herein appointed to be taken, within three Months after he or they ſhall be admitted into or enter upon any Preferments, Benefices, Offices, or Places, or come into any Capacity, or take upon him or them any ſuch Practice, Imployment, or Buſineſs, in the ſaid former Act mentioned, may in the next Term, or at the next Quarter-Seſſions of the County, City, or Place where he or they ſhall reſide, after he or they ſhall be admitted into, or enter upon any ſuch Preferment, Benefice, Office, or Place, or come into any ſuch Capacity, or take upon him or them ſuch Practice, Imployment, or Buſineſs as aforeſaid (though it be after the Expiration of the ſaid three Months) take and ſubſcribe the ſaid Oath, in any of the ſaid four Courts of *Weſtminſter*, or Quarter-Seſſions, which ſhall be as good and effectual to all Intents and Purpoſes, as if taken and ſubſcribed within the ſaid three Months: But nevertheleſs, every ſuch Perſon that ſhall neglect to take and ſubſcribe the ſaid Oath in the next Term, or next Quarter-Seſſions as aforeſaid, ſhall incur and be liable unto all the Penalties, Forfeitures and Diſabilities, for refuſing and neglecting to take and ſubſcribe the ſaid Oath, at ſuch Time as in the ſaid former Act is mentioned, and likewiſe unto all the other Penalties for executing ſuch Office or Employment, if he ſhall execute the ſame after ſuch Neglect or Refuſal to take and ſubſcribe the ſaid Oath, as is therein mentioned.

Penalties on Neglect or Refuſal.

CAP. XXIII.

An Act for raiſing the Militia for the Year one thouſand ſeven hundred and two, notwithſtanding the Month's Pay formerly advanced be not repaid. EXP.

CAP. XXIV.

An Act for the continuing the preſent Sheriffs in *England* and *Wales*, until the firſt Day of *Hillary* Term next, unleſs her Majeſty ſhall think fit to determine them ſooner. EXP.

CAP. XXV.

An Act for the Relief of poor Priſoners for Debt.

EXP.

CAP. XXVI.

An Act for the Relief of the Maſters of Hoys and other Veſſels carrying Corn and other Inland Proviſions within the Port of *London*.

'WHEREAS great Quantities of *Engliſh* Corn, Grain, Meal, and other Goods, which may lawfully be exported, and for which no Duties are payable to her Majeſty upon Exportation thereof, are daily brought in Hoys and other Veſſels to the City of *London*, from the Counties of *Kent* and *Eſſex*: And whereas the Maſters of ſuch Hoys and Veſſels, imployed in the Carriage of ſuch Goods, have of late been put to unreaſonable and unneceſſary Charges and Trouble, by certain Officers of her Majeſty's Cuſtoms, who for their own Profit and Lucre have required and exacted great Fees for Tranſires and Cocquets, to the great Diſcouragement of the Country Farmers, and Oppreſſion of the ſaid Hoymen:' For Remedy whereof be it therefore enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled and by the Authority of the ſame, That from and after the tenth Day of *May* in the Year of our Lord one thouſand ſeven hundred and two, no Cocquet or Cocquets, or Bonds thereon, ſhall be required by any Officer of the Cuſtoms, or others, of or from any ſuch Maſter or Owner of ſuch Hoys or Veſſels, carrying or conveying ſuch Goods as aforeſaid, to or from any Place within the Port of *London*; that is to ſay, from *London Bridge* unto the ſuppoſed Right Line from the Promontory or Point called the *North Foreland* in the County of *Kent*, unto the Promontory or Point called the *Naes*, including ſo much of the Ports of *Sandwich* and *Ipſwich*, and the Members thereof, as are within the ſaid Limits, for or in reſpect of any ſuch Corn, Grain, Meal, and ſuch other Goods as are before deſcribed, the ſame ſhall or may be conveyed as aforeſaid, by Tranſires or Let-paſs only, for which Tranſire there ſhall be paid to the reſpective Officers, who by Law are intitled to Fees of Bonds, and Cocquets, and Certificates, and Entries thereupon, the Sum of three Shillings and five Pence, and no more; which Sum ſhall be reſpectively diſtributed amongſt them, in ſuch Manner and Proportion, as where Bonds and Cocquets are taken for Goods carried Coaſtwiſe, ought and uſed to be paid; any Cuſtom, Law or Uſage to the contrary notwithſtanding.

No Cocquet, &c. to be required of Maſters of Hoys, &c.

but may be conveyed by Tranſires, &c.

Fee for Tranſires.

'II. And whereas it often happens, that ſmall Quantities and Parcels of Corn and Hops are brought as aforeſaid to the City of *London*, and the Fees exacted by the Officers aforeſaid have exceeded the Charge of the Freight thereof;' Be it therefore enacted by the Authority aforeſaid, That from and after the ſaid tenth Day of *May* the Sum of one Shilling and eight Pence Halfpenny, and no more, ſhall be reſpectively diſtributed to and amongſt the Officers aforeſaid, when the Quantity of ſuch Corn or Grain as aforeſaid exceeds not fifty Quarters, or when the Quantity of Hops exceeds not fifty Bags in any one ſuch Hoy or Veſſel as aforeſaid.

Fee for Corn, &c. brought to London.

'III. And whereas upon the carrying of Goods from Port to Port, Bonds are given for returning Certificates of the landing or diſcharging of the Goods in the Ports to which they are carried, and when ſuch Bonds are tranſmitted into the Exchequer, the Certificates relating thereunto have been uſually annexed to ſuch Bonds, but by Fraud or Careleſſneſs the Certificates are ſometimes disjoined from the reſpective Bonds, whereby Perſons who have duly complied with the Conditions thereof, have been put to unjuſt Vexation and Charge:' For Prevention whereof for the future it is hereby enacted, That the proper Officers for tranſmitting the ſaid Bonds into the Exchequer ſhall truly and faithfully indorſe, on the Backſide of every ſuch Bond, the Subſtance of the Certificate, if there be any relating thereto, and ſign ſuch Indorſment, to ſerve as an Intimation to the Court of *Exchequer*, concerning the Performance or Non-performance of the Conditions of ſuch Bonds reſpectively, under the Penalty of forfeiting Treble Damages, beſides Coſts of Suit, to be recovered by the Party grieved againſt the Officer who ſhall offend therein, by Action of Debt or the Caſe, or by Bill, Suit or Information, in any Court of Record, wherein no Eſſoin, Protection, Wager of Law, or more than one Imparlance ſhall be granted or allowed.

Certificates on Bonds tranſmitted into the Exchequer, to be indorſed on the Back of the Bond, &c.

Penalty.

IV. Provided, and it is hereby enacted, That this Act, or any Thing therein contained, ſhall not extend to the leſſening or taking away the Tolls or Duties due and payable to the Mayor, and Commonalty, and Citizens of the City of *London*, or to the Mayor of the ſaid City for the Time being; any Thing herein to the contrary in any wiſe notwithſtanding.

Act not to take away any Tolls, &c. payable to the City of London.

V. Saving always, The uſual and known Right, Liberty, and Privilege to the Ports of *Sandwich* and *Ipſwich*, and either of them, and the known Members thereof, and of the Cuſtomers, Comptrollers, Searchers, and their Deputies, of and within the ſaid Ports of *Sandwich* and *Ipſwich*, and the ſeveral Creeks, Harbours, and Havens to them, or either of them, reſpectively belonging within the Counties of *Kent* and *Eſſex*, in all Matters and Things whatſoever, other than in ſuch Matters and Things as are ſpecially provided for or directed by this preſent Act.

Right of the Ports of Sandwich and Ipſwich ſaved.

CAP. XXVII.

An Act for the Importation of fine *Italian* thrown Silk. Perſons may import, &c. fine thrown *Italian* Silk, during the War. No Silk to be imported coarſer than third *Bolognia*, &c. All Silk imported ſhall be brought to the Cuſtom Houſe, &c. Importers on Entry to make Oath, the ſaid Silk was bought in *Italy*, &c. [By 7 Annæ, c. 8. §. 10. this Oath is to be made before the Collector, &c.]

EXP.
2 W. & M. ſſ. 1. c. 9.
12 Car. 2. c. 18.

CAP.

CAP. XXVIII.

An Act for importing into *England* thrown Silk of the Growth of *Sicily*, from the Port of *Leghorn* in *Italy*. EXP. 2 W. & M. ſt. 2. c. 9.

Thrown Silk of the Growth of *Sicily* may be imported from *Leghorn* for two Years.

CAP. XXIX.

An Act for the continuing the Impriſonment of *Counter*, and others, for the horrid Conſpiracy to aſſaſſinate the Perſon of his late ſacred Majeſty King *William* the Third. EXP. 10 W. 3. c. 13.

CAP. XXX.

An Act to oblige the Jews to maintain and provide for their Proteſtant Children.

TO the End that ſufficient Maintenance be provided and allowed for the Children of Jewiſh Parents, who ſhall turn Proteſtants; Be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the twenty-fourth Day of *June* one thouſand ſeven hundred and two, if any Jewiſh Parent, in order to the compelling of his or her Proteſtant Child to change his or her Religion, ſhall refuſe to allow ſuch Child a fitting Maintenance, ſuitable to the Degree and Ability of ſuch Parent, and to the Age and Education of ſuch Child, then (upon Complaint thereof made to the Lord High Chancellor of *England*, or Lord Keeper of the Great Seal, or Commiſſioners for the Great Seal for the Time being) it ſhall and may be lawful for the ſaid Lord Chancellor, Lord Keeper, or Commiſſioners, to make ſuch Order therein, for the Maintenance of ſuch Proteſtant Child, as he or they ſhall think fit.

Jewiſh Parents to allow their Proteſtant Children fitting Maintenance.

CAP. XXXI.

An Act for making more effectual the Proviſion out of the forfeited Eſtates in *Ireland*, for the building of Churches, and augmenting ſmall Vicarages in *Ireland*.

'WHEREAS by an Act lately made, intituled, *An Act for granting an Aid to his Majeſty by Sale of the forfeited and other Eſtates and Intereſts in* Ireland, *and by a Land Tax in* England, *for the ſeveral Purpoſes therein mentioned*, it is enacted, That the Truſtees therein named, or any ſeven or more of them, ſhould and might, and they are thereby required, after ſuch a Time, and in ſuch a Manner as is therein mentioned, to convey all and every the Rectories Impropriate, with the Tithes, Oblations, Obventions, Glebes, Advowſons of Vicarages, and other Things thereunto ſeverally and reſpectively belonging or appertaining, forfeited by reaſon of the Rebellion therein mentioned, and therein before veſted in the ſaid Truſtees, to ſuch Perſon or Perſons, and their Heirs, as the Biſhop of each reſpective Dioceſe, wherein ſuch Rectories Impropriate reſpectively are, ſhall nominate, in Truſt for the rebuilding or repairing Pariſh Churches, and for the perpetual Augmentation of ſmall Rectories or Vicarages in the Kingdom of *Ireland*, in ſuch Manner as is therein mentioned: And whereas ſeveral ſuch Rectories Impropriate, Tithes, Oblations, Obventions, Glebes, Advowſons of Vicarages, and other Things thereunto ſeverally and reſpectively belonging or appertaining, have been jointly charged or incumbred, or liable to the Payment of ſome Debts, Charges, or Incumbrances, together with other Lands, Tenements, or Hereditaments, by the ſaid Act veſted in the ſaid Truſtees:' Wherefore for the making the before mentioned Truſt more effectual and beneficial for the pious Ends and Purpoſes aforeſaid, may it pleaſe your moſt Excellent Majeſty that it may be enacted; and be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That where any ſuch Rectories Impropriate, Tithes, Advowſons, or other Things, ſo veſted in the ſaid Truſtees, and directed to be conveyed in Truſt as aforeſaid, are charged with, or liable unto any Debts, Charges, or Incumbrances jointly with any other Lands, Tenements, or Hereditaments, by the ſaid Act veſted in the ſaid Truſtees, ſuch other Lands, Tenements, or Hereditaments, in the firſt Place be liable to, and ſhall anſwer and ſatisfy ſuch Debts, Charges, and Incumbrances; and the ſaid Truſtees, or any ſeven of them, are hereby authorized and required, to make Sale of ſuch other Lands, Tenements, or Hereditaments, or of a competent Part thereof, for or towards the paying off, clearing, and diſcharging ſuch Debts, Charges, and Incumbrances: And as ſoon as conveniently may be, from and after ſuch Sale, and the clearing and diſcharging ſuch Debts and Incumbrances, ſuch Rectories Impropriate, Tithes, Advowſons, and other Things, ſo veſted in the ſaid Truſtees, and directed to be conveyed in Truſt as aforeſaid, as are, together with ſuch other Lands, Tenements, or Hereditaments, jointly charged or incumbred, ſhall be conveyed, and the ſaid Truſtees, or any ſeven of them, are hereby authorized and required to convey the ſame, to ſuch Perſon and Perſons, and in ſuch Manner, and to ſuch Uſes, Intents and Purpoſes, as in the ſaid recited Act is directed and appointed, freed and diſcharged of and from all ſuch Debts, Charges, and Incumbrances, be the ſame by Matter of Record, Mortgage, or otherwiſe.

11 & 12 W. 3. c. 2.

Where any Rectories Impropriate, forfeited by the late Rebellion, are charged with Incumbrances jointly with other Lands, &c. ſuch Lands firſt liable to anſwer the Debts, &c. *See farther* 5 *Ann.* c. 25.

CAP.

CAP. XXXII.

An Act for the Relief of the Proteſtant Purchaſers of the forfeited Eſtates in *Ireland*.

11 W. 3. c. 2.

'WHEREAS by one Act made in a Parliament holden at *Weſtminſter*, in the eleventh Year of the 'Reign of our late Sovereign Lord King WILLIAM the Third, intituled, *An Act for granting unto 'his Majeſty an Aid by Sale of the forfeited and other Eſtates and Intereſts in* Ireland, *and by a Land Tax in* 'England, *for the ſeveral Purpoſes therein mentioned*, it is provided, That the Sum of one and twenty thou- 'ſand Pounds, therein mentioned, ſhould be paid to and amongſt the ſeveral Perſons, who were Purcha- 'ſers of any Eſtate of Inheritance, of any of the forfeited Lands or Eſtates in *Ireland*, under the Grantees 'thereof, who ſhould prove the actual Payment of their Purchaſe-money, before the Truſtees menti- 'oned in the ſaid Act for Sale of the forfeited Eſtates in *Ireland*, on or before the tenth Day of *Auguſt* one 'thouſand ſeven hundred, to be divided amongſt ſuch Purchaſers, in Proportion to the Sums by them re- 'ſpectively paid for their ſeveral Purchaſes: And whereas in purſuance of the ſaid Act, ſeveral Perſons 'did, before the ſaid Truſtees, prove the actual Payment of the Sum of fifty-nine thouſand five hundred 'and two Pounds, for the Purchaſes of the ſeveral Eſtates of Inheritances to the ſeveral Grantees thereof '(which ſaid Sum of one and twenty thouſand Pounds, Part of the ſaid Purchaſe-money, was by the 'ſaid Act charged on the Lands ſo purchaſed reſpectively) according to the Directions of the ſaid Act: 'And whereas no conſiderable Part, if any, of the ſaid Sum of one and twenty thouſand Pounds, hath 'been as yet paid to the ſaid Purchaſers: And whereas it may very much conduce to the Strengthening 'and Preſervation of the Proteſtant Intereſt in *Ireland*, to continue the ſaid Purchaſers in the Poſſeſſion of 'the reſpective Lands by them reſpectively purchaſed, and that ſome further Relief may be given the 'ſaid Purchaſers;' May it pleaſe your Majeſty (at the moſt humble Suit of the ſaid Purchaſers) that it may be enacted, *&c.*

"Perſons who purchaſed Eſtates under the Grantees, *&c.* ſhall enjoy the ſame, paying 13 Years Pur- "chaſe for an Eſtate of Inheritance, and 6 Years and a half for an Eſtate for Life, *&c.* according to the "Rents, *Anno* 1701. Quit Rents, *&c.* deducted. Purchaſers of Eſtates of Inheritance, to have a Diſ- "count, *&c.* on Payment of the Surplus, *&c.* In Default of paying Remainder of Purchaſe-money, "Truſtees may ſell the Lands, *&c.*"

VII. And to the End that none of the ſaid purchaſed Premiſſes may ever deſcend or come to any Papiſt or Papiſts, or Perſons profeſſing the Popiſh Religion, but that the ſame ſhall deſcend and come, and remain to be held and enjoyed by Proteſtants, for the ſtrengthening and ſupporting of the *Engliſh* Intereſt, and the Proteſtant Religion in *Ireland*; Be it enacted by the Authority aforeſaid, That if any Perſon educated in the Popiſh Religion, or profeſſing the ſame, and being under the Age of eighteen Years, ſhall not, within ſix Months after he or ſhe ſhall attain the Age aforeſaid, take the Oaths of Allegiance and Supremacy, and alſo ſubſcribe the Declaration ſet down and expreſt in an Act of Parliament made in the thirtieth Year of the Reign of the late King CHARLES the Second, intituled, *An Act for the more effectual preſerving the King's Perſon and Government, by diſabling Papiſts from ſitting in either Houſe of Parliament*, to be by him or her made, repeated, and ſubſcribed in the Courts of *Chancery*, or *King's Bench*, in *England* or *Ireland*, or Quarter-Seſſions in any County in *England* or *Ireland*, where ſuch Perſon ſhall reſide (which ſaid Oaths and Declaration the ſaid Courts and Quarter-Seſſions are ſeverally hereby impowered to adminiſter) and continue to be a Proteſtant after the taking the ſaid Oaths and Declaration aforeſaid, every ſuch Perſon ſhall, in reſpect of him or herſelf only, and not to or in reſpect of his or her Heirs or Poſterity, be diſabled, and is hereby made incapable to inherit or take by Deſcent, Deviſe, or Limitation, in Poſſeſſion, Reverſion, or Remainder, any of the Lands, Tenements, Hereditaments, or Premiſſes aforeſaid, or any Rent or Profit iſſuing out of the ſame, or any Part thereof; and that during the Life of ſuch Perſon, or until he or ſhe ſhall take the ſaid Oaths, and make, repeat, and ſubſcribe the ſaid Declaration in Manner aforeſaid, the next of his or her Kindred, who ſhall be a Proteſtant, ſhall have and enjoy the ſaid Premiſſes, without being accountable for the Profits by him or her received, during ſuch Enjoyment as aforeſaid.

Perſon educated in the Popiſh Religion, and not taking the Oaths, &c.

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and continuing Proteſtant afterwards, incapable of inheriting any Lands, &c.

but they ſhall go to the next of Kin, who is a Proteſtant, &c.

VIII. And it is further enacted, That every ſuch Papiſt, or Perſon making Profeſſion of the Popiſh Religion, ſhall be diſabled, and is hereby made incapable to purchaſe, either in his or her own Name, or in the Name of any other Perſon or Perſons, to his or her own Uſe, or in Truſt for him or her, any of the Lands, Tenements, or Hereditaments, or Premiſſes aforeſaid, or any Rents, Profits, Terms, or Intereſts in or out of the ſame; and that all and ſingular Eſtates, Terms, and any other Intereſts and Profits whatſoever, in or out of the Premiſſes, and all Conveyances and Declarations of Truſt concerning the ſame, which ſhall be made, ſuffered, or done, to or for the Uſe, Benefit, and Behoof of any ſuch Perſon, ſhall be utterly void and of none Effect, to all Intents, Purpoſes, and Conſtructions whatſoever.

Papiſt, &c. made incapable to purchaſe any the Lands aforeſaid.

IX. And it is hereby further enacted, That all Leaſes for Life or Lives, or for any Term of Years, or otherwiſe, which ſhall at any Time hereafter be made of any the Lands, Tenements or Hereditaments hereby directed to be conveyed by the ſaid Truſtees as is aforeſaid, ſhall be made to ſuch Perſons only as are of the Proteſtant Religion, and to none other. And if any Leaſe for Life or Lives, or for Years, or otherwiſe, ſhall at any Time hereafter be made of any the Lands, Tenements or Hereditaments aforeſaid, to or in Truſt for any Papiſt; or if any Leaſe of any ſuch Lands, Tenements or Hereditaments ſhall be made to a Proteſtant, and the ſame ſhall afterwards be aſſigned to or in Truſt for any

Leaſes, &c. to be made only to Proteſtants, &c.

Papiſt; every ſuch Leaſe ſo made to or in Truſt for any Papiſt, and likewiſe every ſuch Aſſignment, ſhall be void, and the ſame is and are hereby adjudged and declared to be *ipſo facto* null and void to all Intents and Purpoſes whatſoever: And in ſuch Caſe, as well the Perſon making any ſuch Leaſe or Aſſignment, as the Perſon to whom, or for whoſe Uſe or Benefit the ſame ſhall be made (in caſe ſuch Perſon ſhall accept ſuch Leaſe or Aſſignment) or ſhall occupy any the Lands or Tenements therein contained, ſhall forfeit treble the full yearly Value of all the Lands ſo let, aſſigned, or occupied; one Moiety thereof to her Majeſty, her Heirs and Succeſſors, and the other Moiety to ſuch Perſon (being a Proteſtant) who ſhall ſue for the ſame in any of her Majeſty's Courts of Record at *Dublin*, by any Bill, Plaint or Information, wherein no Eſſoin, Protection, Wager of Law, or Imparlance ſhall be allowed. Penalty on Perſon accepting Leaſe in Truſt for Papiſt, &c.

X. Provided always, That nothing in this Act contained ſhall extend to make void any Leaſe, that is or ſhall be made of any Cottage or Cabin, under the yearly Value of thirty Shillings *per Annum*, to any Day Labourer whatſoever. Act not to make void any Cottage Leaſe, &c.

XI. Provided alſo, That nothing in this Act contained ſhall be conſtrued to extend to any Rectories Impropriate, or Vicarages, Tithes, Oblations, Obventions, Glebes, or other Things, to the ſame Rectories or Vicarages ſeverally and reſpectively belonging or appertaining, which were by a Clauſe in the aforeſaid Act, veſted in the Truſtees in the ſaid Act named, to the Uſes, Intents and Purpoſes therein mentioned; but that all ſuch Rectories and Vicarages, Tithes, Oblations, Obventions, Glebes, and other Things thereunto belonging, with their Appurtenances, ſhall ſtill continue to be veſted in the ſaid Truſtees, to ſuch Uſes as are in and by the ſaid Act directed and appointed; any thing in this Act to the contrary in any wiſe notwithſtanding. But in ſuch Caſe, the ſaid Truſtees are to make a Deduction and Allowance, after the Rate of thirteen Years Purchaſe, out of the Purchaſe-money to be paid unto them for ſuch Rectories or Vicarages, or other Matters aforeſaid, to all and every Perſon or Perſons who had purchaſed the ſame, their Heirs or Aſſigns. nor to extend to Rectories Impropriate, &c. Truſtees to deduct for ſuch Rectories, &c.

XII. Provided alſo, and be it further enacted, That the Truſtees in the ſaid Act named for Sale of the forfeited Eſtates in *Ireland*, ſhall be and are hereby acquitted and diſcharged of and from all Rents or Profits, or other Sums of Money, by them, or any for or under them, received or to be received, for or out of any the Lands, Tenements and Premiſſes aforeſaid, at any Time before the Payment of the Remainder of the ſaid thirteen Years Purchaſe, by the ſaid Purchaſers reſpectively, and of and from all Actions, Suits and Demands for or in reſpect thereof. and be diſcharged from Rents, received, &c. before Payment of the Remainder of the 13 Years, Purchaſe, &c.

XIII. Saving nevertheleſs to her Majeſty, her Heirs and Succeſſors, all Rents iſſuing and payable out of or for the ſaid Premiſſes, and alſo ſaving to all Bodies Politick and Corporate, their Heirs and Succeſſors, and to all and every other Perſon and Perſons, their Heirs, Executors and Adminiſtrators (other than the ſaid Truſtees in the ſaid Act named) all ſuch Eſtate, Right, Title, Intereſt, Claim and Demand whatſoever, of, into, and out of the ſaid Premiſſes, as they or any of them might have had in caſe this Act had not been made; any thing herein contained to the contrary thereof in any wiſe notwithſtanding. Saving to the Queen all Rents, &c.

XIV. And for the better Preſervation and Encouragement of the Proteſtant Intereſt in the ſaid Kingdom of *Ireland*, and to the End that none of the Honours, Manors, Baronies, Caſtles, Meſſuages, Lands, Tenements, Rents, Reverſions, Services, Remainders, Poſſeſſions, Royalties, Franchiſes, Juriſdictions, Privileges or Appurtenances thereunto belonging, or in any wiſe appertaining, Rights of Entry, Rights of Action, Titles, Conditions, Uſes, Truſts, Powers or Authorities, Leaſes for Life, Lives, or Years, Penſions, Annuities, Rent Charges, or Hereditaments, whether Freehold, Copyhold, or of what Nature or Kind ſoever they be, within the ſaid Realm of *Ireland*, nor any of the Eſtates or Intereſts whatſoever in the ſaid Kingdom of *Ireland*, which by an Act made in the eleventh Year of the Reign of his late Majeſty King WILLIAM the Third, intituled, *An Act for granting an Aid to his Majeſty by Sale of the forfeited and other Eſtates and Intereſts in* Ireland, *and by a Land Tax in* England, *for the ſeveral Purpoſes therein mentioned*, were veſted and ſettled in the Perſons in that Act named (Truſtees nominated and appointed for putting in Execution the Powers and Authorities in the ſaid Act enacted, relating to the ſaid forfeited and other Eſtates and Intereſts in *Ireland*) and their Heirs, Executors, Adminiſtrators and Aſſigns reſpectively, or which by the ſaid Act, or by any ſubſequent Act or Acts, are ordered or directed to be diſpoſed of or ſold by them, or any of them, for the Purpoſes in the ſaid Act or Acts mentioned, may ever hereafter deſcend or come by Limitation, Purchaſe, or otherwiſe, to any Papiſt or Papiſts, or Perſon or Perſons profeſſing the Popiſh Religion; but that the ſame forthwith, from and after the Diſpoſition and Sale thereof, may be poſſeſſed and enjoyed, and from thenceforth for ever hereafter deſcend, come and remain, to be held and enjoyed by Proteſtants, for the ſtrengthning and ſupporting of the *Engliſh* Intereſt, and the Proteſtant Religion in *Ireland*; Be it enacted by the Authority aforeſaid, That all Diſpoſitions and Sales of all and every the ſaid Eſtates and Intereſts, which ſhall be made by the ſaid Truſtees, or any of them, ſhall be made unto Proteſtants only; and that every Perſon being a Papiſt, or profeſſing the Popiſh Religion, ſhall be diſabled, and is hereby made incapable to purchaſe, either in his or her own Name, or in the Name of any other Perſon or Perſons, to his or her Uſe, or in Truſt for him or her, any of the Honours, Manors, Lands, Tenements, Royalties, Franchiſes, and other Hereditaments, of what Nature or Kind ſoever, veſted in the ſaid Truſtees, in order to the ſelling the ſame, or any Rents, Profits, Terms for Years, or other Intereſts whatſoever, in or out of the ſame; and that all and ſingular Eſtates, Terms for Years, Intereſts, or Profits whatſoever, in or out of the ſaid Premiſſes, and all Conveyances and Declarations of Truſt concering the ſame, which ſhall be made, ſuffered, or done to or for the Uſe, Benefit or Behoof of any Papiſt, or Perſon making Profeſſion of the Popiſh Religion, ſhall be utterly void and of no Effect, to all Intents, Purpoſes and Conſtruſtions whatſoever. 11 W. 3. c. 2. All Sales of Eſtates, &c. made by Truſtees ſhall be to Proteſtants only. Papiſts made incapable to purchaſe, &c.

XV. And for preventing the ſaid Premiſſes, and every Part thereof, at all Times hereafter, from coming into the Hands of Papiſts, or Perſons profeſſing the Popiſh Religion; Be it enacted by the Authority aforeſaid,

No Papiſt capable to inherit or make Title by Deſcent, to any the ſaid Manors, Lands, &c.

aforeſaid, That no Papiſt or Perſon profeſſing the Popiſh Religion, during the Time of his continuing a Papiſt, or profeſſing the Popiſh Religion, ſhall be a Perſon capable to inherit, take, or make Title unto, by Deſcent, Purchaſe, Limitation, Deviſe, or other Conveyance whatſoever, in Poſſeſſion, Reverſion or Remainder, or to have, hold or enjoy any of the ſaid Honours, Manors, Hereditaments and Premiſſes, or any Truſt or intereſt therein, or any Rent or Profit iſſuing out of the ſame, or out of any Part thereof; and that if any Perſon profeſſing the Popiſh Religion, or educated in the ſame, and not having ſolemnly and publickly renounced it, being of full Age, ſhall not, within the Space of ſix Months after the accruing of his or her Title, or being under the Age of eighteen Years, ſhall not, within ſix Months after he or ſhe ſhall attain the Age aforeſaid, take the Oaths of Allegiance and Supremacy, and alſo ſubſcribe the Declaration ſet down and expreſſed in an Act of Parliament made in the thirtieth Year of the Reign of the late King CHARLES the Second, intituled, *An Act for the more effectual preſerving the King's Perſon and Government, by diſabling Papiſts from ſitting in either Houſe of Parliament*, to be by him or her made, repeated, and ſubſcribed in the Courts of *Chancery* or *King's Bench* in *England* or *Ireland*, or Quarter-Seſſions in any County of *England* or *Ireland*, where ſuch Perſon ſhall reſide (which ſaid Oath and Declaration the ſaid Courts and Quarter-Seſſions are hereby ſeverally impowered to adminiſter) and continue to be a Proteſtant after the taking the ſaid Oath and Declaration aforeſaid, every ſuch Perſon ſhall, in reſpect of him or herſelf only, and not to or in reſpect of his or her Heirs or Poſterity, be diſabled, and is hereby made incapable to inherit or take by Deſcent, Deviſe or Limitation, or Purchaſe, in Poſſeſſion, Reverſion or Remainder, any of the ſaid Honours, Manors, Lands, Tenements, Hereditaments or Premiſſes aforementioned, or any Truſt or Intereſt in Rent or Profit iſſuing out of the ſame, or out of any Part thereof; and that during the Life of ſuch Perſon, or until he or ſhe ſhall take the ſaid Oaths, and make, repeat and ſubſcribe the ſaid Declaration in Manner aforeſaid, the next of his or her kindred, who ſhall be a Proteſtant, ſhall have and enjoy the ſaid Premiſſes, without being accountable for the Profits by him or her received during ſuch Enjoyment as aforeſaid.

Papiſt not taking the Oaths, &c.

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diſabled from inheriting;

and the next of Kin, being a Proteſtant ſhall inherit, &c.

Leaſes, &c. to be made only to Proteſtants.

XVI. And it is hereby further enacted, That all Leaſes for Life or Lives, or for any Term of Years or otherwiſe, which ſhall at any Time hereafter be made of any the Honours, Manors, Lands, Tenements, Hereditaments, and Premiſſes above mentioned, ſhall be made to ſuch Perſons only as are of the Proteſtant Religion, and to none other; and if any Leaſe for Life or Lives, or for Years, or otherwiſe, ſhall at any Time after ſuch Sale be made of any the Honours, Manors, Lands Tenements, Hereditaments, or Premiſſes aforeſaid, unto or in Truſt for any Papiſt, or Perſon profeſſing the Popiſh Religion; or if any Leaſe of any ſuch Honours, Manors, Lands, Tenements, Hereditaments or Premiſſes, ſhall be made to a Proteſtant, and the ſame ſhall afterwards be aſſigned unto, or in Truſt for any Papiſt, or Perſon profeſſing the Popiſh Religion; every ſuch Leaſe ſo made unto, or in Truſt for any ſuch Papiſt or Perſon, and likewiſe every ſuch Aſſignment ſhall be void, and the ſame is and are hereby adjudged and declared to be *ipſo facto* null and void to all Intents and Purpoſes whatſoever; and in ſuch Caſe, as well the Perſon making any ſuch Leaſe or Aſſignment, as the Perſon to whom or for whoſe Uſe or Benefit the ſame ſhall be made (in caſe ſuch Perſon ſhall accept ſuch Leaſe or Aſſignment, or ſhall occupy any the Lands or Tenements therein contained) ſhall forfeit treble the full yearly Value of all the Lands ſo let aſſigned or occupied, one Moiety thereof to her Majeſty, her Heirs and Succeſſors, and the other Moiety to ſuch Perſon (being a Proteſtant) who ſhall ſue for the ſame in any of her Majeſty's Courts of Record at *Dublin* by any Bill, Plaint, or Information, wherein no Eſſoin, Protection, Wager of Law, or Imparlance ſhall be allowed.

Such Leaſe made to Papiſts, or in Truſt for them, void.

Penalty.

Act not to void Cottage Leaſe, &c.

XVII. Provided always, That nothing in the laſt foregoing Clauſe contained ſhall extend to make void any Leaſe, that is or ſhall be made, of any Cottage or Cabin under the yearly Value of thirty Shillings *per Annum*, to any Day Labourer whatſoever.

nor Truſtees Leaſe for one Year.

XVIII. Provided, That nothing herein contained ſhall extend, or be conſtrued to extend, to make void, impeach or prejudice any Leaſe of any of the ſaid forfeited Eſtates, or other Intereſts, made or to be made by the ſaid Truſtees, for any Term not exceeding one Year.

'XIX. And whereas his ſaid late Majeſty King WILLIAM, in Conſideration of a Fine of ſix hundred and eighty-five Pounds ſixteen Shillings and four Pence, ſtated by the Commiſſioners of Accounts in *Ireland*, to be due from his ſaid Majeſty to Major *Walter Delamar* for Arrears of Pay for his Services in the Kingdom of *Ireland*, did in the Month of *October* one thouſand ſix hundred ninety-ſix, make a Leaſe to the ſaid Major *Walter Delamar*, of ſome forfeited Eſtates in the ſaid Kingdom, for the Term of twenty-one Years the ſaid Eſtates being ſubject to great Incumbrances, and a Jointure for the Life of *Plunkett*, the Relict of *Ignatius Plunkett*: And whereas *William Palmer* Eſquire did purchaſe from the ſaid Major *Delamar* Part of the ſaid Eſtates called *Dirpatrick*, in the Barony of *Deece*, and County of *Meath*, for the Sum of five hundred Pounds, the ſaid Sum being by him paid to the ſaid *Walter Delamar*, for the Remainder of the ſaid Term of twenty-one Years, ſubject to the ſaid Jointure, and hath ſince alſo laid out ſix hundred Pounds, and upwards, in buying in the ſaid Jointure Eſtate in the ſaid Lands, in draining a Bogg, and building and planting upon the ſaid Eſtate, to the great Improvement thereof: And whereas notwithſtanding there are but about fourteen Years to come in the ſaid Leaſe, the ſame is made void by the late Act of Parliament for re-aſſuming the Forfeitures in that Kingdom, and the ſaid *William Palmer* hath (unleſs relieved by Parliament) loſt the Money ſo paid and laid out by him, and of which the Publick hath had and will have the Benefit;' Be it therefore enacted by the Authority aforeſaid, That the ſaid Truſtees ſhall, within twelve Months, pay to the ſaid *William Palmer*, his Executors, Adminiſtrators and Aſſigns, the Sum of one thouſand one hundred Pounds; and in Default of ſuch Payment as aforeſaid, it ſhall and may be lawful to and for the ſaid *William Palmer*, his Executors, Adminiſtrators and Aſſigns, to have, hold and enjoy the ſaid Premiſſes called *Dirpatrick*

Truſtees to pay William Palmer 1,100l and in Default, &c. he to hold Dirpatrick, &c.

trick aforeſaid, with the Appurtenances, for and during the Reſidue of the ſaid Term of twenty-one Years, according to the ſaid Leaſe and Aſſignment thereof to him made; and in Caſe of ſuch Default, the ſaid Leaſe (as to the Premiſſes called *Dirpatrick)* and the ſaid Aſſignment thereof, ſhall be and is hereby confirmed and made effectual; the ſaid Act, or any Thing therein contained to the contrary in any wiſe notwithſtanding; ſubject nevertheleſs to all and every the Clauſes, Matters, and Things in this Act contained, directed to be done and performed by the ſaid other Proteſtant Purchaſers.

Perſons enjoined to take the Oath of Supremacy, &c.

XX. And be it further enacted by the Authority aforeſaid, That in all Acts which have paſſed this Seſſion of Parliament, relating to the forfeited Eſtates or Intereſts in *Ireland*, which do enjoin the taking the Oath or Oaths of Allegiance by any Perſon or Perſons whatſoever, and wherein the obliging the taking the Oath of Supremacy is omitted; all and every the Perſon and Perſons, who are thereby enjoined to take the Oath of Allegiance, ſhall be and are hereby obliged and enjoined at the ſame Time, to take the Oath of Supremacy alſo, under the like Penalties, Forfeitures and Diſabilities, as are in the ſaid reſpective Acts mentioned and contained, for and in Default of taking the Oath or Oaths of Allegiance, and ſubſcribing the Declaration therein mentioned. Penalties.

Not above two Acres of Land to be let with any Cottage to a Day Labourer, &c.

XXI. And it is hereby further enacted and declared, That there ſhall not be let with any Cabin or Cottage to any Day Labourer (as by any Acts of this Seſſion of Parliament relating to the forfeited Eſtates in *Ireland* is permitted) above the Quantity of two Acres of Land, and not above one Cottage or Cabin with ſuch Land to any one Day Labourer; and that in caſe any other Leaſe or Leaſes ſhall be ſo made, or more Land be let than as aforeſaid, the Leaſe of ſuch Cottage or Cabin, as well as of the ſaid Land, ſhall be and is hereby declared to be *ipſo facto* null and void, to all Intents and Purpoſes whatſoever; and as well the Perſon making, as the Perſon taking ſuch Leaſe, or occupying ſuch Cottage or Cabin, or Lands, ſhall forfeit treble the full yearly Value of the ſaid Cottage, Cabin or Land, to be ſued for, recovered and diſtributed, as any other Penalties by the ſaid Acts are to be recovered and diſtributed. Penalty.

Publick Act.

XXII. And be it further enacted, That this Act ſhall be taken and allowed in all Courts as a publick Act, and all Judges and Juſtices are hereby required to take Notice thereof, without ſpecial pleading the ſame.

Anno primo ANNÆ Reginæ.

'AT the Parliament begun at *Weſtminſter* the twentieth Day of *Auguſt*, *Anno Dom.* 1702. in the firſt Year of the Reign of our Sovereign Lady *ANNE*, by the Grace of God, of *England*, *Scotland*, *France*, and *Ireland*, Queen, Defender of the Faith, &c. And from thence continued by ſeveral Prorogations to the twentieth Day of *October* 1702. and then and there held, and by divers Adjournments continued till the twenty-ſeventh Day of *February* following, being the firſt Seſſion of this preſent Parliament.

CAP. I.

An Act for granting to her Majeſty a Land Tax for carrying on the War againſt *France* and *Spain*. §. 76. Clauſe for making good Deficiences of ſeveral Acts. Arrears upon 9 W. 3. and on 10 W. 3. and 11 W. 3. how to be charged. Commiſſioners to determine the Proportions to be paid by each Hundred, &c. and cauſe the ſame to be re-aſſeſſed, and paid. Then *Supers* to be diſcharged. Like Allowances to Receivers, &c. Clauſe not to alter the Charge made upon any Parts, Hundreds, &c. Certificate of the Arrears to be tranſmitted to the Remembrancer's Office. If Arrears be not paid, Proceſs to go againſt Inhabitants, &c. Clauſe of Loan at 5 *l. per Cent.* Money lent not to be taxed. Tallies of Loan and Orders for Repayment, to be regiſtred and paid in Courſe. No Fees for regiſtring, &c. No undue Preference where Tallies, &c. bear Date the ſame Day, nor if ſubſequent Orders be paid, &c. Orders for Payment aſſignable. EXP. 12 & 13 W. 3. c. 10. '4s. in the Pound.'

CAP. II.

An Act for enabling her Majeſty to ſettle a Revenue for ſupporting the Dignity of his Royal Highneſs Prince *George*, Hereditary of *Denmark*, in caſe he ſhall ſurvive her Majeſty. EXP. 1 Annæ, ſtat. 1. c. 7.

CAP. III.

An Act for granting a Supply to her Majeſty, by ſeveral Duties impoſed upon Malt, Mum, Cyder, and Perry. EXP.

CAP. IV.

An Act for continuing the Duties upon Coals, Culm, and Cynders. Duties on Coals, Culm, &c. continued till 1708. Acts 9 & 10 W. 3. c. 13. and 10 & 11 W. 3. c. 21. continued. Perſons may lend 500,000 *l.* on Credit of this Act, with Intereſt. Monies lent not to be taxed, &c. Orders aſſignable. Aſſignee may aſſign again, &c. EXP. 9 & 10 W. 3. c. 13. 10 & 11 W. 3. c. 21. 'By 9 Annæ, c. 21. §. 30. Perſons having Tallies, &c. on this Act ſhall be admitted into the South Sea Company.'

CAP. V.

An Act for granting an Aid to her Majesty, by Sale of several Annuities at the Exchequer, for carrying on the War against *France* and *Spain*.

Most Gracious Sovereign,

'WHEREAS by an Act of Parliament made and passed at *Westminster*, in the fourth Year of the Reign of King WILLIAM and Queen MARY (of blessed Memory) intituled, *An Act for granting to their Majesties certain Rates and Duties of Excise upon Beer, Ale, and other Liquors, for securing certain Recompences and Advantages in the said Act mentioned, to such Persons as shall voluntarily advance the Sum of ten hundred thousand Pounds, towards carrying on the War against* France, certain Rates or Duties of Excise upon Beer, Ale, and other Liquors, were imposed, during the Term of ninety-nine Years, which commenced from the five and twentieth Day of *January* in the Year of our Lord one thousand six hundred ninety and two, and made liable to the Payment of several Annuities, which were to be purchased in the Form thereby prescribed: And by another Act of Parliament made in the fifth Year of the Reign of their said late Mjaesties, intituled, *An Act for granting to their Majesties several Rates and Duties upon Tunnage of Ships and Vessels, and upon Beer, Ale, and other Liquors, for securing certain Recompences and Advantages, in the said Act mentioned, to such Persons as shall voluntarily advance the Sum of fifteen hundred thousand Pounds, towards carrying on the War against* France, two seventh Parts of other Duties of Excise upon Beer, Ale, and other Liquors thereby granted to their said late Majesties, their Heirs, and Successors, are made liable to the Payment of other Annuities, which were to be purchased in the Manner and Form thereby prescribed; and whereas by Virtue or in Pursuance of the said several Acts, and of another Act made in the fifth Year of their said late Majesties Reign, for supplying the Deficiency of the Money raised by the Act first above mentioned, several Annuities were purchased at divers Rates for one, two, or thre Lives: And whereas several of the said Annuities which were so purchased (and whereupon no Reversion or further Estate or Interest hath been purchased, and which have not been changed into a certain Term of Years, in Pursuance of any subsequent Act or Acts of Parliament in that Behalf) are determined by the Deaths of such Contributors or their Nominees respectively, for whose Life or Lives the same were to continue respectively, which Annuities, so determined, did amount at least to the Sum of five thousand two hundred seventy-seven Pounds *per Annum*, which was payable out of the Duties of Excise imposed by the said first mentioned act of Parliament, and to the Sum of five hundred sixty-five Pounds *per Annum*, which was payable out of the said two seventh Parts of the other Duties of Excise before mentioned:' Now for the more effectual raising the Money which is necessary for carrying on the present War against *France* and *Spain*, and supplying your Majesty's other Occasions, we your Majesty's most dutiful and loyal Subjects, the Commons of *England* in Parliament assembled, do cheerfully and unanimously grant unto your Majesty a further Aid to arise by Contributions for Annuities to be purchased in such Manner as is herein after expressed; and do humbly pray your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That it shall and may be lawful to and for any Person or Persons, (being her Majesty's natural born Subjects) at any Time or Times before the first Day of *March* one thousand seven hundred and two, to contribute advance, and pay into the Receipt of her Majesty's Exchequer any Sum or Sums of Money, not exceeding in the whole the Sum of seventy-nine thousand one hundred and fifty-five Pounds, for purchasing such Annuities as are herein after mentioned, out of the said Duties of Excise imposed by the Act of Parliament first above mentioned, and any other Sum and Sums of Money, not exceeding in the whole the Sum of eight thousand four hundred and seventy-five Pounds for purchasing such Annuities as are herein after mentioned, out of the said two seventh Parts of the other Duties of Excise before expressed, upon the Terms following (that is to say) That all and every such Contributor and Contributors respectively, his, her, and their Executors, Administrators and Assigns (being her Majesty's natural-born Subjects, as aforesaid) out of such of the said Branches or Duties of Excise, whereupon he, she, or they shall pay the Consideration Money, to purchase such Annuities, as aforesaid, shall have and receive an Annuity, yearly Lent, or Payment, after the Rate of fourteen Pounds of lawful *English* Money for every Sum of two hundred and ten Pounds so paid, as aforesaid, and so proportionably for any greater Sum which shall be so paid or contributed, for and during the full Term of fourscore and nine Years, to be reckoned from the five and twentieth Day of *January* in the Year of our Lord one thousand seven hundred and two; the same to be paid at the four most usual Feasts of the Year; that is to say, The Feast of the Annunciation of the Blessed Virgin *Mary*, the Nativity of Saint *John* the Baptist, Saint *Michael* the Archangel, and the Birth of our Lord Christ, by even and equal Portions; the first Payment thereof to be made at the Feast of the Annunciation of the Blessed Virgin *Mary* one thousand seven hundred and three.

4 W. & M. c. 3.

5 W. & M. c. 20.

5 W. & M. c. 5.

Any Person may pay 79,155 l. into the Exchequer for purchasing Annuities, &c. out of the Excise, granted by 4 W. & M. c. 3.

and 8,475 l. for purchasing Annuities, &c. out of the two seventh Parts of Excise granted by 5 W. & M. c. 5.

Contributors, &c. intituled to the said Annuities.

II. And be it further enacted, That all and every such Contributor and Contributors, so paying the said Consideration Money, as aforesaid, or such as he, she, or they shall nominate, his, her, and their Executors, Administrators, an Assigns (being natural-born Subjects, as aforesaid) shall have, receive and enjoy, and be intituled, by virtue of this Act, to have, receive and enjoy the respective Annuity and Annuities, so to be purchased, for and during the whole Term aforesaid, out of such of the said Rates or Duties of Excise, upon which such Purchase shall be made, as aforesaid, freed from all Taxes, Rates, and Impositions whatsoever, and as fully and beneficially as other Purchasers of Annuities for any Life or Lives,

Free from Taxes, &c.

Lives, or of any Reverſionary Annuities upon the ſaid Acts, or any of them, do or ought to have, receive, or enjoy the reſpective Annuities ſo by them purchaſed: And that all and every the Directions, Powers, and Clauſes in the ſaid former Acts contained, for and concerning the levying of Tallies, the making forth of Orders, or for making of Transferrences or Aſſignments, or for the apportioning or applying the Monies ariſing by the ſaid Funds or Revenues, or any of them, or for appointing, ſettling, or eſtabliſhing any other Matter or Thing, for or in relation to the reſpective Annuities thereby purchaſed or obtained (other than the making Proof of Nominees being alive) ſhall be and are by Force and Virtue of this Act revived, and ſhall be duly obſerved, practiſed, and put in Execution, for and in reſpect of ſuch Annuities as ſhall be purchaſed and obtained upon this Act, as fully and effectually as if the ſame Powers, Directions, and Clauſes were here again expreſſed, and particularly repeated. Powers, &c. in the aforeſaid Act revived.

III. And be it further enacted and declared by the Authority aforeſaid, That in caſe the ſaid Rates and Duties of Exciſe which were granted for ninety-nine Years as aforeſaid, or the ſaid two ſeventh Parts of the other Rates and Duties of Exciſe above mentioned, or any or either of them, ſhall at any Time or Times appear to be ſo deficient in the Produce of the ſame, as that at the End of any one Year to be reckoned from and after the five and twentieth Day of *December* in the Year of our Lord one thouſand ſeven hundred and two, the ſame, or any of them reſpectively, ſhall not be ſufficient to diſcharge and ſatisfy all the Payments upon the reſpective Annuities by this and any former Act or Acts of Parliament charged thereupon, whereby the ſaid Annuities, or any of them, ſhall be in Arrear, then, and ſo often, and in every ſuch Caſe, all and every ſuch Deficiency and Deficiencies ſhall be provided for, anſwered, and made good by or out of the next Aids to be raiſed and granted by Parliament; and the Monies ſo to be ſupplied, together with the Monies of the Rates and Duties before mentioned, ſhall be applied to and for the Payment of all Arrears which ſhall then appear to be due and unpaid upon the ſaid Annuities, or any of them; ſo that the ſame ſhall be fully diſcharged and paid off, according to the true Meaning of this Act. In caſe Duties of Exciſe prove deficient, &c. How they ſhall be provided for, &c.

CAP. VI.

An Act for the better preventing Eſcapes out of the *Queen's Bench* and *Fleet* Priſons.

'WHEREAS divers Perſons heretofore legally committed by her Majeſty's ſeveral Courts of Record at *Weſtminſter*, to the Cuſtody of the Marſhal of the *Queen's Bench*, and to the Priſon of the *Fleet*, upon Actions for the Recovery of Debt, or Damages, or for Contempts in not performing Orders or Decrees made in Courts of Equity, and in Execution, have by Bribes and illegal Practices, to and with ſuch Marſhal of the *Queen's Bench*, or to and with the Warden of the ſaid Priſon of the *Fleet*, or ſome of their Officers or Servants, or other Perſons in Truſt for them, and for their reſpective Uſes and Benefit, frequently procured from ſuch Marſhal or Warden Liberty to eſcape, and go at large, without Satisfaction made to the reſpective Plaintiffs or Creditors, and without diſcharging ſuch Debts, or ſatisfying ſuch Damages, or performing ſuch Orders or Decrees, as well to the great Damage of honeſt Creditors, the Decreaſe of perſonal Credit, and Diſcouragement of Trade, as in open Defiance to all good and wholſome Laws heretofore made to reſtrain ſuch Abuſes:' For Remedy whereof, and for preventing the like evil Practices for the future, Be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That if any Perſon or Perſons already committed, rendred, or charged, or who ſhall hereafter be committed, or rendred to, or charged in the Cuſtody of the Marſhal of the *Queen's Bench* for the Time being, or to or in the Priſon of the *Fleet*, either in Execution, or upon Meſne Proceſs, or upon any Contempt in not performing ſuch Order or Decree by any of her Majeſty's Courts at *Weſtminſter*, and ſuch Perſon or Perſons ſhall, at any Time after ſuch Commitment, Render, Charge, or being in Execution, and before he, ſhe, or they ſhall have made Payment or Satisfaction to the reſpective Plaintiff or Plaintiffs, Creditor or Creditors, or ſhall have cleared him, her, or themſelves of ſuch Contempts, as he, ſhe, or they were, or ſhall be charged with at the Time of ſuch their Commitment, Render, Charge, or being in Execution as aforeſaid, make any Eſcape from the Cuſtody of the Marſhal of the *Queen's Bench* for the Time being, or from the Priſon of the ſaid *Queen's Bench*, or from the Priſon of the *Fleet*, or either of them, or ſhall go at large, at any Time after the three and twentieth Day of *January*, which ſhall be in the Year of our Lord one thouſand ſeven hundred and two, it ſhall and may be lawful upon Oath thereof in Writing, to be made by one or more credible Perſon or Perſons, before any one of the Judges of that Court where ſuch Action was entred, or Judgment and Execution were obtained, or where the Party was ſo committed or charged as aforeſaid, to and for ſuch Judge, before whom ſuch Oath ſhall be made as aboveſaid, and ſuch Judge is hereby authorized and required, from Time to Time, to grant unto any Perſon whatſoever, who ſhall demand the ſame, one or more Warrant or Warrants under his Hand and Seal, therein reciting the Action or Actions, Execution or Executions, Contempt or Contempts, with which ſuch Perſon or Perſons ſo eſcaping, or going at large, ſtood charged, or were committed at the Suit of any Perſon or Perſons, on whoſe Behalf ſuch Warrant or Warrants ſhall be demanded at the Time of ſuch Eſcape, or going at large (which ſaid Warrant or Warrants ſhall be in Force in all Places whatſoever, within the Kingdom of *England*, Dominion of *Wales*, and Town of *Berwick* upon *Tweed*) directed to all Sheriffs, Mayors, Bailiffs, Conſtables, Headboroughs, and Tythingmen, therein and thereby commanding them, and every of them, in their reſpective Counties, Cities, Towns, and Precincts, to ſeize and re-take ſuch Perſon 43 *El. c.* 2. Priſoner in the Queen's Bench or Fleet Priſon, making eſcape, &c. on Oath thereof, Judge may grant Warrant for re-taking ſuch Priſoner.

who shall be committed to the County Gaol where taken, there to remain &c.

'By 5 Annæ, c. 9. §. 1. such Persons shall be committed to the Prison, which the Sheriff useth for Debtors.'

Exception.

or Persons so escaped, or going at large; and such Person or Persons so re-taken upon such Warrant forthwith to convey and commit to the common Gaol of such County where such Person or Persons so escaped, or going at large, shall be re-taken, there to remain without Bail or Mainprize, or being thence upon any Account whatsoever delivered or removed, until he, she, or they shall have made full Payment or Satisfaction to the respective Plaintiff or Plaintiffs, Creditor or Creditors, in such Action or Actions, Execution or Executions named, or until the Judgment or Judgments, on which such Execution or Executions was or were sued out against such Person or Persons, shall be reversed or discharged by due Course of Law, or until Judgment in such Action or Actions be given for such Person or Persons so committed as aforesaid, or until the said Contempt or Contempts, for which such Person or Persons were or shall be committed, be cleared, and discharged; except such Person or Persons be charged with Treason or Felony, or any other Crime, Matter, or Cause, for and on the Behalf of the Queen's Majesty, her Heirs and Successors; and if he or she, for any such Cause, on the Behalf of the Queen, her Heirs and Successors, be removed to any other Gaol or Prison, he or she shall be, in the Custody of such Gaol, charged with all the Causes with which he or she is or shall be charged in the Gaol from whence he or she shall be removed: And every Mayor, and other Officer as aforesaid, after Delivery of such Prisoner so re-taken together with such Warrant to the Sheriff, shall take a Note in Writing from such Sheriff, testifying the Receipt of such Prisoner, which said Sheriff is hereby required to receive such Prisoner, and give such Note: And every such Sheriff as aforesaid, after the Execution of such Warrant, shall forthwith make a Return thereof to the Court where the Action shall be depending, or Judgment, Order, or Decree had or obtained; which shall be entred and filed upon Record.

Mayor, &c. after Delivery of Prisoner, shall take a Receipt from Sheriff.

Sheriff to make Return of Warrant, &c.

II. And be it further enacted, That if any such Person or Persons so re-taken by Warrant as aforesaid, shall at any Time make any Escape out of the Gaol to which he, she, or they shall be so conveyed and committed as aforesaid, the Sheriff, in whose Custody he, she, or they was or were, shall be liable to answer for such Escape, as in the Case of any other Escape; any Law, Usage, or Custom to the contrary in any wise notwithstanding.

and answer for Prisoner escaping, after re-taken.

III. Provided always, and be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for any Person or Persons, that are or shall be Bail in any Suit or Action in any of her Majesty's Courts of Record at *Westminster*, for any such Person or Persons that shall be re-taken and conveyed to such Gaol as aforesaid, by Virtue of such Warrant as aforesaid, to have and prosecute, out of such of her Majesty's Courts, where he or they are or shall be Bail, a Writ directed to the Sheriff of the County, to the Gaol whereof such Prisoner so re-taken shall be committed and detained, commanding such Sheriff to detain and keep such Prisoner in Custody in discharge of his Bail; which Writ, with an Account whether he hath the said Prisoner in his Custody, shall be returned by the said Sheriff into Court, at a Day therein to be mentioned, and the Delivery of every such Writ to the Sheriff, or his Deputy, shall be deemed and taken to be an effectual Render of such Prisoner, to all Intents and Purposes whatsoever, in discharge of the said Bail; and that in case such Sheriff, his Deputy, or other his inferior Officer, shall thereafter suffer the Person or Persons so rendred, in discharge of his, her, or their Bail, to escape, they and every of them so offending shall be liable to such Action and Actions, as the Marshal of the *Queen's Bench*, or Warden of the *Fleet* Prison, is or are liable to, for permitting any Person to escape out of his or their Custody or Prison, who was committed to such Custody or Prison upon render, in discharge of his, her, or their Bail.

Prisoners Bail may have a Writ to Sheriff to detain Prisoner, &c.

Writ to be returned into Court, &c.

Sheriff, &c. afterward suffering Prisoner to escape, liable to such Action, &c. as Marshal or Warden, &c.

IV. And be it further enacted, That all and every such Sheriffs, upon Request of such Person or Persons, being Bail as aforesaid, who shall deliver such Writ for keeping and detaining such Prisoner as aforesaid, and for the usual Fees of Returns of Actions, shall make, return and certify, under his Hand, the Receipt of such Writ, and the Time thereof, and whether the said Person so re-taken was then in his Custody, and in Default thereof, shall for every such Default, Neglect, or Refusal, forfeit the Sum of fifty Pounds, to be recovered in any of her Majesty's Courts of Record at *Westminster*, by Action of Debt, Bill, Plaint, or Information, wherein no Essoin, Protection, Wager of Law, or any more than one Imparlance shall be allowed; and that upon producing such Return or Certificate to the Court where such Bail shall be taken, such Court shall direct and cause a *Reddidit se* to be entred upon the Bail-piece, which shall be as effectual to all Intents and Purposes, as if the said Bail had then actually rendred the Person of the said Defendant to such Court, or before any Judge or Judges of the same.

Penalty on Sheriff, &c. neglecting to make Return of Writ.

Reddidit se.

V. And for the Prevention of Disputes touching this Act, Be it enacted by the Authority aforesaid, That the same, and every Clause and Thing therein contained, shall be adjudged and taken to be a general Law, and that it shall not be needful to set forth the same in Pleading, or any Part thereof; and that the same, and every Clause therein, shall be construed most beneficially for the preventing of all the Mischiefs, Abuses, Escapes, and other Inconveniences herein provided against: And further, That if any Person or Persons shall at any Time be sued for putting in Execution any Power or Authority given by this Act, such Person or Persons shall and may plead the General Issue, and give in Evidence the special Matter; and if the Plaintiff or Plaintiffs in such Action or Actions shall be nonsuit, or discontinue his, her or their Action or Actions, or a Verdict shall be given for the Defendant or Defendants, or that Judgment upon Demurrer shall be given for the Defendant or Defendants, every such Defendent or Defendants shall have his or their treble Costs of Suit.

This Act to be a General Law.

General Issue.

Treble Costs.

Farther Provisions concerning Prisoners, &c. 9 *Geo.* 1. *c.* 28. 11 *Geo.* 1. *c.* 22. 11 *Geo.* 2. *c.* 20. 16 *Geo.* 2. *c.* 31. 27 *Geo.* 2. *c.* 3 & 17. *and* 32 *Geo.* 2. *c.* 28.

CAP. VII.

An Act for explaining and making effectual a late Statute concerning the Haven and Piers of the Burgh of *Great Yarmouth*, and for confirming the Rights and Privileges of the said Burgh. When the Name and Stile of the Corporation of *Great Yarmouth* shall be altered, *&c.* the Mayor, *&c.* shall have and enjoy the same Rights, *&c.* as Bailiffs, *&c.* Mayor, *&c.* liable to account for Monies collected, and pay the like Fee-farm Rents, *&c.* as the Bailiffs, *&c.* twelve Commissioners to inspect the Accounts, who may call before them the Collectors, and order Monies resting due to be laid out, *&c.* 10 W. 3. c. 5. PR.

CAP. VIII.

An Act for Explanation of a Clause in one Act made in the seventh Year of his late Majesty's Reign relating to *Borelaps*, and to take off the additional Subsidy upon *Irish* Linen.

'WHEREAS in and by an Act of Parliament made in the seventh Year of the Reign of his late 'Majesty King William the Third, of blessed Memory, intituled, *An Act for continuing several* A Clause in '*Duties granted by former Acts upon Wine and Vinegar, and upon Tobacco, and* East India *Goods, and other* 7 W. 3. c. 10. '*Merchandizes imported, for carrying on the War against* France, it is therein recited, That whereas several Merchants trading with the *United Provinces* in several Sorts of coarse Linen, commonly called *Borelaps*, had then of late been compelled to pay Custom for the same as *Hollands*, which came to above thirty-five Pounds *per Centum*; whereby the said Trade, so useful to the poorer Sort of People, was not only likely to be lost, but the Customs thereby much abated: It was therefore enacted, That all such Linen Cloth, known or commonly called by the Name of *Borelaps*, not exceeding twenty-eight Inches and a Half in Breadth, nor twelve Pence an *English* Ell in Value, should be entred *ad valorem* during the Continuance of that Act, and pay all other Duties accordingly: And whereas some Doubt hath been made, whether the said Clause concerning *Borelaps* be yet in Force, and is to continue for such Time and Term of Years, as other Clauses in the said recited Act are by subsequent Acts now in Force continued;' Be it therefore declared and enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said Clause concerning *Borelaps*, and the Duties and Customs payable for the same *ad Valorem*, is and shall be in full Force and Effect to all Intents, Constructions and Purposes whatsoever, until the first Day of *August* one thousand seven hundred and ten. EXP. concerning Borelaps, and the Duties, &c. to be in Force till 1710.

'II. And whereas by one other Act made in the seventh Year of the Reign of his late Majesty King Wil- 7 W. 3. c. 39. 'liam the Third, intituled, *An Act for encouraging the Linen Manufacture of* Ireland, *and bringing Flax 'and Hemp into, and the making of Sailcloth in his Kingdom*, it is enacted, That it shall and may be lawful 'to and for any Native or Natives of *England*, or *Ireland*, to import into *England*, directly from *Ireland*, 'any Sorts of Hemp or Flax, and all the Production thereof, as Thread, Yard, and Linen, of the 'Growth and Manufacture of *Ireland*, free from all Manner of Customs, Duties, and Impositions what- 'soever, upon producing such Certificate, and making such Oath, as in the said Act is mentioned: And 'whereas by one other Act made in the eighth Year of the Reign of his said late Majesty, intituled, *An* 8 W. 3. c. 24. '*Act for granting to this Majesty a further Subsidy of Tunnage and Poundage upon Merchandizes imported, for 'the Term of two Years and three Quarters, and an additional Land Tax for one Year, for carrying on the War 'against* France, a further Subsidy of Poundage was granted to his Majesty after the Rate of twelve 'Pence for the Value of every twenty Shillings, upon all Manner of Goods and Merchandizes imported 'or brought into this Realm, or any the Dominions to the same belonging, at any Time after the first 'Day of *May* one thousand six hundred ninety-seven, and before the first Day of *February* one thousand 'six hundred ninety-nine, according to the several and particular Rates and Values of the same Goods 'and Merchandizes, as the same are particularly and respectively rated and valued in the aforesaid Book 'of Rates; which said additional Subsidy of Poundage hath been since continued by divers Acts, and is 'yet in Force, and to continue for and during the Term of her Majesty's Life; by reason of which said 'last mentioned Act, and the several Acts for continuing the said additional Subsidies, all Linens 'imported from *Ireland* do now stand charged with the said additional Subsidy of twelve Pence for 'the Value of every twenty Shillings of the same Goods imported, notwithstanding the said recited Act 'of the seventh Year of his late Majesty's Reign, for encouraging the Linen Manufactu e of *Ireland*;' Be it therefore enacted by the Authority aforesaid, That from and after the first Day of *March* in the Year of our Lord one thousand seven hundred and two, all Sorts of Hemp or Flax, and all the Production thereof, as Thread, Yarn and Linen, imported into *England* directly from *Ireland*, by any Native or Natives of *England* or *Ireland*, being of the Growth and Manufacture of *Ireland*, upon producing such Certificates, and making such Oath as in and by the said Act of the seventh Year of his said late Majesty was and is required, shall be free from the said additional Subsidy of Poundage, and all Manner of Customs, Duties and Impositions whatsoever; any Act, Custom, or Usage heretofore to the contrary thereof in any wise notwithstanding. Hemp or Flax, &c. may be imported from Ireland, free.

Farther Provisions concerning Linen, 3 & 4 Ann. c. 8. 7 Ann. c. 7. 10 Ann. c. 19.

12 Ann. st. 2. c. 9, 19 & 21. 1 Geo. 1. c. 36. 3 Geo. 1. c. 7 & 21. 17 Geo. 2. c. 30. 18 Geo. 2. c. 24, 27 & 36. 21 Geo. 2. c. 26. 24 Geo. 2. c. 46. 29 Geo. 2. c. 15. and 32 Geo. 2. c. 32.

CAP.

CAP. IX.

An Act for puniſhing of Acceſſories to Felonies, and Receivers of ſtolen Goods, and to prevent the wilful burning and deſtroying of Ships.

'FORASMUCH as the Counſellers and Contrivers of Theft and other Felonies, and the Receivers of Goods that have been ſtolen, are the principal Cauſe of the Commiſſion of ſuch Felonies; and as the Law now is, no Acceſſory can be convicted or ſuffer any Puniſhment where the Principal is not attainted, or hath the Benefit of his Clergy;' Be it therefore enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the twelfth Day of *February* which ſhall be in the Year of our Lord one thouſand ſeven hundred and two, if any principal Offender ſhall be convicted of any Felony, or ſhall ſtand mute, or peremptorily challenge above the Number of twenty Perſons returned to ſerve of the Jury, it ſhall and may be lawful to proceed againſt any Acceſſory, either before or after the Fact, in the ſame Manner, as if ſuch principal Felon had been attainted thereof, notwithſtanding any ſuch principal Felon ſhall be admitted to the Benefit of his Clergy, pardoned, or otherwiſe delivered before Attainder; and every ſuch Acceſſory ſhall ſuffer the ſame Puniſhment, if he or ſhe be convicted, or ſhall ſtand mute, or peremptorily challenge above the Number of twenty Perſons returned to ſerve of the Jury, as he or ſhe ſhould have ſuffered if the Principal had been attainted.

If principal Offender be convicted of Felony, &c. it ſhall be lawful to proceed againſt Acceſſory; who on Conviction ſhall ſuffer the ſame Puniſhment, &c. 3 & 4 W. & M. c. 9. § 4.

Further Proviſions concerning Acceſſaries, 5 *Ann. c.* 31.

'II. And foraſmuch as Buyers and Receivers of ſtolen Goods do oftentimes convey away and conceal 'the principal Felons, ſo that they cannot be convicted of ſuch principal Felony, and thereby ſuch 'Buyers and Receivers have eſcaped all Manner of Puniſhment, which hath greatly encouraged the buying and receiving of ſuch ſtolen Goods:' For Remedy whereof, be it enacted by the Authority aforeſaid, That from and after the ſaid twelfth Day of *February* one thouſand ſeven hundred and two, it ſhall and may be lawful to proſecute and puniſh every ſuch Perſon and Perſons buying or receiving any ſtolen Goods, knowing the ſame to be ſtolen, as for a Miſdemeanor, to be puniſhed by Fine and Impriſonment, although the principal Felon be not before convicted of the ſaid Felony, which ſhall exempt the Offender from being puniſhed as Acceſſory, if the Principal ſhall be afterwards convicted.

Receivers of ſtolen Goods may be puniſhed, where the principal Felon is not convicted. *See further* 4 *Geo.* 1. *c.* 11.

III. And be it further enacted by the Authority aforeſaid, That from and after the ſaid twelfth Day of *February* one thouſand ſeven hundred and two, all and every Perſon and Perſons, who ſhall be produced or appear as a Witneſs or Witneſſes on the Behalf of the Priſoner, upon any Trial for Treaſon or Felony, before he or ſhe be admitted to depoſe, or give any Manner of Evidence, ſhall firſt take an Oath to depoſe the Truth, the whole Truth, and nothing but the Truth, in ſuch Manner, as the Witneſſes for the Queen are by Law obliged to do; and if convicted of any wilful Perjury in ſuch Evidence, ſhall ſuffer all the Puniſhments, Penalties, Forfeitures and Diſabilities, which by any of the Laws and Statutes of this Realm are and may be inflicted upon Perſons convicted of wilful Perjury.

Witneſſes for Priſoner on trial for Treaſon or Felony, ſhall depoſe on Oath, in ſuch Manner as the Queen's Witneſſes. Penalties if convicted of Perjury.

IV. And for the effectual preventing the wilful caſting away, burning, or otherwiſe deſtroying, by Maſters and Mariners, of Ships under their Charge; Be it enacted by the Authority aforeſaid, That if any Captain, Maſter, Mariner, or other Officer belonging to any Ship, ſhall, after the ſaid twelfth Day of *February* one thouſand ſeven hundred and two, wilfully caſt away, burn, or otherwiſe deſtroy the Ship unto which he belongeth, or procure the ſame to be done, to the Prejudice of the Owner or Owners thereof, or of any Merchant or Merchants that ſhall load Goods thereon, he ſhall ſuffer Death as a Felon.

Captain, Maſter, &c. wilfully caſting away or burning, &c. any Ship, ſhall ſuffer Death.

V. And be it further enacted by the Authority aforeſaid, That all and every the ſaid Offence and Offences committed on the High Seas, or where the Admiralty hath Juriſdiction, ſhall be inquired, tried, heard, determined, and judged, in ſuch Shires and Places in the Realm, as ſhall be limited by the Queen's Commiſſion under the Great Seal of *England*, in ſuch Manner and Form, as in and by an Act made in the twenty-eighth Year of the Reign of the late King HENRY the Eighth is directed and appointed for the trial of Pirates; and that all and every Perſon and Perſons, who, from and after the ſaid twelfth Day of *February* one thouſand ſeven hundred and two, ſhall be convict of any of the ſaid Offence or Offences laſt mentioned, or ſhall ſtand mute, or peremptorily challenge above the Number of twenty Perſons returned to ſerve of the Jury, ſhall ſuffer Death without Benefit of Clergy.

Such Offence committed on the High Seas may be tried in any Shire in England, as by 28 H. 8. c. 15. Perſon convicted thereof to ſuffer Death without Benefit of Clergy.

CAP. X.

EXP. An Act for the better repairing and amending the Highways, from the *North* End of *Thornwood Common*, to *Woodford* in the County of *Eſſex*.

CAP. XI.

PR. An Act for making the River *Cham*, alias *Grant*, in the County of *Cambridge*, more navagable, from *Clayhithe Ferry* to the *Queen's Mill*, in the Univerſity and Town of *Cambridge*. Eleven Conſervators of the River *Cham* to be choſen, for making the River navigable, from *Clayhithe Ferry* to the *Queen's Mill*, &c. who may open Wears, Locks, &c. dig the Banks, and erect Wharfs, &c. Conſervators to agree with Owners of Land, &c. for Damages. Juſtices, &c. to determine Differences between the Conſervators and Owners. Such Determination to bind all Parties, and be recorded. On Payment of Monies

nies agreed on, Conſervators may dig, &c. Conſervators, &c. to make orders for the orderly Uſage of the ſaid River, &c. Juſtices of Aſſize may relieve Perſons aggrieved. Univerſity may chuſe one or more Conſervators, in Caſe of Death, &c. and ſo may Juſtices, &c. and the Mayor and Aldermen of *Cambridge*, &c. Conſervators ſo choſen to have like Power, &c. and never to exceed eleven. After Works are finiſhed, Conſervators may ſurvey the River, &c. and make Orders, &c. River, &c. to be under the ſole Rule, &c. of Conſervators, and not ſubject to any Commiſſion of Sewers. Tolls and Duties to be paid for carrying Goods or Paſſengers up or down the ſaid River, *viz.* For every Chalder of Coals, 9*d.* Hundred of Deal Boards, 2*s.* Load or Tun of Timber, 1*s.* Laſt of Wheat, Rye, or Meſſedine, 1*s.* 6*d.* Laſt of Oats, Barley, or Malt, 1*s.* Thouſand of Bricks, 1*s.* Thouſand of Tiles, 6*d.* Hundred of Sedge, 2*d.* Tun of Stones or Pebbles, 1*s.* Thouſand of Turf, 2*d.* Load or twenty hundred of Hay, 6*d.* Laſt of Seeds, 1*s.* 6*d.* Tun of Clay, or Sand, 6*d.* Hundred of Salt Fiſh, 1*s.* Tun of Iron, or Lead, 2*s.* Tun of Salt, 1*s.* Tun of Wine, 4*s.* Tun of Oil, Vinegar, Pitch, Tar, or Sope, 1*s.* Tun of Butter or Cheeſe, 1*s.* Hundred of Faggots, 2*d.* Hundred of Billets, 2*d.* Hundred of Hops, 6*d.* Tun of Cyder, 2*s.* Hundred Pales, Barrel, or Hogſhead Staves, 1*d.* Paſſage Boats, for each Paſſenger, 1*d.* Goods not here mentioned, 1*s.* *per* Tun. Right of the Univerſity, &c. ſaved. Conſervators, &c. may appoint a Collector, who ſhall pay the Monies received once in fourteen Days to the Treaſurer, Collector, Treaſurer, &c. to give Security, and may be removed. &c. Conſervators may convey the Duties for Monies borrowed. How Monies borrowed ſhall be imployed. Duties ſhall not be conveyed for more than 2,000*l.* After Principal and Intereſt ſhall be diſcharged, Conſervators to lay their Accounts before the Auditors, &c. Collector, &c. may enter into any Boat, &c. and in caſe Duty be not paid, Boat, &c. may be ſtopped, and Diſtreſs ſold. Once a Year Inſpection to be made of all Receipts and Diſburſements, &c. in St. *Mary*'s Church in *Cambridge*. Auditors to paſs the Accounts, and the ſame to be entred in three Books, which may be inſpected *gratis*. Watermen, &c. may uſe Winches, &c. Maſters of Lighters, Boats, &c. reſponſible for Damages, &c. Height of the Tops of Wears, Saſſes, &c. In the Abſence of Chancellor, Vice-Chancellor to act, &c. Conſervators to chooſe Collector, Receiver, Treaſurer, &c. and make Orders, &c. Univerſity, &c. may alter or vacate ſuch Orders, and remove Collectors, &c.

CAP. XII.

An Act for the finiſhing and adorning the Cathedral Church of Saint *Paul's London.*

'WHEREAS the Revenue already granted for rebuilding and adorning the Cathedral Church of 'Saint *Paul's*, *London*, is not ſufficient to compleat the ſame; and it being alſo requiſite to remove 'the Houſes between the North Side of the ſaid Cathedral Church, and the Alleys called *New Jewry* and '*Piſſing Alley*, which by their nearneſs thereto expoſe it to apparent Danger in caſe of Fire, the Purchaſe 'and Removal whereof will be an additional Expence; and the ſaid Building being now ſo far advanced, 'that it may in few Years be perfected, if vigorouſly carried on;' Be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and the Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That for all Sorts of Coals and Culm, which from and after the fifteenth Day of *May* one thouſand ſeven hundred and eight, and before the fifteenth Day of *May* one thouſand ſeven hundred and ſixteen, ſhall be imported or brought into the Port of the ſaid City of *London*, or the River of *Thames*, within the Liberty of the ſaid City upon the ſame River, there ſhall be paid, by way of Impoſition thereupon, over and beſides all other Impoſitions and Duties, according to the Rates hereafter mentioned (that is to ſay) For all ſuch Sorts of Coals and Culm as are uſually ſold by the Chalder, for every Chalder thereof, containing thirty-ſix Buſhels *Winchester* Meaſure, the Sum of two Shillings; and for ſuch Sort of Coals as are ſold by the Tun, for every Tun thereof, containing twenty hundred Weight, the Sum of two Shillings; which ſaid Impoſition of two Shillings for every Chalder of Coals or Culm, or Tun of Coals, ſhall, from Time to Time, during the Term aforeſaid, be levied, anſwered, collected, and paid, in the ſame Manner, Methods, and Form, and at ſuch Places, and by ſuch Rules, Ways, and Means, and under ſuch Penalties and Forfeitures, as are mentioned, expreſſed, or directed in and by an Act of Parliament paſſed at *Weſtminſter*, in the firſt Year of the Reign of King JAMES the Second, intituled, *An Act for rebuilding, finiſhing, and adorning of the Cathedral Church of Saint* Paul's, London, for levying, anſwering, collecting, and paying, the Impoſition of eighteen Pence for every Chalder or Tun of Coals granted by the ſaid recited Act; and that all and every the Powers, Authorities, Articles, Rules, and Clauſes in the ſaid recited Act mentioned or contained, ſhall be of ſuch Force and Effect to all Intents and Purpoſes, for the levying, collecting, paying, ordering, and diſpoſing of the Impoſition hereby granted, for and during the ſaid Term herein before limited, as if the ſame were particularly and at large ſet down and enacted by this Act.

For all Coals and Culm from 1708. to 1716. brought to the Port of London or the Thames, ſhall be paid the Rates, following, viz. For every Chalder of Coals or Culm, 2*s.* Coals ſold by the Tun, 2*s.* per Tun.

In what Manner Duties ſhall be levied, &c.

The Powers in 1 Jac. 2. c. 15. revived.

II. And be it further enacted by the Authority aforeſaid, That all and every ſuch Sum and Sums of Money, which ſhall be raiſed, collected, or levied, by virtue of this Act, ſhall be appropriated, applied, and diſpoſed to the compleating, adorning, ſecuring and preſerving the ſaid Cathedral Church of Saint *Paul's*, and to no other Uſe or Purchaſe whatſoever: And that the Lord Archbiſhop of *Canterbury*, Lord Biſhop of *London*, and Lord Mayor of *London*, for the Time being, or any two of them, ſhall have the like Powers and Authorities for the ordering, directing, and diſpoſing of the Monies ariſing by virtue of this Act, for the Purpoſe before mentioned, as they had by the ſaid former Act, for the ordering, directing, and diſpoſing of the Monies ariſing thereby.

Money how appropriated.

III. And

Commissioners may appropriate so much Money as will puchase in the Buildings to be demolished, &c.

'New Jewry,' 'Pissing Alley,'

Houses, Sheds, &c. to be pulled down,

and Ground laid to the Church Yard.

Commissioners may agree with the Vestries of St. Gregory and St. Faith for exchanging their Burial Places, &c.

III. And be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for the Lord Archbishop of *Canterbury*, Lord Bishop of *London*, and Lord Mayor of *London*, for the Time being, or any two of them, to contract for and purchase, and to appropriate, by Warrant under their Hands and Seals, so much Monies arising by the Duties granted by this Act, as shall be sufficient for the contracting for, purchasing and demolishing all the said Houses and Buildings, with their Appurtenances, which are now erected, and standing between the North Side of the said Cathedral Church and the said Alleys called *New Jewry* and *Pissing Alley*; and that the Ground of the said Houses and Yards thereunto belonging (when purchased) shall be and remain for ever after free from any future Building whatsoever, except as herein after is excepted: And also all Houses, Buildings, and Sheds, made use of for Watch-houses, or any Offices of the said Fabrick, for the Building thereof, shall at such Time as the said Lord Archbishop of *Canterbury*, Lord Bishop of *London*, and Lord Mayor of *London*, for the Time being, or any two of them shall appoint, be pulled and taken down, and that the Ground or Soil thereof shall be laid to, and remain as Part of the Church Yard of the said Cathedral Church: And that for the making the more regular the said Church Yard, the Lord Archbishop of *Canterbury*, Lord Bishop of *London* and Lord Mayor of *London*, for the Time being, or any two of them, shall have Power to treat and agree with the respective Vestries of the Parishioners of Saint *Gregory* and Saint *Faith*, for exchanging their Places of Burial in the Church Yard, and Vaults under the Cathedral Church of Saint *Paul*'s, for other equivalent Ground and Vaults belonging to the said Cathedral, or elsewhere in the said Parishes: And all the said Ground and Vaults, as well that to be received in exchange, as of the Houses, Buildings, and Sheds aforesaid, shall be deemed and reputed the Church-yard and burying Ground of the Cathedral Church of Saint *Paul*'s.

Church Yard to be inclosed, and no Building erected thereon, except a Chapter House, &c. or Storehouse.

IV. And be it further enacted by the Authority aforesaid, That at such Time as the said Lord Archbishop of *Canterbury*, Lord Bishop of *London*, and Lord Mayor of *London*, for the Time being, or any two of them, shall think fit, the said Church Yard shall be inclosed or separated from the High Street, and that no House or Building whatsoever shall hereafter be erected in or upon any Part of the said Church Yard, except a Place for the meeting of the Chapter of the said Cathedral Church, and for keeping the Stores for the necessary Repairs of the said Church, which may be built by and with Part of the Money to be raised by virtue of this Act. And if any House or Building shall hereafter be erected in or upon any Part thereof, except as before excepted, the same shall be taken and esteemed a common Nusance, and be prosecuted and punished as such.

Sale of Houses, &c. made by the Bishop of London, &c. shall be good in Law.

How Purchase Monies shall be applied.

'V. And whereas some of the Houses and Grounds, which may be purchased and made use of for securing the said Cathedral from Accidents of Fire, and for regulating the Church Yard, as aforesaid, do or may belong to the See of *London*, Dean and Chapter, or Petty Canons, of the said Cathedral, in Right of the said See, Chapter, and Church;' Be it enacted by the Authority aforesaid, That any Sale made by the Lord Bishop of *London*, Dean and Chapter, or Petty Canons, of any such Houses and Grounds for the Purposes aforesaid, shall be good and valid in the Law, and shall bind them and their Successors, any Statute of Restraint to the contrary notwithstanding: And that the Lord Archbishop of *Canterbury*, Lord Bishop of *London*, and Lord Mayor of *London*, for the Time being, or any two of them, shall apply and lay out the Monies which shall be paid for the Purchase of the Estate and Interest of the said Lord Bishop of *London*, Dean and Chapter, or Petty Canons, in the said Houses and Grounds belonging to the said See of *London*, the said Dean and Chapter and Petty Canons, or any of them, for the purchasing of Lands and Tenements in Fee Simple, to be settled upon them respectively, and upon their respective Successors, in Right of the said Church; which said Purchase and Settlements shall be valid in Law to all Intents and Purposes, the Statute of Mortmain, or any other Statute, Law, or Custom notwithstanding.

Commissioners may engage the Profits, &c.

How Interest shall be paid.

8 W. 3. c. 14.

How Monies borrowed shall be imployed.

'VI. And forasmuch as it is the Intention of this Act, that the Rebuilding of the said Cathedral Church of Saint *Paul*'s be speedily compleated, which will save much Charge and Expence, that would be unavoidable, in case of a slow and dilatory Progress;' Be it enacted by the Authority aforesaid, That the said Lord Archbishop of *Canterbury*, Lord Bishop of *London*, and Lord Mayor of *London*, for the Time being, or any two of them, shall and are hereby impowered, by Indenture under their Hands and Seals, to engage the Profits arising out of the respective Impositions by this Act, or any Part or Parts thereof, as a Security for the Repayment of any Sum or Sums of Money by them to be borrowed for the Ends and Purposes of this Act, with Interest for Forbearance of the same (the Interest whereof to grow due before the Commencement of the Duty hereby imposed, shall and may be paid out of the Monies arising by the Duties given by an Act made in the eighth Year of the Reign of the late King WILLIAM the Third, intituled, *An Act for compleating the Building and adorning the Cathedral Church of Saint* Paul's, London, *and for repairing the Collegiate Church of Saint* Peter, Westminster; so as such Payments do not prejudice any Persons who have already advanced any Sums on the Credit of the said last mentioned Duties) to any Person or Persons that shall or will advance or lend any Sum or Sums of Money upon such Security: All which Money so to be borrowed, shall be imployed for and towards rebuilding, finishing, adorning, and securing the said Cathedral Church, and for contracting for, purchasing, and demolishing the adjacent Houses and Buildings aforesaid; as also for inclosing and regulating the Church Yard of the said Cathedral Church, according to the true Intent and Meaning of this Act.

CAP.

CAP. XIII.

An Act for continuing former Acts for exporting Leather, and for Eaſe of Jurors, and for reviving and making more effectual an Act relating to Vagrants.

'WHEREAS divers temporary Laws, which by Experience are found to be uſeful, and beneficial, are near expiring;' Therefore for continuing the ſame, be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That an Act made in the twentieth Year of the Reign of King CHARLES the Second, intituled, *An Act for giving Liberty to buy and export Leather, and Skins tanned and dreſſed*; which Act was revived by an Act in the firſt Year of the Reign of the late King JAMES; which Acts were revived and continued by an Act made in the firſt Year of the late King WILLIAM and Queen MARY; which Acts were revived and continued by another Act in the ſeventh and eighth Years of the Reign of King WILLIAM the Third, intituled, *An Act for continuing ſeveral Acts therein mentioned*; which Act will expire the End of the firſt Seſſion of Parliament next after the twenty-fifth Day of *March* one thouſand ſeven hundred and three, ſhall be continued, and be in Force for the Space of ſeven Years, from the End of that Seſſion of Parliament, and from thence to the End of the firſt Seſſion of Parliament thence next enſuing.

20 Car. 2. c. 5. 1 Jac. 2. c. 13. 1 W. & M. ſ. 1. c. 23. 7 & 8 W. 3. c. 36. for exporting Leather, continued for 7 Years. EXP. *See farther* 9 *Ann.* c. 6. 12 *Ann. St.* 2. c. 9. 3 *Geo.* 1. c. 4. 5 *Geo.* 1. c. 2. *and* 12 *Geo.* 2. c. 25.

II. And be it enacted by the Authority aforeſaid, That an Act made in the ſeventh and eighth Years of the Reign of King WILLIAM the Third, intituled, *An Act for the Eaſe of Jurors, and better regulating of Juries*; which Act will expire at the End of the next Seſſion of Parliament after the firſt Day of *May* one thouſand ſeven hundred and three, ſhall be, and is hereby continued for the Space of ſeven Years, from the Expiration thereof, and from thence to the End of the next Seſſion of Parliament.

7 & 8 W. 3. c. 32. concerning Juries, continued for 7 Years. 'Perpetual 6 Geo. 2. c. 37.' *See farther* 24 *Geo.* 2. c. 18. *and* 29 *Geo.* 2. c. 19.

'III. And whereas divers Perſons within the County of *York*, liable to ſerve on Juries at Aſſizes and 'Seſſions of the Peace (having very conſiderable Eſtates in Freehold and Copyhold) do for their own Eaſe 'prevail with Sheriffs to be returned and ſummoned to the Service of the Seſſions, being nigh their Ha'bitations, and the Attendance there ſhort, which often neceſſitates Men of meaner Eſtates to be on 'Juries at the Aſſizes, than otherwiſe might and ought to be, where the conſiderableſt Men of Eſtates, 'liable to the ſaid Service, ought in their legal Courſe to be returned, ſummoned, and to ſerve:' For Remedy whereof be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and the Commons, in Parliament aſſembled, That no Perſon intereſted in ſuch Eſtate as will qualify him to ſerve on Juries, of the clear yearly Value of one hundred and fifty Pounds, or of any greater yearly Value, ſhall be returned and ſummoned to ſerve upon any Jury, at any Seſſions of the Peace holden for any Part of the County of *York*, upon the Penalty of twenty Pounds, to be forfeited by any Sheriff, under Sheriff, or other Officer whatſoever, making ſuch Return and Summons as aforeſaid, to be recovered to and for the Uſe of any Perſon that will ſue for the ſame, in any of the Courts of Record at *Weſtminſter*, by Action of Debt, Bill, Plaint, Information, or otherwiſe, wherein no Eſſoin, Protection, Privilege, or Wager of Law, or more than one Imparlance ſhall be allowed.

Perſons in the County of York having an Eſtate of 150 l. per Ann. &c. ſhall not be returned on Juries at the Seſſions, &c. Penalty.

IV. And be it further enacted by the Authority aforeſaid, That an Act made in the eleventh and twelfth Years of the late King WILLIAM the Third, intituled, *An Act for the more effectual Puniſhment of Vagrants, and ſending them whither by Law they ought to be ſent*; which Act will expire at the End of the next Seſſion of Parliament after the twenty-fourth Day of *June* one thouſand ſeven hundred and three, be continued for the Space of three Years from the Expiration thereof, and from thence to the End of the next Seſſion of Parliament.

11 & 12 W. 3. c. 18. concerning Vagrants, continued for 3 Years, EXP.

'V. And whereas the ſaid Act has Reſpect only to ſuch Vagrants as are found to have Paſſes, Teſtimo'nials, Letters of Requeſt, or other Writings, pretending thereby either to be relieved or conveyed;' be it enacted by the Authority aforeſaid, That the ſaid Act ſhall be, and be conſtrued to extend to all Vagrants whatſoever, whether with Paſſes or without.

and to extend to all Vagrants whatſoever. 'For theſe Clauſes concerning Vagrants, ſee 5 Annæ, c. 32. §. 1.'

'VI. And whereas ſeveral great Sums of Money, ſince the making the ſaid Act, have been levied and 'expended for the conveying of Vagrants, and that ſome Juſtices of the Peace give greater Allowances 'to Conſtables for conveying Vagrants than may ſeem to be neceſſary, and that the Owners of Horſes, 'Waggons, Carts, or other neceſſary Carriages for conveying ſuch Vagrants, are often extravagant in 'their Rates and Demands:' For Remedy whereof, and for better regulating and aſcertaining ſuch Allowances, be it enacted by the Authority aforeſaid, That the Juſtices of the Peace at the firſt Quarter-Seſſions that ſhall be held for the ſeveral Counties, Ridings, Diviſions, and Liberties, after the Commencement of this Act, wherein they are commiſſioned to act, and ſo yearly, at every *Eaſter* Seſſions, during the continuance of this Act, are hereby impowered and required to aſcertain and ſet down the ſeveral Rates that ſhall for the Year enſuing be allowed for maintaining and conveying, and carrying of ſuch Vagrants as ſhall be paſſed or carried through their reſpective Counties, Ridings, Diviſions, and Liberties; of which ſaid Rates the Clerks of the Peace are hereby required to give Copies to each Juſtice *gratis*, that they may accordingly regulate the Allowances which they ſhall have Occaſion to tax, upon the Back of the Certificates by them to be given to the ſeveral Petty Conſtables.

Juſtices at every Eaſter Seſſions to ſet down the Rates for conveying of Vagrants, &c. 'Enforced by 5 Annæ, c. 32. §. 5.' * *Read*, c. 32. §. 2.

No High Constable to pay the Rates till Constable produce a Receipt, &c.

VII. And it is hereby further enacted, That no Chief or High Constable shall pay the Rates taxed upon the Certificates brought to them by their Petty Constables, unless they shall, at the same Time, produce to them a Receipt from the Constables of the adjacent Counties, to whom they are ordered to deliver the said Vagrants, of their having received such Vagrant or Vagrants directed to be conveyed to to them by the said Order; which said Constables of the said adjacent Counties, are hereby required to receive the said Vagrant or Vagrants, and at the same Time to give such Receipt as hereby is required.

Penalty on Constable, &c. refusing to do his Duty.

VIII. And it is hereby further enacted, That if any Chief Constable, Petty Constable, or other such Officer, shall refuse or neglect to do their several Duties by this Act injoined, they shall for every Offence forfeit the Sum of twenty Shillings; which said several Forfeitures and Penalties shall be recovered and recoverable as other Forfeitures and Penalties by this or the former Act are appointed to be recovered.

CAP. XIV.

An Act for encouraging the Consumption of malted Corn, and for the better preventing the running of *French* and Foreign Brandy

'WHEREAS the making of *English* Brandy and strong Waters from malted Corn, hath been 'encouraged by several Acts of Parliament, whereby great Quantities of the worst Sort of malted 'Corn, not useful to the Brewers, hath been yearly consumed by those who set up Works for that 'Purpose: And whereas the Consumption of *English* Brandy and strong Waters, made from malted 'Corn, hath of late Years been greatly hindred, as well by the running of *French* and other Foreign 'Brandies, as also by a Clause in an Act made in the twelfth and thirteenth Years of his late Majesty's 'Reign, intituled, *An Act for granting unto his Majesty several Duties upon Low Wines or Spirits of the first 'Extraction, and for continuing other Duties*, whereby all Distillers and Tradesmen, who sell Brandy or 'strong Water by Retail, are compelled to take Licences as common Alehouse Keepers:' For Remedy whereof, be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That as for and concerning all Distillers who keep Houses or Places of distilling the Liquors aforesaid, and also all other Shop-Keepers whose principal Dealings shall be more in other Goods and Merchandizes than in Brandy or strong Waters, and who do not permit or suffer Tippling in his or their Houses, the said Clause in the said recited Act, for compelling all Distillers and others to take Licences as common Alehouse Keepers, shall be repealed, and the same Clause is hereby repealed.

Clause in 12 & 13 W. 3. c. 11. §. 18. repealed.

French Brandy imported or landed before Duty paid, &c. forfeited.

Penalty on Persons aiding therein, &c.

and on Officer concealing the same.

II. And be it further enacted by the Authority aforesaid, That if any Person or Persons shall, at any Time hereafter, import, land, or deliver out of any Ship, Vessel or Boats, any *French* Brandy, before the Duty due or payable to her Majesty for the same shall be paid, or secured to be paid, or by Licence from the proper Officer so to do, every Person or Persons that shall so do, or be aiding or assisting therein, or shall conceal the same when landed, shall not only forfeit the Goods so imported, but also forfeit and pay double the Value of such Goods so clandestinely imported; one Moiety whereof, after Charges of Suit deducted, shall be paid to her Majesty, and the other Moiety thereof to the Informer, who shall sue for the same in any of her Majesty's Courts of Record, by Bill, Plaint, or Information, wherein no Essoin, Protection, or Wager of Law shall be allowed, nor any more than one Imparlance: And if any Officer or Officers belonging to her Majesty's Customs or Excise, or other her Majesty's Duties or Revenues, shall connive at, or be concerned in any such clandestine Importation, or after he shall be informed thereof shall conceal the same, or not give Notice thereof to her Majesty's Commissioners of the Customs or Excise, or some of them, or shall compound, without Licence, with any Person or Persons concerned in any such clandestine Importation of *French* Brandy, such Person and Persons shall be incapable of executing any Office in her Majesty's Revenue, and shall also forfeit and pay the Sum of five hundred Pounds, to be recovered and divided as aforesaid.

CAP. XV.

EXP.

An Act for granting to her Majesty several Subsidies for carrying on the War against *France* and *Spain*. Stock in Trade to pay 50 *s. per Cent.* for one Year. Except Malt and Corn, *&c.* Stock in Husbandry, Household-stuff, and capital Stock of Corporations. Mortgages, Judgments, Statutes, Bonds, *&c.* to pay 25 *s. per Cent.* for one Year. Except Debts owing from her Majesty, and Arrears of Rent. A Deduction for Debts owing at Interest. Annuity, Pension, *&c.* out of the Exchequer, to pay 4 *s.* in the Pound for one Year. Except out of Lands, *&c.* specially exempted. Persons having Fee or Salary, *&c.* arising by Offices Ecclesiastical, Civil, or Military, to pay 1 *s.* in the Pound for one Year. And Officers under Queen Dowager, and under Lords of Manors, *&c.* and their Clerks, Deputies, *&c.* Except Officers in Muster. Practicers in the Law. Preachers in separate Congregations. Brokers, Factors, *&c.* Practicers in Physick, and other Professions, to pay 4 *s.* in the Pound for one Year. Commissioners for this Year's Land Tax to execute this Act, and to meet on six *April* 1703. and may subdivide. Receiver General to have a List of the Commissioners to act in each Division. Subsidies to be duly assessed. Commissioners to summon Assessors, and give them a Charge. Penalty on absenting, or refusing to serve. Commissioners to appoint Assessors, and prefix a Day for to bring in their Assessments, distinguishing in Columns the Rates upon Stock in Trade, Debts at Interest, Pensions and Annuities,

1 Annæ, Stat. 2. c. 1.

Annuities, Offices, &c. Profeſſions. Aſſeſſors to aſſeſs the ſame, and be Collectors. Pariſh, &c. anſwerable for Collector. Penalty on Aſſeſſor neglecting or refuſing to ſerve, &c. Aſſeſſors to take the Oath 1 W. & M. c. 8. Commiſſioners may examine the Preſenters, and ſummon ſuſpected Perſons to be examined, &c. and inform themſelves on Oath of any Omiſſion or Under Aſſeſſments, and ſet Rates. Aſſeſſors to give Copies of their Aſſeſſments to Commiſſioners, who are to deliver back Duplicates thereof to the Aſſeſſors, and to the Receivers General. Extracts of all the Aſſeſſments to be tranſmitted into the Exchequer. Collectors to demand the Money of the Parties themſelves, and pay the ſame to the Receivers General. Receivers General to appoint Deputies, and notify the ſame to the Commiſſioners, &c. and haſten the Collectors, and in caſe of Neglect, &c. to diſtrain. Receiver General's Receipt a Diſcharge to Collectors. Collectors not obliged to travel above ten Miles; and may retain 4*d.* in the Pound for what they collect. Receivers General to pay the Monies into the Exchequer, and to have 2*d.* in the Pound. Commiſſioners Clerks three Halfpence in the Pound. Commiſſioners, &c. to apply themſelves to the Execution of this Act. On Nonpayment Collectors to diſtrain. Diſtreſs to be kept four Days, and then ſold. Lawful to break open Houſes, and any Cheſt, &c. Commiſſioners to determine Diſputes about Diſtreſſes. Perſons refuſing to pay, to be committed to Gaol, except a Peer or Peereſs. Parents, &c. to pay for Minors, and be allowed the ſame in their Accounts. Perſons, &c. having Stock of others, to pay, and be allowed, &c. Perſons, &c. to be taxed where they reſide, &c. Offices, &c. to be aſſeſſed where exerciſed. Perſons not Houſholders, where they reſide. Perſons out of the Realm, where they laſt reſided. Perſons doubly charged, on Certificate and Oath to be diſcharged. Perſons who by Fraud ſhall eſcape being taxed to be doubly charged. Commiſſioners to nominate Aſſeſſors and Collectors for privileged and extraparochial Places, and aſſeſs the Aſſeſſors. The *Eaſt India* Companies, the Bank, and Companies of Merchants in *London*, to be aſſeſſed by the Commiſſioners of *London*. Treaſurers of the Companies to pay the Tax. Members of Parliament where to be aſſeſſed. Traders, &c. to give the Aſſeſſors a Particular of their Stock, &c. Aſſeſſors may enter into any Shop, &c. Perſons refuſing Entrance, forfeit 50 *l.* If Aſſeſſors ſuſpect the Particulars, to aſſeſs according to the beſt of their Judgments. Commiſſioners to examine the Aſſeſſments, &c. Perſons intitled to Debts at Intereſt, to deliver a Specification of the Debts; and of the Perſons liable to the ſame, &c. Commiſſioners to ſign atteſted Copies of the Specifications. Upon Oath that Debts are deſperate, Commiſſioners to diſcharge, &c. Lands, &c. in Poſſeſſion of any Perſon for Debts, &c. ſuch Debts not to be charged. Perſons beyond Sea, and Minors, having Money at Intereſt, Truſtees or Guardians to pay the Duties. Perſons over-rated may appeal. Commiſſioners to examine the Aſſeſſments. Appeals once heard to be final. Maſter, Fellow, &c. of Colleges exempted from Tax. None compelled to be an Aſſeſſor, &c. out of the Limits of the Place where he lives: Nor liable to the Penalties of 25 Car. 2. c. 2. or to the Penalties 13 W. 3. c. 6. No Commiſſioner to act before he has taken the Oaths 1 W. & M. ſſ. 1. c. 8. Act not to tax the Inhabitants of *Scotland*, *Ireland*, *Jerſey*, or *Guernſey*. Papiſts, &c. not taking the Oaths, to pay double, 1 W. & M. ſſ. 1. c. 8. Perſons refuſing to take the Oaths appointed by 1 W. & M. ſſ. 1. c. 8. to pay double. Commiſſioners to ſummon ſuſpected Perſons to take the Oaths. *Quakers* to ſubſcribe the Declaration of Fidelity, 1 W. & M. ſſ. 1. c. 18. Annuities to Prince *George* not chargeable. No ſuperannuated Sea Officers, &c. to pay. Reſidentiaries not chargeable as enjoying Offices, &c. Clauſe of Loan at 5 *per Cent.* Money lent not to be taxed. Tallies of Loan, and Orders for Repayment, to be regiſtred and paid in Courſe. Orders for Payment aſſignable. 1 Annæ, ſtat. 1. c. 12. 1 Annæ, ſtat. 2. c. 1.

CAP. XVI.

An Act for puniſhing Officers or Soldiers who ſhall mutiny or deſert her Majeſty's Service in *England* or *Ireland*, and for puniſhing falſe Muſters, and for better Payment of Quarters in *England*. EXP.

Officers or Soldiers cauſing any Mutiny, or who ſhall deſert, or be twice liſted, to ſuffer Death, &c. The Queen, &c. may grant Commiſſions to hold Courts Martial, not to conſiſt of fewer than thirteen, &c. Officers, &c. not exempt from Proceſs of Law. This Act not to extend to the Militia. An Oath to be taken by Officers of the Court Martial. Penalty on making falſe Muſters, &c. and on Commiſſary allowing the ſame. Commiſſary to give Notice before Muſter to the Mayor, &c. Penalty on Perſon falſly muſtered, &c. and on Perſon lending a Horſe to be muſtered. Penalty on Paymaſter, &c. detaining Officer's or Soldier's Pay. Penalty on Officer muſtering Servants, or by a wrong Name. During this Act, Conſtables, &c. may quarter Soldiers in Inns, &c. Penalty on Military Officer preſuming to quarter Soldiers otherwiſe than allowed. Officer, &c. to pay for Proviſions, &c. No Deductions to be made out of Soldiers Pay except for Clothing, and 12*d.* in the Pound, and one Day's Pay, &c. Act to be read at every Muſter. Officer on Receipt of Subſiſtence-money for Regiment, &c. to give Notice thereof to Inn-keepers, &c. who ſhall give an Account of Debts owing, &c. Officer to pay the ſame. All Clothes, Arms, &c. ſhall be bought in *England*, and not elſewhere. Muſter Rolls to be cloſed on the Place of Muſter; and one of them returned to the Paymaſter of the Army. Juſtices to iſſue out Warrants for providing Carriages for the Forces in their Marches, &c. Rates to be paid for Carriages, &c. Penalty on Military Officer, &c. forcing Waggon to travel more than one Day's Journey, &c. No Officer's or Soldier's Wife, Children, &c. to be quartered without Conſent. Penalties on Officer or Soldier deſtroying the Game, &c. Penalty on Perſons concealing Deſerters, or buying any Arms, Clothes, &c. Inhabitants of *Epſom*, &c. not liable to quarter Soldiers, &c. Officer or Soldier correſponding with any Rebel or the Queen's Enemy, &c. guilty of High Treaſon. Or ſhall cauſe any Mutiny in the Army, or diſobey ſuperior Officer, &c. or ſtrike or draw upon him, &c. guilty of Felony, &c. Treaſons and Felonies, &c. committed, may be tried in the *King's Bench*, &c. This Act not to abridge the Queen of making Articles of War, &c. Queen may grant a Commiſſion 31 Car. 2. c. 1.

for holding a Court-martial in *England*, &c. for trying Offences committed out of the Realm, *&c.* Officer or Soldier deserting beyond Sea, and escaping into *England*, &c. may be sent back to his Regiment, *&c.* and there tried. No Person to be tried twice for the same Offence. No Attainder for Felony to corrupt the Blood of Heir, *&c.* Persons indicted of Treason, *&c.* to have the Benefit of the Act 7 W. 3. c. 3. Marine Regiments and Trains of Artillery subject to the Penalties of this Act, *&c.* Debts owing for Quarters by the Invalids of *Chelsea*, shall be paid. Felons, *&c.* convicted, may be delivered out of Prison, on view of a Warrant under the Queen's Sign Manual for for a Pardon, *&c.* Pardon to be inrolled. So much as relates to Mutineers, *&c.* to extend to the Forces in *Ireland*.

CAP. XVII.

An Act for enlarging the Time for taking the Oath of Abjuration; and also for recapacitating and indemnifying such Persons as have not taken the same by the Time limited, and shall take the same by a Time to be appointed; and for the further Security of her Majesty's Person, and the Succession of the Crown in the Protestant Line; and for extinguishing the Hopes of the pretended Prince of *Wales*, and all other Pretenders, and their open and secret Abettors.

13 W. 3. c. 6. 1 Annæ, stat. 1. c. 22.

'WHEREAS by an Act made in the thirteenth Year of the Reign of his late Majesty King William the Third, intituled, *An Act for the further Security of his Majesty's Person, and the Succession of the Crown in the Protestant Line; and for extinguishing the Hopes of the pretended Prince of* Wales, *and all other Pretenders, and their open and secret Abettors*; and by one other Act made in the first Year of the Reign of her present Majesty, declaring the Alterations of the Oath in the said recited Act contained, several of her said Majesty's Subjects are obliged to take and subscribe the Oath therein mentioned, by certain Times limited and appointed in the said first recited Act, who have, through Ignorance or Mistake, or by the not duly holding the Courts where the same ought to have been taken, or for some other such like Reasons, omitted or neglected to take and subscribe the said Oath, and are thereby subject and liable to the Disabilities, Incapacities, and Penalties in the said Acts contained;' Be it therefore enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by Authority of the same, That if any Person or Persons who ought to have taken and subscribed the said Oath, with the Alterations in the said last mentioned Act contained, in the Manner, at the Places, and by the Times in the said first recited Act limited, shall, on or before the first Day of *August* which shall be in the Year of our Lord one thousand seven hundred and three, take and subscribe the said Oath, so altered as aforesaid, in such Manner, and at such Places, as in and by the said several Acts is prescribed, such Person and Persons is, are, and shall be (for such Neglect or Omission only) by this Act indemnified from and against all the Penalties, Forfeitures, Incapacities, and Disabilities incurred by such Mistake, Neglect, or Omission, and is, are, and shall be fully and actually recapacitated and restored to the same State and Condition, to all Intents and Purposes, as if such Person or Persons had taken and subscribed the said Oath, in such Manner, at such Places, and within such Times as by the said several Acts is prescribed, and no such Mistake, Neglect, or Omission had been made; any thing in the said several Acts to the contrary thereof in any wise notwithstanding.

Persons who ought to have taken the Oath, &c. may take the same by 1 Aug. 1703. and be indemnified, and recapacitated, &c.

II. Provided always, That no Person or Persons, who by reason of any such Mistake, Neglect, or Omission, hath or have left or forfeited any Office, Benefice, Place, Dignity, or Employment whatsoever, to which any other Person or Persons hath or have been preferred or promoted, shall be restored to such Office, Benefice, Place, Dignity, or Employment; any thing herein contained to the contrary notwithstanding.

Except to Office, &c. to which another hath been preferred.

III. And for the further Security of her Majesty's Person, and the Succession of the Crown in the Protestant Line, and for extinguishing the Hopes of the pretended Prince of *Wales*, and all other Pretenders, and their open and secret Abettors; Be it further enacted by the Authority aforesaid, That if any Person or Persons, at any Time after the first Day of *March* one thousand seven hundred and two, shall endeavour to deprive or hinder any Person who shall be the next in Succession to the Crown for the Time being, according to the Limitations in an Act, intituled, *An Act declaring the Rights and Liberties of the Subject, and settling the Succession of the Crown*; and according to one other Act, intituled, *An Act for the further Limitation of the Crown, and better securing the Rights and Liberties of the Subject*, from succeeding after the Decease of her Majesty (whom God long preserve) to the Imperial Crown of this Realm, and the Dominions and Territories thereunto belonging, according to the Limitations in the before mentioned Acts; that is to say, Such Issue of her Majesty's Body as shall, from Time to Time, be next in Succession to the Crown, if it shall please God Almighty to bless her Majesty with Issue; and during the Time her Majesty shall have no Issue, the Princess Sophia, Electoress and Duchess Dowager of *Hanover*; and after the Decease of the said Princess Sophia, the next in Succession to the Crown for the Time being, according to the Limitation of the said Acts; and the same maliciously, advisedly, and directly shall attempt by any Overt-Act or Deed; every such Offence shall be adjudged High Treason, and the Offender or Offenders therein, their Abettors, Procurers, and Comforters, knowing the said Offence to be done, being thereof convicted or attainted, according to the Laws and Statutes of this Realm, shall be deemed and adjuged Traitors, and shall suffer Pains of Death, and all Losses and Forfeitures, as in Cases of High Treason.

Any Person endeavouring to hinder the next Successor to the Crown from succeeding, according to the Act 1 W. & M. st. 2. c. 2. 12 & 13 W. 3. c. 2. shall be deemed guilty of High Treason, and suffer Death, &c.

IV. And

IV. And be it further enacted by the Authority aforeſaid, That all and every Perſon and Perſons that ſhall bear any Office or Offices, Military or Civil, or ſhall receive any Pay, Salary, Fee, or Wages, by reaſon of any Patent or Grant, from her Majeſty, or any of her Majeſty's Predeceſſors, or ſhall have Command or Place of Truſt from or under her Majeſty, or from any of her Majeſty's Predeceſſors, or by her or their Authority, or by Authority derived from her or them, within the Realm of *Ireland*, and all Eccleſiaſtical Perſons, and Maſter, Governor, Head or Fellow of the College or Univerſity of *Dublin*, and all Perſons teaching Pupils in the ſaid Univerſity or elſewhere, and all School-maſters and Uſhers, and all Preachers and Teachers of ſeparate Congregations, and every Perſon that ſhall act as a Serjeant at Law, Counſellor at Law, Barriſter, Advocate, Attorney, Solicitor, Proctor, Clerk, or Notary, practiſing in any Manner as ſuch in any Court or Courts whatſoever, who ſhall inhabit, be, or reſide within the City of *Dublin*, or within thirty Miles of the ſame, on the firſt Day of *Eaſter* Term, which ſhall be in the Year of our Lord one thouſand ſeven hundred and three, or at any Time during the ſaid Term, ſhall perſonally appear before the End of the ſaid Term, or in *Trinity* Term then next following, in her Majeſty's High Court of *Chancery* in that Kingdom, or in her Majeſty's Court of *Queen's Bench*, *Common Pleas*, or *Exchequer* there; and ſhall then in publick and open Court, between the Hours of nine of the Clock and twelve in the Forenoon, take the Oath according to the Alterations thereof in the ſaid two firſt mentioned Acts contained, unto which Oath ſo taken, every ſuch Perſon ſo taking the ſame, ſhall ſubſcribe his Name, or make his Mark, and during the Time of taking ſuch Oath, all Pleas and Proceedings in the ſaid reſpective Courts ſhall ceaſe; and all and every the ſaid reſpective Perſons not having taken the ſaid Oath, and ſubſcribed the ſame as aforeſaid, ſhall on or before the firſt Day of *Auguſt* in the Year of our Lord one thouſand ſeven hundred and three, at the General Quarter-Seſſions for the County, Barony, or Place in the ſaid Kingdom of *Ireland*, where he or they ſhall be, inhabit or reſide, on the twentieth Day of *May* in the Year of our Lord one thouſand ſeven hundred and three, take the ſaid Oath in open Court, between the ſaid Hours of nine and twelve in the Forenoon, and ſubſcribe his Name or make his Mark under the ſame.

All Perſons in Office, &c. in Ireland, to take the Oath,

in any of the Courts there,

and ſubſcribe his Name,

or at the Quarter-Seſſions.

V. And be it further enacted by the Authority aforeſaid, That all and every Perſon and Perſons that ſhall be admitted, entred, placed, or taken into any Office or Offices, Civil or Military, or ſhall receive any Pay, Salary, Fee, or Wages, by reaſon of any Patent or Grant from her Majeſty, or ſhall have Command or Place of Truſt from or under her Majeſty, or by her Authority, or by Authority derived from her, within the ſaid Realm of *Ireland*, after the firſt Day of *Eaſter* Term aforeſaid, ſhall take and ſubſcribe the ſaid Oath, at the ſame Time that he or they ſhall take the Oaths, and make and ſubſcribe the Declaration required and appointed to be taken, made, and ſubſcribed, by an Act made in the third Year of the Reign of their late Majeſties King WILLIAM and Queen MARY, intituled, *An Act for the abrogating the Oath of Supremacy in* Ireland, *and appointing other Oaths*; and all Eccleſiaſtical Perſons, every Maſter, Governor, Head, or Fellow of the College or Univerſity of *Dublin*, and all Perſons teaching Pupils in the ſaid Univerſity or elſwhere, and all Schoolmaſters or Uſhers, and all Preachers and Teachers of ſeparate Congregations, and every Perſon who ſhall act as Serjeant at Law, Counſellor at Law, Barriſter, Advocate, Attorney, Solicitor, Proctor, Clerk, or Notary, by practiſing in any Manner as ſuch, in any Court or Courts whatſoever, who ſhall, at any Time after the firſt Day of *Eaſter* Term aforeſaid, be admitted unto or enter upon any of the before mentioned Preferments, Benefices, Offices, or Places, or ſhall come into any ſuch Capacity, or ſhall take upon him or them any ſuch Practice, Imployment, or Buſineſs as aforeſaid, ſhall, after he or they ſhall be admitted into or enter upon any ſuch Preferment, Benefice, Office, or Place, or come into ſuch Capacity, or take upon him or them ſuch Practice, Imployment or Buſineſs as aforeſaid, take and ſubſcribe the ſaid Oath in the next Term, in one of the ſaid Courts, or at the next General Quarter-Seſſions for the County, Barony, or Place in the ſaid Kingdom where he or they ſhall reſide, after he or they ſhall be admitted into or enter upon any ſuch Preferment, Benefice, Office, or Place, or come into ſuch Capacity, or take upon him or them ſuch Practice, Imployment, or Buſineſs as aforeſaid.

All Perſons that ſhall be admitted into Office, &c. in Ireland, to take the ſaid Oath, &c.

3 W. & M. c. 2; and all Eccleſiaſtical Perſons, &c. Practiſers of the Law, &c.

VI. And be it further enacted, That all and every the Perſon and Perſons aforeſaid, that do or ſhall neglect or refuſe to take the ſaid Oath, and ſubſcribe thereunto in the ſaid Courts and Places, and at the reſpective Times aforeſaid, ſhall incur, be ſubject and liable unto the Forfeitures, Penalties, and Diſabilities in the ſaid firſt mentioned Act expreſſed, for the Neglect or Refuſal of the ſame, by any ſuch Perſon or Perſons in the Kingdom of *England*.

Penalties on Perſons neglecting, &c.

VII. Provided, That nothing in this Act contained ſhall extend to any Perſon that now is, or at any Time hereafter ſhall be, in *England*, who by Virtue of this Act ought to take the ſaid Oath, and ſubſcribe thereunto in *England*, according to the ſaid two firſt mentioned Acts, nor to any Perſon now beyond the Seas, out of *England* and *Ireland*, or in her Majeſty's Service on board the Fleet, ſo as ſuch Perſon do the next Term, or the next General Quarter-Seſſions for the County, Barony, or Place where he ſhall reſide, after his Return into *Ireland*, take the ſaid Oath, and ſubſcribe thereunto according to the Appointment of this Act.

Perſons in England, or beyound Sea, may take the Oath after Return.

VIII. And be it further enacted, That it ſhall and may be lawful to and for the reſpective Courts aforeſaid, to give and adminiſter the Oath aforeſaid, to the ſaid Perſon and Perſons, and, upon due Tender of any Perſon or Perſons to take the ſaid Oath, the ſaid Courts are hereby required and enjoined to adminiſter the ſame; of the taking and ſubſcribing whereof the like Regiſter ſhall be kept, as by an Act made in the five and twentieth Year of King CHARLES the ſecond, was directed to be kept of the ſubſcribing the Declaration therein mentioned.

Courts to adminiſter the Oath.

How Regiſter ſhall be kept.

IX. Pro-

Person by Neglect, &c. forfeiting Office, may be capable of a new Grant, &c.

IX. Provided always, That any Person, who by any Neglect or Refusal, according to this Act, shall lose or forfeit any Office, may be capable of a new Grant of the said Office, or of any other, and shall have and hold the same again, such Person taking the said Oath, and subscribing thereunto, in such Manner as aforesaid, so as such Office be not granted to, or actually enjoyed by, some other Person at the Time of the re-granting thereof.

No Peer of Ireland to sit in the House of Peers;

nor Member of the House of Commons capable to vote, until they take the Oath, &c. 3 W. & M. c. 2.

X. And be it further enacted by the Authority aforesaid, That from and after the five and twentieth Day of *March* one thousand seven hundred and three, no Person that now is, or shall be hereafter, a Peer of the Realm of *Ireland*, or Member of the House of Peers there, shall vote or make his Proxy in the said House of Peers, or sit there during any Debate in the said House; nor any Person after the said five and twentieth Day of *March*, who shall be elected a Member of the House of Commons in that Kingdom, shall be capable to vote in the said House, or sit there during any Debate in the same, after their Speaker is chosen; until such Peer or Member shall from Time to Time respectively take the said Oath, and subscribe the same, at the same Time, and in such Manner as is directed for their making, subscribing, and repeating the Declaration mentioned and expressed in the said Act, intituled, *An Act for abrogating the Oath of Supremacy in* Ireland, *and appointing other Oaths.*

Penalty.

XI. And be it further enacted, That if any Person that now is, or hereafter shall be, a Peer of the said Realm of *Ireland*, or Member of the House of Commons there, shall, after the said five and twentieth Day of *March* presume to vote or make his Proxy, not having taken the said Oath, and subscribed the same as aforesaid, every such Peer and Member shall from thenceforth incur, be subject, and liable unto the Forfeitures, Penalties, and Disabilities in the said first mentioned Act expressed, touching Peers in Parliament, and Members in the House of Commons in *England*.

Act not to extend to the Office of any Constable, &c.

XII. Provided always, That this Act or any Thing therein contained shall not extend to the Office of any High Constable, Petty Constable, Tythingman, Headborough, Overseer of the Poor, Churchwardens, Surveyors of the Highways, or any like inferior Civil Officer in the said Kingdom of *Ireland*, or to any Office of Forester, or Keeper of any Park, Chase, Warren, or Game, or Bailiff of any Manor or Lands, nor to any like private Offices, nor to any Person or Persons having only any the before mentioned or the like Offices in the said Kingdom.

CAP. XVIII.

An Act for the more effectual preventing the Abuses and Frauds of Persons imployed in the working up the Woollen, Linen, Fustian, Cotton, and Iron Manufactures of this Kingdom.

Explained and amended by 13 Geo. 2. c. 8.

'WHEREAS many Frauds are daily committed by Persons imployed in the working up of the Woollen, Linen, Fustian, Cotton, and Iron Manufactures within this Kingdom, by imbezilling and purloining of the Materials with which they are intrusted, to the great Prejudice of Trade and Commerce;' Be it therefore enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the twenty-fourth Day of *June* one thousand seven hundred and three, if any Person or Persons employed in the working up the Woollen, Linen, Fustian, Cotton, or Iron Manufactures within this Kingdom, shall imbezil or purloin any Wefts, Thrums, or Ends of Yarn, or any other Materials of Wooll, Hemp, Flax, Cotton, or Iron, with which he, she, or they is or shall be intrusted to work upon, or shall reel short or false Yarn, being thereof lawfully convicted by the Oath of one or more credible Witness or Witnesses, or by the Confession of the Party or Parties accused of the same, before one Justice of the Peace of the said County where such Offence shall be committed, shall forfeit double the Value of the Damages done, for the Use of the Poor of the said Parish: And in case the Offender or Offenders so convicted as aforesaid, shall neglect or refuse to pay their Forfeiture or Forfeitures as aforesaid, that then it shall and may be lawful for the said Justice to cause the said Offender to be committed to the House of Correction, until Satisfaction shall be made: And in case it shall appear to the said Justice, that the said Offender is not able to make Satisfaction, then the said Offender shall be there publickly whipped, and kept to hard Labour, for any Time not exceeding fourteen Days.

Penalty on Persons imployed in the Woollen or Linen Manufactures, &c. and imbeziling the same.

The like on Persons buying, &c. such Goods imbeziled.

II. And be it further enacted by the Authority aforesaid, That every Person or Persons buying or receiving any Wefts, Thrums, or Ends of Yarn, or any other Materials of Wool, Hemp, Flax, Cotton, or Iron, and being thereof lawfully convicted, in Manner as aforesaid, shall suffer the like Penalties and Forfeitures, as one convicted, pursuant to this Act, for purloining and imbeziling of the said Materials.

Labourers and Workmen to be paid in Money.

All Wooll to be wrought shall be delivered out by Weight. Penalty.

III. And to prevent the Oppression of the Labourers and Workmen imployed in the Woollen, Linen, Fustian, Cotton, and Iron Manufacture, be it enacted by the Authority aforesaid, That all Payments and Satisfactions hereafter to be made to any of the same Labourers and Workmen, for any Work by them done in the same Manufacture, shall be by the lawful Coin of this Realm, and not by any Cloth, Victuals, or Commodities, in lieu thereof: And all Wooll delivered out to be wrought up, shall be so delivered, with Declaration of the true Weight thereof, on Pain that every Offender, in either of the said Cases, shall forfeit and pay to such Labourer or Worker, double the Value of what shall be due for such Work by him, her, or them done; and if any such Labourer or Worker shall be guilty of any such Fraud or Default in the Work by him, her, or them done, then such Labourer or Worker shall allow and answer to the Owner of such Work double the Damages thereby sustained.

IV. And be it further enacted by the Authority aforeſaid, That all Wages, Demands, Frauds, and Defaults of Labourers in the Woollen, Linen, Fuſtian, Cotton, and Iron Manufactures, for or concerning any Work done in the ſame Manufactures, ſhall and may be heard and determined by any two Juſtices of the Peace of the County, Riding, Diviſion, City, or Town Corporate, where the Matter in Controverſy ariſeth, who are hereby impowered to ſummon and examine Witneſſes on Oath concerning the ſame: But in caſe any Perſon ſhall think himſelf aggrieved by any Judgment or Order of the ſaid Juſtices, it ſhall and may be lawful for ſuch Perſon to appeal againſt the Judgment and Order of the ſaid two Juſtices, to the Juſtices of the Peace in the General Quarter-Seſſions of the Peace, which ſhall be held for the ſame County, Riding, Diviſion, City, or Town Corporate, next after Notice of ſuch Order of the ſaid two Juſtices; and the Juſtices of the Peace in the ſaid General Quarter-Seſſions, are hereby impowered to ſummon and examine Witneſſes on Oath, and to hear and finally determine the Matter of the ſaid Appeal; and in caſe the ſame Juſtices, in the ſaid General Quarter-Seſſions, ſhall give Judgment againſt ſuch Appellant, then the ſame Juſtices ſhall award and order to the Party, on whoſe Behalf the ſame Appeal is determined, ſuch reaſonable Coſts and Charges to be paid by ſuch Appellant, in regard of ſuch Appeal, as to the ſame Juſtices ſhall ſeem meet.

How Wages, Frauds, &c. of Labourers may be heard and determined.

Party aggrieved may appeal.

V. Provided alſo, and be it further enacted, That this Act ſhall continue for the Space of three Years, to be commenced from the ſaid twenty-fourth Day of *June* one thouſand ſeven hundred and three, and from thence to the End of the next Seſſion of Parliament, and no longer. [Made perpetual by 9 Annæ, cap. 30.]

Act to continue for 3 Years. 13 Geo. 2. c. 8. 2 W. & M. ſſ. 2. c. 11. 4 & 5 W. & M. c. 11. 5 & 6 W. & M. c. 23. 6 & 7 W. 3. c. 9. 7 & 8 W. 3. c. 8. 1 Annæ, ſtat. 1. c. 10. 3 W. & M. c. 6. 11 W. 3. c. 8. 13 W. 3. c. 1.

CAP. XIX.

An Act for taking, examining, and ſtating the publick Accounts of the Kingdom. Commiſſioners Names for taking the Accounts of the publick Revenue. Commiſſioners to take Account of all Monies granted to the Crown from 5 *Nov.* 1688. No Money to be paid to the Colonels, *&c.* of the *Dutch* Forces, till *Jacob Vandereſche* paſs his Accounts. EXP.

CAP. XX.

An Act for reviving and continuing the late Acts for appointing Commiſſioners to take, examine, and determine the Debts due to the Army, and for Tranſport Service, and alſo an Account of the Prizes taken during the late War. Whatever Commiſſioners determine to be due to each Commiſhon Officer, *&c.* they ſhall certify the ſame to the Paymaſter of the Forces, *&c.* And tranſmit a Liſt of Debentures to the *Iriſh* Truſtees. Colonels, Agents, *&c.* to exhibit the Accounts of Regiments, Gariſons, *&c.* not made up. Debentures to be made out for the Debt due to Owners of Foreign Tranſport Ships, *&c.* Pay due to Regiments who ſerved in *Ireland*, &c. to be ſettled. Commiſſioners of Prizes to make up their Accounts. Debentures to be delivered to the Earl of *Ranelagh*, late Paymaſter of the Forces. Debts due to *John Bingham* and *Katharine Dunbar*, *&c.* to be ſtated. EXP.

CAP. XXI.

PR. 11 W. 3. c. 2. 1 Annæ, ſtat. 2. c. 32. 1 Annæ, ſtat. 1. c. 41. 'a private Act.'

An Act for advancing the Sale of the forfeited Eſtates in *Ireland*, and for veſting ſuch as remain unſold by the preſent Truſtees, in her Majeſty, her Heirs and Succeſſors, for ſuch Uſes, as the ſame were before veſted in the ſaid Truſtees; and for the more effectual ſelling and ſetting the ſaid Eſtates to Proteſtants; and for explaining ſeveral Acts relating to the Lord *Bophin*, and Sir *Redmond Everard*. Truſtees to apportion Quit-rents, *&c.* Apportionments to be inrolled in the Exchequer in *Ireland*, &c. Manors, Lands, *&c.* veſted in the Truſtees, and not ſold by 24 *June* 1703. and all Judgments, Statutes, *&c.* ſhall be veſted in the Queen, *&c.* After 24 *June* 1703. all Powers, *&c.* given to the Truſtees to ceaſe, and all Deeds, Writings, *&c.* concerning the forfeited Eſtates, to be delivered up. After 24 *June*, Rents of the forfeited Eſtates to be levied in the Queen's Name, *&c.* and paid into the Exchequer in *Ireland*, &c. All Sales, Mortgages, *&c.* of Eſtates forfeited or reſtored, to be only to Proteſtants. The Perſons diſabled by 1 Annæ, ſtat. 1. c. 32. incapable of holding the ſaid Lands, *&c.* Purchaſe-money ſhall be paid into the Exchequer in *Ireland*. Time allowed Truſtees for conveying Eſtates ſold, *&c.* Leaſes, Releaſes of ſuch Lands, *&c.* made in Truſt for any Papiſt, *&c.* void. Perſon claiming Benefit of ſuch Bargain, *&c.* ſubject to Penalties, *&c.* and Money given in Conſideration thereof recoverable. On Payment of 2,000 *l.* to the Truſtees, *&c.* all the Manors, Caſtles, Lands, *&c.* of Sir *John Everard*, deceaſed, ſhall be veſted in the Ducheſs of *Devonſhire*, &c. Subject to the Truſts, *&c.* in the Act. Truſtees to raiſe 25,000 *l.* by Sale of the Lord *Bophin*'s Eſtate, and pay the ſame, into the Exchequer in *Ireland*.

CAP. XXII.

An Act for preventing Frauds in her Majeſty's Duties upon ſtamped Vellum, Parchment, and Paper.

'FOR Prevention of ſeveral Frauds, whereby her Majeſty's Duties, by the ſeveral Acts of Parliament in that Behalf made, 'impoſed on ſtamped Vellum, Parchment, and Paper, have been very 'much leſſened;' Be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the five and twentieth Day of *March* in the Year of

9 & 10 W. 3. c. 25.

Penalty on Clerk, &c. neglecting to enter or file any Action, &c. *Vin. V.* 19. 490. *Burn, V.* 2. 454.

our

our Lord one thouſand ſeven hundred and three, if any Clerk, Officer, Attorney, Solicitor, or other Perſon (to whom it ſhall appertain, or who ſhall be imployed or intruſted to enter or file any Action, Plaint, Bail, Appearance, Admiſſion, or other Matter or Thing, in reſpect whereof any Duty ſhall be payable by Virtue of the ſaid Acts, or any of them) ſhall neglect to enter, file, or record the ſame, as by Law the ſame ought to be entred, filed, or recorded, within the Space of four Months after ſuch Clerk, Officer, Attorney, Solicitor, or other Perſon, ſhall have received any Money, for or in reſpect of the Entry, Filing, or Recording any ſuch Action, Plaint, Bail, Appearance, Admiſſion, or other Matter or Thing, or ſhall have promiſed or undertaken to enter, file, or record the ſame, or ſhall neglect to enter, file, or record any ſuch Action, Plaint, Bail, Appearance, or other Matter or Thing, before any ſubſequent, further, or other Proceeding, Matter or Thing, in, upon, or relating to the ſame, ſhall be had, entred, filed, or recorded, or if any Clerk, Officer, Attorney, Solicitor, or other Perſon or Perſons, ſhall, after the ſaid five and twentieth Day of *March* one thouſand ſeven hundred and three, tranſact, enter, record, or file any ſuch further or other Proceeding, Matter, or Thing, ſubſequent, and relating to ſuch Action, Plaint, Bail, or Appearance, before the ſame ſhall have been duly entred, filed, or recorded, that then every ſuch Clerk, Officer, Attorney, Solicitor, or other Perſon ſo neglecting or offending, ſhall, for every ſuch Offence or Neglect, forfeit the Sum of twenty Pounds, with full Coſts of Suit; and further, That no ſuch Record or Entry, as aforeſaid, ſhall (in or upon any Suit or Proſecution to be commenced or brought againſt any ſuch Clerk, Officer, Attorney, Solicitor, or other Perſon, for any Offence againſt this Act) be of itſelf any concluding Evidence of the Time that the ſame was made, written, entred, or filed, or ſuppoſed to be, but in ſuch Suit, or upon ſuch Proſecution, Proof ſhall be admitted to be made of the Time that the ſame was actually made, written, entred, or filed: Provided, That nothing in this Act contained, ſhall extend, or be conſtrued to extend, to oblige or compel any Clerk, Officer, or other Perſon, to enter or file any Appearance where any Judgment is entred by Confeſſion; any thing in this Act contained to the contrary notwithſtanding.

or enter any ſubſequent Proceeding, &c. ‘Explained by 5 Annæ, c. 19. §. 29.’

Such Record to be no Evidence of the Time.

Proviſo.

II. And be it further enacted by the Authority aforeſaid, That if any Perſon or Perſons, at any Time after the ſaid five and twentieth Day of *March* one thouſand ſeven hundred and three, ſhall write or ingroſs, or cauſe to be written or ingroſſed, either the whole or any part of any Writ, Mandate, Bond, Affidavit, or other Writing, Matter, or Thing whatſoever, in reſpect whereof any Duty is payable by the ſaid Acts, or any of them, on the whole or any part of any Piece of Vellum, Parchment, or Paper, whereon there ſhall have been before written any other Writ, Bond, Mandate, Affidavit, or other Matter or Thing, in reſpect whereof any Duty was payable by the ſaid Acts, or any of them, before ſuch Vellum, Parchment, or Paper ſhall have been again marked or ſtamped according to the ſaid Acts, or ſhall fraudulently eraſe or ſcrape out, or cauſe to be eraſed or ſcraped out, the Name or Names of any Perſon or Perſons, or any Sum, Date, or other Thing written in ſuch Writ, Mandate, Affidavit, Bond, or other Writing, Matter, or Thing, as aforeſaid, or fraudulently cut, tear, or get off any Mark or Stamp from any Piece of Vellum, Parchment or Paper, or any Part thereof, with Intent to uſe ſuch Stamp or Mark for any other Writing, Matter, or Thing, in reſpect whereof any Duty ſhall be payable by virtue of the ſaid Acts, or any of them, that then ſo often, and in every ſuch Caſe, every Perſon ſo offending in any of the Particulars before mentioned, ſhall for every ſuch Offence forfeit the Sum of twenty Pounds, with full Coſts of Suit.

Penalty on ingroſſing on any Vellum, &c. whereon Writ, &c. was before written, &c.

or eraſing or ſcraping the ſame, or tearing off any Mark, &c. ‘Enforced by 6 Geo. 1. c. 21. §. 56.’

III. And it is further enacted by the Authority aforeſaid, That every Perſon who ſhall (in or upon any Suit or Information which ſhall be commenced or brought upon or in purſuance of this Act) be convicted of any the Neglects or Offences herein before mentioned, ſhall likewiſe incur all other Forfeitures and Diſabilities which ſuch Offender ſhould or would have incurred, if he had been convicted of writing contrary to the ſaid Acts, or any of them, the Entry of any Plaint or Action, or any Writ, Bond, or other Writing, Matter, or Thing on Vellum, Parchment, or Paper, not marked or ſtamped according to the ſaid Acts, nor having any Stamp or Mark thereon reſembling any of the Marks or Stamps in the ſaid Acts or any of them mentioned.

What other Penalties Offender ſhall incur.

IV. Provided always, and be it further enacted by the Authority aforeſaid, That no Officer ſhall be ſubject to any the Penalties, Forfeitures, Diſabilities, or Incapacities in this or any of the ſaid former Acts mentioned, for writing or cauſing to be written any of the Matters or Things aforeſaid, in any Book or Roll without any Marks or Stamps thereon, which ſhall have been firſt ſhewn to and ſigned by the Commiſſioners for the Time being, appointed to put the ſaid Acts in Execution, or any three or more of them, or ſome Officer or Officers by them, or the major Part of them, for that Purpoſe authorized and impowered, to ſignify his or their Leave of Approbation, that the Matters and Things to be written in ſuch Book or Roll, may be therein written without any Marks or Stamps thereon, ſo as the Perſon or Perſons, having the Cuſtody of ſuch Book or Roll, do from Time to Time (when and as often as he or they ſhall be thereto required) permit the ſaid Commiſſioners, or any of them, or any Officer or Agent by them, or the major Part of them, for that Purpoſe appointed, to inſpect and view ſuch Book or Roll, and do alſo (from Time to Time, when and as often as he or they ſhall be thereto required by the ſaid Commiſſioners, or the major Part of them, or any other by them or the major Part of them authoriſed) pay unto the Receiver General for the Time being of the ſaid Duties, or ſuch other Officer or Perſon as the ſaid Commiſſioners, or the major Part of them, ſhall appoint to receive the ſame, all ſuch Sum and Sums of Money which, according to the true Intent and Meaning of the ſaid Acts, or any of them, ought to be paid, in reſpect of all and every ſuch Matters and Things as ſhall be written in ſuch Book or Roll; any thing herein or in any of the ſaid former Acts contained to the contrary thereof notwithſtanding.

No Penalty, &c. for Things written in a Book or Roll, &c.

V. And

V. And be it further enacted by the Authority aforeſaid, That all Writings, Matters, and Things (in reſpect whereof any of the ſaid Duties ſhall be payable, and which ſhall be ingroſſed or written, after the ſaid five and twentieth Day of *March* one thouſand ſeven hundred and three) ſhall be written in ſuch Manner, that ſome Part thereof ſhall be either upon, or as near as conveniently may be to the Stamps or Marks, which ſhall (in purſuance of the ſaid Acts, or any of them) be placed on the Vellum, Parchment, or Paper, whereupon the ſame ſhall be written or ingroſſed, upon Pain that the Perſon who ſhall write or ingroſs or cauſe to be written or ingroſſed, any ſuch Writing, Matter, or Thing, contrary to the Tenor and true Meaning hereof, ſhall for every ſuch Offence forfeit the Sum of ten Pounds, with full Coſts of Suit. All Writings, &c. to be written either on or near the Stamps, &c. Penalty.

VI. And it is hereby further enacted by the Authority aforeſaid, That the one Moiety of all the pecuniary Forfeitures, Pains, and Penalties herein before mentioned, ſhall be to her Majeſty, her Heirs and Succeſſors, and the other Moiety, with full Coſts of Suit, ſhall be to any Perſon or Perſons who ſhall inform and ſue for the ſame, or any of them, in any Court of Record, by Action of Debt, Bill, Plaint, or Information, wherein no Eſſoin, Protection, or Wager of Law ſhall be allowed. Penalties how to be diſpoſed of.

'VII. And whereas ſome Doubts have ariſen touching the Allowances, which, by Virtue of the ſaid 'former Acts, ought to be made for preſent Payment of the ſaid Duties;' Be it therefore declared and enacted by the Authority aforeſaid, That from and after the firſt Day of *March* one thouſand ſeven hundred and two, there ſhall be allowed and paid to every Perſon, who ſhall at any one Time bring to be ſtamped, or buy of the ſaid Commiſſioners Paper or Parchment, the Duties whereof ſhall amount to ten Pounds or upward, after the Rate of ſix Pounds in the hundred Pounds *per Annum*, for ſix Months, upon the preſent Payment of the ſaid Duties, at the head Office in *London* or *Weſtminſter*, and not otherwiſe, nor any other Allowance; any thing in the ſaid former Acts contained to the contrary notwithſtanding. Allowance on preſent Payment of Duties.

VIII. And to the end the ſaid Duties upon Vellum, Parchment and Paper, and all Matters incident thereunto, may be fully and duly anſwered and accounted for, be it further enacted by the Authority aforeſaid, That the Comptroller and Accountant General of the ſaid Duties, for the Time being, ſhall annually paſs a general Account in the Court of *Exchequer*, of the groſs Produce of all the ſaid Duties: In which Account there ſhall be charged all the Monies becoming due to her Majeſty, her Heirs or Succeſſors, for all the Stamps or Marks, which ſhall be impreſſed or put upon any Vellum, Parchment, or Paper, diſtinguiſhing thoſe for which ready Money is or ſhall be paid at the Head Office for the ſaid Duties in *London*, from thoſe which ſhall be delivered over to be otherwiſe ſold or diſtributed, and all the Monies which ſhall ariſe to her Majeſty, her Heirs or Succeſſors, for Penalties relating to the ſaid Duties, and all the Monies which ſhall be paid by the Regiſters of either of the two Univerſities, or by any Officers of the Law, or others, for Entries made in Books, where the Duty ought to be paid for every Entry therein, and all the Monies ariſing for Vellum, Parchment and Paper, which ſhall be delivered out by the Commiſſioners of the ſaid Duties, or by their Order, for the better accommodating her Majeſty's Subjects, ſo that the Profits ariſing thereby, and the Kinds and Quantities ſo delivered out, may plainly appear in every ſuch Account; and all the Monies which ſhall be ſecured by any Bonds taken for the ſaid Duties, or any Part thereof, and all other Monies, Matters, and Things whatſoever, which ought to be charged in a general or groſs Account, for the ſaid Duties, within the Time for which every ſuch annual Account ought to be made; and in the Diſcharge of every ſuch general Account, there ſhall be comprehended all the Monies which ſhall appear to have been duly paid or anſwered by the Receiver General of the ſaid Duties, within the Time of every ſuch Account, and all other Salaries and incident Charges which ſhall be duly allowed in or for the Management of the ſaid Revenues, and all the Diſcounts for prompt Payments, which ſhall be duly made out of the ſaid Duties, and all the Monies which ſhall be actually paid for Vellum, Parchment, and Paper, bought or provided by the ſaid Commiſſioners or their Order, for accommodating her Majeſty's Subjects, ſo that the Kinds and Quantities of all the Vellum, Parchment and Paper ſo provided, may alſo plainly appear in every ſuch Account, and all other Matters and Things, which by the Courſe of the Exchequer ought to be diſcharged in an Account of this Nature. Comptroller of the Duties to paſs an annual Account of the groſs Produce thereof, &c. Account how to be made. What ſhall be comprehended in Diſcharge of ſuch general Account.

IX. And it is hereby enacted, That all the Debts and Arrears of the ſaid Duties, which at the End of every ſuch Account ought to be charged upon any Receivers, Diſtributors or others, ſhall be duly ſet *inſuper*, upon the ſeveral Perſons chargeable therewith, to the End the ſame may be recovered by the ordinary Proceſs of the ſaid Court, unleſs the Lord Treaſurer, or Commiſſioners of the Treaſury for the Time being, ſhall ſee Cauſe to ſtay the ſaid Proceſs, againſt the ſaid Perſons, or any of them, for giving them Time to pay or anſwer ſuch Debts or Arrears, or any of them, and to be diſcharged thereof in any ſubſequent Account of ſuch Comptroller and Accountant General, according to the due Courſe of the ſaid Court. Debts and Arrears to be ſet inſuper.

X. And it is hereby alſo enacted, That the Stocks of Vellum, Parchment and Paper, ſtamped or unſtamped, which at the End of every ſuch Account ought to remain in her Majeſty's Warehouſes, or elſwhere, ſhall alſo be ſet down and expreſſed at the Foot of every ſuch Account; and that the firſt of the ſaid general and annual Accounts ſhall be for the Year to end on the firſt Day of *Auguſt* one thouſand ſeven hundred and three, and ſhall be delivered by the ſaid Comptroller and Accountant General to the Auditors of her Majeſty's Impreſts and other Accounts, before the five and twentieth Day of *December* one thouſand ſeven hundred and three, and ſhall be ſworn to by him to the beſt of his Knowledge, and be followed and proſecuted by him in ſuch Manner, that the ſame ſhall not, by his Negligence or Default, remain unfiniſhed in the Court of *Exchequer*, beyond the firſt Day of *May* one thouſand ſeven hundred and four; and that every ſubſequent annual Account ſhall in like Manner terminate Stocks of Vellum, &c. ſtampt or unſtampt to be ſet down at the Foot of ſuch Account. When annual Accounts ſhall terminate.

on the first Day of *August*, and be delivered to the said Auditors, or one of them, before the five and twentieth Day of *December*, and prosecuted, so that the same may be finished before the first Day of *May* yearly, during the Continuance of the said Duties, under the Penalty of forfeiting his Office, and the Sum of one hundred Pounds, one Moiety thereof to the Queen, and the other Moiety to such Person or Persons who will inform or sue for the same, to be recovered in Manner aforesaid.

Penalty.

Penalty on returning Receiver, &c. insuper for Monies paid.

Farther Provision concerning Stamp Duties, 4 Ann. c. 12 §. 9. 5 Ann. c. 19. 9 Ann. c. 23. 10 Ann. c. 19 & c. 33. 9 Geo. 2. c. 32.

XI. Provided always, That if any such Comptroller and Accountant General shall wilfully and knowingly return any Receiver, Distributor, or other Person, *insuper*, for any Monies or Stamps duly answered, paid, or accounted for by such Receiver, Distributor, or other Person respectively, whereby he or they shall sustain any Damage or Prejudice; then and in every such Case, such Comptroller and Accountant General shall be liable to answer and pay treble Damages to the Party grieved, to be recovered by Action of the Case, in any her Majesty's Courts of Record at *Westminster*, with full Costs of Suit, in which Action no Essoin, Protection, Wager of Law, or more than one Imparlance shall be granted or allowed.

26. 12 *Ann. st.* 1. *c.* 2. 12 *Ann. st.* 2. *c.* 9. 1 *Geo.* 1. *st.* 2. *c.* 12. 5 *Geo.* 1. *c.* 19. 6 *Geo.* 1. *c.* 4 & 21. 11 *Geo.* 1. *c.* 8. 12 *Geo.* 1. 16 *Geo.* 2. *c.* 26. 29 *Geo.* 2. *c.* 12 & 13. 30 *Geo.* 2. *c.* 19. *and* 32 *Geo.* 2. *c.* 35.

CAP. XXIII.

13 & 14 Car. 2. c. 3.

An Act for raising the Militia of this Kingdom for the Year one thousand seven hundred and three, notwithstanding the Month's Pay formerly advanced be not repaid. If it be necessary, Queen may draw out the Militia any Time before 24 *June* 1704. notwithstanding the Month's Pay be not repaid. EXP.

Clause in 10 & 11 W. 3. c. 12.

'II. AND whereas some Doubts have arisen concerning one Clause in one other Act made in the tenth and eleventh Years of King WILLIAM the Third, intituled, *An Act for raising the Militia for the Year one thousand six hundred ninety-nine, altho' the Month's Pay formerly advanced be not repaid*, relating to such Persons as are Contributors to the finding of Horses, Horsemen, and Arms, and Foot Soldiers and Arms;' Be it enacted and declared by the Authority aforesaid, That the said Clause was intended to be, and shall be deemed and taken to be perpetual.

10 & 11 W. 3. c. 12.

1 W. & M. st. 2. c. 8.

'III. And whereas by Virtue of a Clause contained in the said Act made in the tenth and eleventh Years of the Reign of King WILLIAM the Third, intituled, *An Act for raising the Militia for the Year one thousand six hundred ninety-nine, although the Month's Pay formerly advanced be not repaid*, the Lieutenant or Lieutenants, or in their Absence three or more of the Deputy Lieutenants for such County, Riding, Division, or Place where the Estates of Papists and reputed Papists, or other Persons refusing to take the Oaths mentioned in an Act of Parliament made in the first Year of King WILLIAM and Queen MARY, intituled, *An Act for abrogating the Oaths of Allegiance and Supremacy, and appointing other Oaths*, when lawfully tendred to them, shall or do lie, are impowered to nominate and appoint such Person or Persons as they shall think most meet and proper to furnish or set forth one or more Horses, Horsemen, and Arms, or Foot Soldiers and Arms, for the same Estates, and are impowered to charge the said Estates with the Payment of the yearly Sums therein mentioned, to such Person and Persons as shall furnish and set forth the same, with such Remedies for the Recovery thereof, as are in the said Clause expressed: And whereas some Doubts have arisen concerning the said Clause;' Be it therefore enacted and declared by the Authority aforesaid, That the said Clause in the said Act made in the tenth and eleventh Years of the Reign of King WILLIAM the Third, was intended to be, and shall be deemed and taken to be perpetual.

made perpetual.

Trophy Money.

Farther Provision relating hereto, 1 Geo. 1. st. 2. c. 14. 9 Geo. 1. c. 8. 7 Geo. 2. c. 23. 30 Geo. 2. c. 25.

IV. And be it further enacted, That the said Lieutenants, or their Deputies, shall not issue out Warrants for the raising any Trophy Money, till the Justices of the Peace, or the major Part of such Justices, at their several and respective General Quarter-Sessions for their respective Counties, Ridings, Divisions, and Places, shall have examined, stated, and allowed the Accounts of the said Money so raised, levied, and collected for the Year then next and immediately preceding, and certified such Examination of the said Accounts, under the Hands and Seals of four or more such Justices.

31 *Geo.* 2. *c.* 26. 32 *Geo.* 2. *c.* 29. 33 *Geo.* 2. *c.* 2. 22 & 24.

CAP. XXIV.

13 W. 3. c. 1.

An Act to oblige *Edward Whitaker* to account for such Sums of publick Money as hath been received by him. EXP.

Anno secundo & tertio ANNÆ Reginæ.

'AT the Parliament begun at *Westminster* the twentieth Day of *August*, *Anno Dom.* 1702. in the first Year of the Reign of our Sovereign Lady *ANNE*, by the Grace of God, of *England*, *Scotland*, *France*, and *Ireland*, Queen, Defender of the Faith, &c. And from thence continued by several Prorogations and Adjournments to the ninth Day of *November* 1703, * being the second Session of this present Parliament.

* 'In the Record it is 13 Apr. 3 Annæ.'

CAP. I.

An Act for granting an Aid to her Majesty by a Land Tax, to be raised in the Year one thousand seven hundred and four.

* 'EXP. 4 s. in the Pound.'

CAP.

CAP. II.

An Act for granting an Aid to her Majeſty, by continuing the Duties upon Malt, Mum, Cyder, and Perry, for one Year. EXP.

CAP. III.

An Act for granting an Aid to her Majeſty, for carrying on the War, and other her Majeſty's Occaſions, by ſelling Annuities at ſeveral Rates, and for ſuch reſpective Terms or Eſtates as are therein mentioned.

Moſt Gracious Sovereign,

'WHEREAS by an Act of Parliament made in the twelfth Year of the Reign of our late Sove-
'reign Lord King WILLIAM the Third, of bleſſed Memory, intituled, *An Act for appropriating*
three thouſand ſeven hundred Pounds weekly, out of certain Branches of Exciſe, for publick Uſes, and for making
a Proviſion for the Service of his Majeſty's Houſhold and Family, and other his neceſſary Occaſions, it was
(amongſt other Things) enacted, That from and after the five and twentieth Day of *December* one thou-
ſand ſeven hundred, for and during the Term of five Years from thence next enſuing, the full, clear,
and entire weekly Sum of three thouſand ſeven hundred Pounds, of lawful *Engliſh* Money, out of all the
Monies ariſing by the Hereditary Rates and Duties of Exciſe upon Beer, Ale, and other Liquors,
which were granted to the Crown in the twelfth Year of the Reign of King CHARLES the Second, and
by the Duties of Exciſe payable during the ſaid late King WILLIAM's Life, and by every or any of
them, if all thoſe Duties of Exciſe ſhould ſo long continue; and if the ſaid Duties of Exciſe, payable
during his ſaid late Majeſty's Life, ſhould happen to determine before the End of the ſaid Term of five
Years, then out of the Monies ariſing entirely by the ſaid Hereditary Duties of Exciſe, for and during
all the Reſidue which ſhould be then to come and unexpired of the ſaid Term of five Years, ſhould be
brought and paid into the Receipt of the Exchequer by weekly Payments, and in ſuch Manner and
Form as in the ſaid Act are particularly mentioned, for the Purpoſes in the ſaid Act expreſſed: And it
is thereby further enacted, That in Lieu and Diſcharge of certain perpetual annual Payments, and of
all Arrears thereof granted by his late Majeſty King CHARLES the Second to the reſpective Patentees
therein named, the ſaid Hereditary Revenue of Exciſe ſhould, from and after the twenty-ſixth Day of
December one thouſand ſeven hundred and five, be and ſtand charged for ever with the Payment of an-
nual Sums after the Rate of three Pounds *per Centum per Annum*, to be paid as by the ſaid Act is directed,
and ſubject to ſuch Power of Redemption as in the ſaid Act is expreſſed:' 12 W. 3. c. 12. See 1 Geo. 1. ſtat. 1. c. 1. § 4. 12 Car. 2. c. 23.

'II. And whereas by an Act of Parliament made in the firſt Year of your Majeſty's Reign, intituled,
An Act for the better Support of her Majeſty's Houſhold, and of the Honour and Dignity of the Crown, it is
(amongſt other Things) enacted, That the Duties of Exciſe which had been granted to his ſaid late
Majeſty King CHARLES the Second, during his Life, and afterwards to King WILLIAM and Queen
MARY, during their Lives, and the Life of the Survivor of them (except as therein is excepted) and a
certain Duty upon Vinegar, ſhall be levied and paid to your Majeſty, during your Life (which God
preſerve) and the ſame, together with the ſaid Hereditary Duties of Exciſe, are thereby ſubjected to the
ſaid weekly Payment of three thouſand ſeven hundred Pounds, in the Manner therein mentioned, du-
ring the ſaid Term of five Years; and it was thereby further declared, That from and after the Expira-
tion of the ſaid Term of five Years, ſo much Money as, together with the ſaid Payments after the
Rate of three Pounds *per Centum per Annum*, ſhould make up the Sum of three thouſand ſeven hundred
Pounds for every Week, during your Majeſty's Life, ſhould and might be taken out of the ſaid Heredi-
tary Duties of Exciſe, and out of the ſaid Duties of Exciſe granted for your Majeſty's Life, and either
or any of them, and the ſaid Payments, after the Rate of three Pounds *per Centum per Annum*, being de-
ducted out of the Hereditary Part thereof, the Reſidue of the ſaid three thouſand ſeven hundred Pounds
a Week ſhould be applied and diſpoſed of, to and for the publick Uſe and Service, as by the ſaid ſeve-
ral Acts (Relation being thereunto reſpectively had) may more fully appear:' 1 Annæ, ſtat. 1. c. 7.

III. Now we your Majeſty's moſt dutiful and loyal Subjects the Commons of *England* in Parliament aſſembled, being deſirous by the moſt eaſy Means that are poſſible to raiſe the Money which is neceſſary for carrying on the preſent War, and ſupplying your Majeſty's important Occaſions, do cheerfully and unanimouſly grant unto your Majeſty a further Aid to ariſe by Contributions for Annuities to be purchaſed in the Manner and Form herein after mentioned; and do humbly beſeech your Majeſty that it may be enacted; and be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the five and twentieth Day of *December* in the Year of our Lord one thouſand ſeven hundred and five, the ſaid full, clear, and entire weekly Sum of three thouſand ſeven hundred Pounds, out of all the Monies ariſing by the ſaid Hereditary Duties of Exciſe, and by the ſaid Duties of Exciſe payable during her Majeſty's Life, and by every and any of them, according to the Tenor and Direction of the Act of Parliament above recited in that Behalf, and from and after her Majeſty's Deceaſe, then the like full, clear, and entire weekly Sum of three thouſand ſeven hundred Pounds of lawful *Engliſh* Money, out of all the Monies to ariſe by the ſaid Hereditary Duties of Exciſe, and every or any of them, from Time to Time for ever, ſhall be brought and paid by the Commiſſioners, Farmers, Receiver and Receivers General for the Time being of the ſaid ſeveral Duties of Exciſe (who Aid granted from 25 December 1705.

are hereby required and enjoined to bring and pay the ſame accordingly) into the Receipt of the Exchequer diſtinctly and ſeparately from all other Monies whatſoever, that are or ſhall be payable by them into the ſaid Receipt, the ſaid weekly Sum or Payment of three thouſand ſeven hundred Pounds, to be brought and paid into the ſaid Receipt upon *Wedneſday* in every Week, if it be not an Holiday, and if it be, then upon the next Day that is not an Holiday, for the Purpoſes in this Act expreſſed; and in caſe in any Week or Weeks the whole Receipt of the Monies of the ſaid ſeveral Branches or Duties of Exciſe hereby charged as aforeſaid, ſhall not be ſufficient to anſwer the weekly Payment or Payments hereby directed for ſuch particular Week or Weeks, that then and ſo often the Deficiency and Deficiencies thereof ſhall be ſupplied and made good out of the whole Receipt of the ſaid particular Branches of Exciſe, and every or any of them, ariſing in the next Week or Weeks, when the Receipt or Receipts ſhall be ſufficient to bear the ſame.

Monies ariſing by the ſaid Branches of Exciſe to be kept apart, and paid weekly into the Exchequer.

IV. And it is hereby further enacted by the Authority aforeſaid, That the Commiſſioners of Exciſe for the Time being, at their Head Office in *London*, ſhall from Time to Time ſeparate and keep apart all the Monies ariſing by the ſaid particular Branches of Exciſe herein before mentioned, as the ſame ſhall from Time to Time ariſe or be paid into the ſaid Office of Exciſe by the Receivers or Collectors of the ſame, or by any other Perſon or Perſons whatſoever, and ſhall out of the Monies ſo ariſing make the ſaid weekly Payments into the Exchequer, for the Uſes in this Act mentioned.

Penalty on Non-payment.

V. And be it further enacted, That if the ſaid Commiſſioners of Exciſe for the Time being ſhall refuſe or neglect to pay or cauſe to be paid into the Exchequer the ſaid weekly Sums hereby appointed, or ſhall divert or miſapply any Part of the Monies which ſhould make good the ſame, then they and every of them ſo offending ſhall forfeit their ſeveral Offices and Places, and be incapable to ſerve the Queen, her Heirs or Succeſſors, in any Office or Place of Truſt or Profit, and ſhall be liable for every ſuch Offence to pay double the Value of the Money ſo diverted or miſapplied, to any Perſon or Perſons who will inform or ſue for the ſame, by Action of Debt, or of the Caſe, Bill, Suit or Information, in any of her Majeſty's Courts of Record at *Weſtminſter*, wherein no Eſſoin, Protection, Wager of Law, or more than one Imparlance ſhall be granted or allowed.

Comptroller of Exciſe to keep a diſtinct Account of the Monies. Penalty.

VI. And be it enacted, That the Comptroller of the Exciſe for the Time being, ſhall keep a perfect and diſtinct Account, in a Book or Books fairly written, of all the Monies which ſhall ariſe by the ſaid particular Branches of Exciſe, out of which the ſaid weekly Payments are to be made as aforeſaid, as the ſame ſhall from Time to Time ariſe or be raiſed (to which Books all Perſons concerned ſhall at all reaſonable Times have free Acceſs, without Fee or Charge); and ſuch Comptoller in Default thereof ſhall forfeit his Office or Place, and be rendred incapable as aforeſaid, and ſhall alſo forfeit and loſe the Sum of two hundred Pounds for every ſuch Default, to any Perſon or Perſons who will inform or ſue for the ſame as is before mentioned.

Monies to be entred apart.

VII. And be it further enacted by the Authority aforeſaid, That there ſhall be provided and kept in the Office of the Auditor of the Receipt of the Exchequer one Book, in which all the Monies which ought to be paid in weekly as aforeſaid, for or upon Account of the ſaid weekly Sums out of the ſaid particular Branches of Exciſe, and which ſhall be brought to the ſaid Receipt, ſhall be entred apart and diſtinct from all other Monies paid into the ſaid Receipt on any other Account whatſoever.

Annual Sums how to be paid.

VIII. And it is hereby further enacted, That out of the Money of the ſaid Hereditary Duties of Exciſe, ariſing in or by ſuch weekly Payments at the Exchequer as aforeſaid, the ſaid annual Sums, after the Rate of three Pounds *per Centum per Annum*, preſcribed by the ſaid Act, made in the Parliament holden in the twelfth Year of the Reign of his ſaid late Majeſty King WILLIAM the Third, ſhall be ſatisfied and paid according to the Directions therein contained, and ſubject to the Power of Redemption therein mentioned; and alſo out of all the Monies of the ſaid ſeveral Branches of Exciſe, ariſing in or by the ſaid weekly Payments, the ſeveral Annuities to be purchaſed in purſuance of this Act, ſhall be paid and ſatisfied, from and after the ſaid five and twentieth Day of *December* in the Year of our Lord one thouſand ſeven hundred and five, for and during the then Reſidue and Remainder of the ſeveral and reſpective Terms and Eſtates, which by Virtue of this Act ſhall be purchaſed of and in ſuch Annuities reſpectively; and that all the Reſt and Reſidue of the Monies ariſing by the ſaid weekly Payments, and which at the End of every Year, reckoning the firſt Year to begin from the ſaid five and twentieth Day of *December* in the Year of our Lord one thouſand ſeven hundred and five, ſhall remain, after ſatisfying or reſerving ſufficient to ſatisfy all the Payments which ſhall be then incurred or grown due, as well for and upon the ſaid annual Sums after the Rate of three Pounds *per Centum per Annum*, as alſo for and upon all the ſaid Annuities to be purchaſed upon this Act, ſhall be applied and diſpoſed of to and for the publick Uſe and Service, and not otherwiſe.

Perſons may advance 1,018,867 l. 18 s. 6 d. for purchaſing Annuities for 99 Years.

IX. And for the raiſing any Sum or or Sums of Money, not exceeding one Million eighteen thouſand eight hundred ſixty and ſeven Pounds eighteen Shilings and Sixpence; that is to ſay, nine hundred thouſand Pounds thereof for carrying on the preſent War, and other her Majeſty's Occaſions, and one hundred and eighteen thouſand eight hundred ſixty and ſeven Pounds eighteen Shillings and Sixpence, Reſidue thereof, for making good the quarterly Payments herein after mentioned, to incur and grow due on and before the ſaid five and twentieth Day of *December* one thouſand ſeven hundred and five; it is hereby further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for any Perſon or Perſons, Natives or Foreigners to contribute, advance and pay into the Receipt of her Majeſty's Exchequer, for her Majeſty's Uſe, at or before the reſpective Days and Times by this Act limited in that Behalf, any Sum or Sums of Money for or towards the ſaid Sum of one million eighteen thouſand eight hundred ſixty and ſeven Pounds eighteen Shillings and ſix Pence, for purchaſing any Annuity or Annuities, to be ſatisfied as in this Act is mentioned, for and during the full Term of ninety-nine

Years

Years to be reckoned from the five and twentieth Day of *March* in the Year of our Lord one thouſand ſeven hundred and four, at the Rate of fifteen Years Purchaſe; which Rate doth amount to the Sum of one hundred and fifty Pounds for every ſuch Annuity of ten Pounds *per Annum*, and proportionably for any greater Annuity: And the ſame Rate or Conſideration-money is hereby appointed to be paid into the ſaid Receipt, at or before the reſpective Days and Times herein after mentioned, that is to ſay, One third Part thereof on or before the firſt Day of *May* in the Year of our Lord one thouſand ſeven hundred and four; one other third Part thereof on or before the four and twentieth Day of *June* in the ſaid Year of our Lord one thouſand ſeven hundred and four; and the remaining third Part thereof, on or before the nine and twentieth Day of *September* in the ſaid Year of our Lord one thouſand ſeven hundred and four. And the ſaid Annuities ſo to be purchaſed, and every of them, ſhall be paid and payable, from Time to Time, at the four moſt uſual Feaſts of the Year, that is to ſay, The Feaſt of the Nativity of Saint *John Baptiſt*, Saint *Michael* the Archangel, the Birth of our Lord Chriſt, and the Annunciation of the Bleſſed Virgin *Mary*, by even and equal Portions, the firſt Payment thereof to be made at or for the Feaſt of the Nativity of Saint *John Baptiſt* in the Year of our Lord one thouſand ſeven hundred and four; which ſaid Annuities ſhall, for the firſt Year, and three Quarters of a Year, of the ſaid Term of ninety-nine Years, be ſatisfied and paid out of the Monies to be advanced in purſuance of this Act, whereof ſufficient ſhall be reſerved for that Purpoſe; and for all the Reſt and Reſidue of the ſaid Term of ninety-nine Years, the ſaid Annuities, and every of them, ſhall be paid and ſatisfied out of the Monies ariſing by the weekly Payments of Exciſe Money before mentioned.

at 15 Years Purchaſe, to be paid into the Exchequer, one third Part on 1 May 1704. one other third Part on 24 June 1704. and the other third Part on 29 Sept. 1704. Annuities ſo purchaſed how and when to be paid. 'By 6 Geo. 1. c. 4. §. 1. the South Sea Company may take in theſe Annuities.'

X. And for the raiſing any further Sum and Sums of Money, not exceeding three hundred thouſand Pounds, for carrying on the ſaid War, and other her Majeſty's Occaſions, and alſo for raiſing ſuch Monies as ſhall be neceſſary to diſcharge the quarterly Payments, which during one Year and three Quarters of a Year, to be reckoned from the ſaid five and twentieth Day of *March* one thouſand ſeven hundred and four, ſhall or may grow due upon the other Annuities to be purchaſed, as is herein after mentioned; it is hereby further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for any Perſon or Perſons, Natives or Foreigners, to contribute, advance, and pay into the ſaid Receipt of her Majeſty's Exchequer, for her Majeſty's Uſe, at or before the reſpective Days and Times, and by ſuch Proportions, as are before in this Act appointed for Payment of the Purchaſe Monies for the Annuities firſt above mentioned, any Sum and Sums of Money for purchaſing any Annuity or Annuities for one Life, at the Rate of nine Years Purchaſe, or for two Lives, at the Rate of eleven Years Purchaſe, or for three Lives, at the Rate of twelve Years Purchaſe, or for ſuch a certain Term of ninety-nine Years, as aforeſaid, at the Rate of fifteen Years Purchaſe, at the Election of ſuch Purchaſers reſpectively; which ſaid Rates do amount to the Sum of ninety Pounds for an Annuity of ten Pounds *per Annum* for one Life, and to the Sum of one hundred and ten Pounds for an Annuity of ten Pounds *per Annum* for two Lives, and the Sum of one hundred and twenty Pounds for an Annuity of ten Pounds *per Annum* for three Lives, and to the Sum of one hundred and fifty Pounds for an Annuity of ten Pounds *per Annum*, for the certain Term of ninety-nine Years before mentioned, and proportionably for any greater Annuities ſo to be purchaſed for ſuch Eſtates or Intereſts reſpectively.

For raiſing a further Sum of 300,000l. Perſons may purchaſe Annuities for one Life at 9 Years Purchaſe, for two Lives at 11 Years Purchaſe, three Lives at 12 Years Purchaſe, or for 99 Years at 15 Years Purchaſe.

XI. And it is hereby enacted, That all the ſaid Annuities ſo to be purchaſed for Life, Lives, or Years, at the Election of the Purchaſer as aforeſaid, ſhall likewiſe commence from the ſaid five and twentieth Day of *March* in the Year of our Lord one thouſand ſeven hundred and four, and ſhall be paid and payable at the ſaid Receipt of Exchequer, at the four uſual Feaſts before mentioned, by even and equal Portions, the firſt Payment thereof to be alſo made at or for the ſaid Feaſt of the Nativity of Saint *John Baptiſt*, in the Year of our Lord one thouſand ſeven hundred and four.

Annuities to commence from 25 Mar. 1704. and to be paid quarterly.

XII. And be it enacted by the Authority aforeſaid, That all the quarterly Payments which ſhall or may incur or grow due for or upon the Annuities laſt mentioned, within the ſaid Time of one Year, and three Quarters of a Year, to be reckoned from the ſaid five and twentieth Day of *March* one thouſand ſeven hundred and four, until and for the ſaid five and twentieth Day of *December* one thouſand ſeven hundred and five, ſhall be ſatisfied and paid out of the Monies to be advanced for purchaſing the ſame Annuities upon this Act, whereof ſufficient ſhall be reſerved for that Purpoſe; and all quarterly Payments which ſhall incur and grow due for or upon the ſame Annuities laſt mentioned, and every of them, from and after the ſaid five and twentieth Day of *December* one thouſand ſeven hundred and five, during the Continuance of the reſpective Terms and Eſtates ſo to be purchaſed therein, ſhall be paid and ſatisfied out of the Monies ariſing by the weekly Payments of Exciſe Money before mentioned.

How the quarterly Payments from 25 Mar. 1704 to 25 Dec. 1705. ſhall be paid, &c.

XIII. Provided always, That when the Contributions upon this Act ſhall amount in the whole to one million two hundred thouſand Pounds, for carrying on the ſaid War, and her Majeſty's Occaſions, and to ſo much more as ſhall or may be neceſſary to diſcharge all the ſaid Annuities, until the five and twentieth Day of *December* one thouſand ſeven hundred and five inclusively, then no further Contributions ſhall be received at the ſaid Exchequer for purchaſing Annuities upon this Act.

When the Contributions ſhall amount to 1,200,000l. &c. no more ſhall be received at the Exchequer.

XIV. And it is hereby further enacted, That where any Contributor ſhall advance Money, at the reſpective Rate aforeſaid, for an Eſtate for one Life, as aforeſaid, every ſuch Contributor, his Executors, Adminiſtrators, or Aſſigns, ſhall and may name to the Auditor of the Receipt, and Clerk of the Pells, for the Time being, or to either of them, the Life of the ſame Contributor, or any other Life (at his or her Election) during which, every ſuch Contributor, or ſuch as he or ſhe ſhall appoint, his, her, or their Executors, Adminiſtrators, and Aſſigns reſpectively, ſhall be intitled to every ſuch Annuity, according to the true Meaning of this Act; and that where any Contributor ſhall advance Money at the reſpective

Contributor for one Life may name the Life of the ſame Contributor, or any other, who ſhall be intitled to ſuch Annuity.

Rate aforeſaid, for an Eſtate for two Lives, every ſuch Contributor, his Executors, Adminiſtrators, or Aſſigns ſhall and may name to the ſaid Auditor of the Receipt and Clerk of the Pells for the Time being, or either of them, two Perſons or Nominees (whereof himſelf or herſelf, if he or ſhe thinks fit, may be one) during whoſe Lives, and the Life of the Survivor of them, every ſuch Contributor, or ſuch as he or ſhe ſhall appoint, his, her or their Executors, Adminiſtrators, and Aſſigns reſpectively, ſhall be intitled to every ſuch Annuity, according to the true Meaning of this Act; and that where any Contributor ſhall advance Money at the reſpective Rate aforeſaid, for an Eſtate for three Lives, every ſuch Contributor, his or her Executors, Adminiſtrators, or Aſſigns, ſhall and may name to the ſaid Auditor of the Receipt, and Clerk of the Pells, for the Time being, or either of them, three Perſons or Nominees (whereof himſelf or herſelf, if he or ſhe think fit, may be one) during the Lives of which Nominees, and of the Survivors and Survivor of them, every ſuch Contributor, or ſuch as he or ſhe ſhall apoint, his, her, and their Executors, Adminiſtrators, and Aſſigns reſpectively, ſhall be intitled to every ſuch Annuity, according to the Tenor and true Meaning of this Act.

Contributor advancing for two Lives, may name two Nominees, &c.

and for three Lives three Nominees, &c.

XV. Provided always, That all the ſaid Lives ſhall be named by the ſeveral Contributors, their Executors or Adminiſtrators, or ſuch as ſhall be employed by them to pay in the ſaid Purchaſe-monies, on or before the ſaid firſt Day of *May* in the Year of our Lord one thouſand ſeven hundred and four.

Lives to be named by the Contributors, by 1 May 1704.

XVI. And it is hereby enacted, That in the Offices of the ſaid Auditor of the Receipt, and Clerk of the Pells ſeverally, there ſhall be provided and kept a Book or Books, in which ſhall be fairly entred the Names of all who ſhall be Contributors, and of all Perſons by whoſe Hands the ſaid Contributors ſhall pay in any of the ſaid Sums, and alſo the ſeveral Sums ſo paid, and the Times when the ſame are reſpectively paid, and the ſeveral Nominees for whoſe Lives reſpectively the ſaid Annuities for Life or Lives are to continue; to which Book it ſhall be lawful for the reſpective Contributors, their Executors, Adminiſtrators, and Aſſigns, from Time to Time, and at all ſeaſonable Times, to have reſort, and to inſpect the ſame without Fee or Reward; and as well the ſaid ſeveral Contributors for Life, Lives, or Years, as the ſaid Nominees for Life or Lives, ſhall be deſcribed in the ſaid Books by their Chriſtian and Surnames, Additions, and Places of Abode, and other Deſcriptions which ſhall beſt aſcertain the Perſons.

Contributors Names, &c. to be entred in the Offices of the Auditor and Clerk of the Pells.

Books to be inſpected without Fee.

XVII. And be it further enacted by the Authority aforeſaid, That all and every Contributor and Contributors upon this Act, duly paying the Conſideration or Purchaſe-money after the reſpective Rates aforeſaid, at or before the reſpective Days and Times in this Act before limited in that Behalf, for any Annuity or Annuities for ſuch Term of Years, or Eſtate for Life or Lives, as aforeſaid, according to the true Meaning of this Act, or ſuch as he, ſhe, or they ſhall appoint, his, her, or their reſpective Executors, Adminiſtrators, and Aſſigns, ſhall have, receive, and enjoy, and be intitled, by Virtue of this Act, to have, receive, and enjoy the reſpective Annuity and Annuities ſo to be purchaſed, out of the Monies ariſing and to ariſe, as aforeſaid, for and during all and every ſuch Term of Years, for Life or Lives reſvectively, and that all the Annuities to be purchaſed on this Act for any Term, Eſtate, or Intereſt whatſoever, ſhall be free from all Taxes, Charges, and Impoſitions whatſoever.

Contributors paying their Purchaſe-money, to enjoy the Annuities ſo purchaſed,

free from Taxes;

XVIII. And be it further enacted by the Authority aforeſaid, That every Contributor upon any Part of this Act for any of the Annuities aforeſaid, his, her, or their Executors, Adminiſtrators, or Aſſigns, upon Payment of the Conſideration or Purchaſe money for the ſame, at the reſpective Rates in this Act before appointed, or any Part or Proportion thereof, within the Time or Times by this Act limited in that Behalf, ſhall immediately have one or more Talley or Tallies levied, importing the Receipt of ſo much Conſideration-money as ſhall be ſo paid for or in Part of the ſaid reſpective Sums to be raiſed, as aforeſaid, and upon Payment of all the Purchaſe-money for any ſuch Annuity or Annuities, as aforeſaid, at the Rate by this Act appointed, every ſuch Contributor reſpectively, his or her reſpective Executors, Adminiſtrators, or Aſſigns, ſhall have an Order for Payment of ſuch Annuity and Annuities, for and during ſuch reſpective Term, Eſtate, or Intereſt, as he, ſhe, or they ſhall or ought to have therein, as aforeſaid; which Order ſhall be ſigned by the Treaſurer and Under Treaſurer of the Exchequer, or any three or more of the Commiſſioners of the Treaſury for the Time being; and after the ſigning thereof, the ſame ſhall be firm, good, valid, and effectual in Law, according to the Purport and true Meaning thereof, and of this Act, and ſhall not be determinable by or upon the Deaths or Removal of any Treaſurer or Under Treaſurer of the Exchequer, or any Commiſſioner or Commiſſioners of the Treaſury, or by or upon the Determination of the Power, Office or Offices of them or any of them; nor ſhall any Lord High Treaſurer of *England*, Treaſurer of the Exchequer, or any Commiſſioners of the Treaſury, now or for the Time being, have Power to revoke, countermand, or make void ſuch Orders ſo ſigned, as aforeſaid, or any of them.

and ſhall have Tallies for the ſame,

and Orders for Repayment.

No Lord Treaſurer, &c. to revoke the ſame.

XIX. And for the Encouragement of the Contributors to advance and pay forthwith into the Receipt of the Exchequer, the Sums by them intended to be advanced upon any of the Terms aforeſaid, it is provided and enacted by the Authority aforeſaid, That every ſuch Contributor, who ſhall advance and pay into the ſaid Receipt of Exchequer, all or any Part of the Purchaſe-money payable for any ſuch Annuity or Annuities, as aforeſaid, before the ſaid firſt Day of *May* in the Year of our Lord one thouſand ſeven hundred and four, his, her, or their Executors Adminiſtrators, or Aſſigns, ſhall be allowed and paid, out of the Contribution-money ariſing by this Act, Intereſt after the Rate of five Pounds *per Centum per Annum*, for the prompt Payment of the Money ſo advanced, from the Time of the actual advancing and paying the ſame, until the ſaid firſt Day of *May* one thouſand ſeven hundred and four.

Contributors to be allowed 5 l. per Cent. Intereſt for prompt Payment,

until 1 May 1704.

XX. And

Annuities may be aſſigned or deviſed.

XX. And be it further enacted, That it ſhall and may be lawful to and for any Contributor, his or her Executors, Adminiſtrators, or Aſſigns, at any Time or Times, during the Continuance of his or her Term, Eſtate, or Intereſt, of and in any Annuity to be purchaſed upon this Act, by any Writing under Hand and Seal, or by his or her laſt Will in Writing, to aſſign or deviſe ſuch Annuity and Annuities, or any Part thereof, or any Intereſt therein, to any Perſon or Perſons whatſoever, and ſo *toties quoties*; and no ſuch Aſſignment to be revokable, ſo as an Entry or Memorandum of ſuch Aſſignment or Will be made in Books to be kept for that Purpoſe in the ſaid Office of the Auditor of the Receipt, within the Space of two Months after ſuch Aſſignment or Death of the Deviſor, and that upon the producing ſuch Aſſignment, or Will, or Probate thereof, in the ſaid Office of Receipt, to be entred as aforeſaid, the Party ſo producing the ſame, ſhall bring therewith an Affidavit, taken before ſome Perſon authorized to take Affidavits in Cauſes depending in any the Courts at *Weſtminſter*, of the due Execution of the ſaid Aſſignment or Will, which Affidavits ſhall be ſeverally filed in the ſaid Office; which ſaid Entry or Memorandum the ſaid Officers in the ſaid Receipt of the Exchequer are hereby required to make accordingly, and to file the ſaid Affidavits, and in Default of ſuch Aſſignment or Deviſe, by Deed or Will, the Intereſt of ſuch Contributor (not being ſuch as is to determine by his or her Death) ſhall go to his or her Executors or Adminiſtrators.

Entry thereof to be made on Affidavit.

Affidavits to be filed.

In Default of Aſſignment, &c. Intereſt of Contributors to go to his Executors, &c.

Annuities to be deemed a Perſonal Eſtate, &c.

XXI. And it is hereby enacted, That every Eſtate of and in any Annuity to be purchaſed upon this Act, ſhall be deemed a perſonal Eſtate, and (if the ſame be not ſuch Annuity as is to depend upon the Contributor's own Life) ſhall go to his Executors and Adminiſtrators, and not be deſcendable to the Heir.

Guardians to Infants may advance 150 l. &c. to purchaſe an Annuity, &c. and be diſcharged for ſo much.

XXII. And be it further enacted, That it ſhall and may be lawful for any Guardian or Truſtee, having the Diſpoſal of the Money of any Infant under the Age of one and twenty Years, for the Uſe or Benefit of ſuch Infant, to advance and pay the Sum of one hundred and fifty Pounds of the Money of ſuch Infant, to purchaſe any Annuity upon this Act for the Benefit of ſuch Infant; and the ſaid Guardian and Truſtee, as to the ſaid Sum of one hundred and fifty Pounds ſo advanced, is hereby diſcharged.

Contributors to produce a Certificate of the Life of Nominee, &c. ſigned by the Miniſter and Churchwardens, without Fee; otherwiſe to make Oath of Nominee's Life.

XXIII. And to the Intent and Purpoſe that all Deceits in receiving any Payment upon any of the ſaid Annuities to be purchaſed for Life or Lives as aforeſaid, may be prevented; Be it enacted by the authority aforeſaid, That every Contributor for any of the ſaid Annuities for Life or Lives, his or her Executors, Adminiſtrators or Aſſigns, upon his or her demanding of any quarterly Payment, upon ſuch his or her Annuity (unleſs the Nominee appear in Perſon at the ſaid Receipt) ſhall produce a Certificate of the Life of his or her reſpective Nominee, ſigned by the Miniſter and Churchwardens of the Pariſh where ſuch Nominee ſhall be then living, upon the Day when the ſaid quarterly Payment ſhall become due (if ſuch Nominee ſhall be then reſiding in the Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*) which Certificate the ſaid Miniſter and Churchwardens, are hereby required to make without Fee or Reward; or otherwiſe it ſhall and may be lawful to and for every Contributor, his or her Executors, Adminiſtrators and Aſſigns, at his, her or their Election, to make Oath of the Truth of his, her or their reſpective Nominee's Life, upon the Day when the ſaid Payment ſhall become due, before any one or more Juſtices of the Peace of the reſpective County, Riding, City, Town, or Place, wherin ſuch Perſon, at the Time of making the ſaid Oath, ſhall reſide; which Oath he or they are hereby impowered to adminiſter: And the ſaid Juſtice or Juſtices ſhall make a Certificate thereof, for which Oath and Certificate no Fee or Reward ſhall be received; and the ſaid Certificates ſhall be filed in the ſaid Office of the Receipt of Exchequer: And if any Perſon ſhall be guilty of a falſe Oath, or forging any Certificate, touching the Premiſſes, and be thereof lawfully convicted, he or ſhe ſhall incur the Puniſhment to be inflicted upon Perſons who commit wilful and corrupt Perjury.

Juſtices to make a Certificate thereof, &c. Penalty on Perſon guilty of a falſe Oath or forging Certificate, &c.

Certificate that Nominee, Reſident in Scotland, or beyond Sea, is living, to be ſufficient for making Payment.

XXIV. And be it further enacted, That in caſe any Nominee for Life or Lives ſhall, at the Time of ſuch demand of any quarterly Payment, be Reſident in *Scotland*, or beyond the Seas, and any one or more of the Barons of the Exchequer for the Time being ſhall certify, that upon Proof to him or them made (which Proof he and they is and are hereby authorized and required to take in a ſummary Way) it doth ſeem probable to him or them that the ſaid Nominee is living (which Certificate is to be given, and Examination made, without Fee or Reward) the ſaid Certificate being filed as aforeſaid, ſhall be a ſufficient Warrant for the making of ſuch quarterly Payment to the reſpective Contributor, his or her Executors, Adminiſtrators or Aſſigns.

Perſons receiving any quarterly Payment after the Death of Nominee, ſhall be obliged to repay the ſame.

Penalty on Perſons obtaining the ſame fraudulently.

XXV. And be it further enacted by the Authority aforeſaid, That if any Perſon or Perſons ſhall receive any one or more quarterly Payments, upon any of the ſaid Annuities purchaſed for one or more Lives as aforeſaid, for any Time beyond the Death of his, her or their Nominee, when the ſame ought to ceaſe, ſuch Perſon ſhall be obliged to repay the Sum, ſo by him or her received, into the Receipt of the Exchequer; and if the ſame were obtained, either by forging any Certificate of the Life of ſuch Nominee, or by bringing any one to the ſaid Receipt of Exchequer, to perſonate his or her Appearance, every ſuch Perſon ſo fraudulently getting the ſaid Money, and every Perſon ſo produced as aforeſaid, ſhall forfeit Treble the Sum ſo received, to be recovered by Action of Debt, in any of her Majeſty's Courts of Record at *Weſtminſter*, by any Perſon who ſhall ſue for the ſame; in which Action no Eſſoin, Protection, Privilege, or Wager of Law, or more than one Imparlance ſhall be allowed: And moreover, the ſaid Perſons ſo fraudulently getting the ſaid Money, and the Perſons produced as aforeſaid, and all other Partakers in ſuch Forgery or Fraud, ſhall be further puniſhed for the ſame, according to the Laws of this Realm.

XXVI. And

All Receipts and Iſſues in the Exchequer ſhall be made without Fee.

XXVI. And be it further enacted, for the better encouraging Perſons to advance the ſaid ſeveral Sums on this Act, That all Receipts and Iſſues, and all other Things directed by this Act to be performed in the Exchequer, ſhall be done and performed by the Officers there, without demanding or receiving, directly or indirectly, any Fee, Gratuity or Reward for the ſame; and in caſe any of the Officers of the Exchequer ſhall take or demand any ſuch Fee or Reward, or ſhall divert or miſapply any of the ſaid weekly Sums to be paid into the Receipt of the Exchequer, or any Part of the Monies which ſhould make good the Payment of the ſaid Annuities, or ſhall pay or iſſue out of the ſame otherwiſe than according to the Intent of this Act, or ſhall not keep Books and Regiſters, and make Entries, and do and perform all other Things, which by this Act they are required to perform; every ſuch Officer ſhall forfeit his Office, and be for the future incapable of any Office or Place of Truſt whatſoever, and ſhall anſwer and pay treble Damages with Coſts of Suit to every Contributor or Perſon who ſhall be prejudiced thereby, to be recovered by Action of Debt, Bill, Plaint, or Information, in any of her Majeſty's Courts of Record at *Weſtminſter*, wherein no Eſſoin, Protection, Privilege of Parliament, or other Privilege, Wager of Law, Injunction, or Order of Reſtraint, or more than one Imparlance, ſhall be granted or allowed; and in the ſaid Action the Plaintiff upon Recovery ſhall have his full Coſts; one third Part of which Sum, ſo to be recovered for Damages, ſhall be to the Uſe of her Majeſty, her Heirs and Succeſſors; and the other two third Parts, with the Coſts, ſhall be to the Uſe of the Proſecutor: And in caſe there ſhall be any Colluſion or faint Proſecution between the Plaintiff and Defendant in ſuch Action, it ſhall be lawful for any other Contributor, his or her Executors, Adminiſtrators, or Aſſigns, to bring another Action, wherein he ſhall recover as aforeſaid, to the Uſes aforeſaid.

Penalty on Officer taking Fee, or miſapplying the weekly Sums or not making Entries.

Treble Damages.

Plaintiff on Recovery to have full Coſts.

In caſe of faint Proſecution, Contributor may bring another Action.

XXVII. Provided always, and be it enacted, That in caſe any Officer of the Exchequer ſhall make any quarterly Payment or Payments upon ſuch Certificate as is before directed, ſuch Officer ſhall not incur any Penalty, Forfeiture, or Diſability for doing thereof, although the ſaid Certificate be forged or falſe, or the ſaid Nominee be dead, unleſs the ſaid Officer did know, at the Time of ſuch Payment, that the ſaid Nominee was dead, or that the ſaid Certificate was forged or falſe.

Officer making Payment on Certificate, ſhall not incur any Penalty, &c.

Contributors to certify the Death of Nominees,

and deliver up their Tallies, &c. in 3 Months after Deceaſe.

Penalty.

XXVIII. And be it further enacted, That every Contributor for Life or Lives as aforeſaid, his or her Executors, Adminiſtrators, or Aſſigns, within one Month after Notice of the Death of any his or their reſpective Nominee or Nominees, ſhall certify ſuch Death to the Auditor of the Receipt of Exchequer for the Time being, and within three Months after Notice of the Determination of his, her, or their Annuity or Annuities, by the Death or Deaths of his, her, or their Nominee or Nominees, ſhall deliver, or cauſe to be delivered up, to the ſaid Auditor, his or their Talley and Order, by which he or they were or was intitled, during the Life of ſuch Nominee or Nominees, to receive ſuch Annuity or Annuities, in caſe ſuch Talley and Order be in his or their Hands or Power; and in Default thereof, ſuch Contributor, his or her Executors, Adminiſtrators, and Aſſigns, ſhall forfeit the Sum of ten Pounds, to be recovered by Action of Debt as aforeſaid, and to be had and received to the Uſe of any Perſon who ſhall ſue for the ſame.

Monies appropriated for Payment of the Annuites.

XXIX. And it is hereby enacted and declared, That ſo much of the Monies ariſing by the ſaid weekly Payments out of the ſaid Branches of Exciſe, as ſhall be ſufficient, from Time to Time, to diſcharge the ſaid Annuities from and after the ſaid five and twentieth Day of *December* one thouſand ſeven hundred and five, during the Continuance of the ſaid Annuities reſpectively, and ſo much of the ſaid Contribution-money to be advanced on this Act, as ſhall be ſufficient to diſcharge all the Payments which ſhall or may grow due on the ſaid Annuities, from the ſaid twenty-fifth Day of *March* one thouſand ſeven hundred and four, until and for the ſaid twenty-fifth Day of *December* one thouſand ſeven hundred and five inclusively, ſhall be appropriated and applied, and are hereby appropriated to and for the Payment of the ſaid Annuities, according to the true Meaning of this Act, and ſhall not be divertible or diverted to any other Uſe, Intent, or Purpoſe whatſoever, under ſuch Penalties, Forfeitures, and Diſabilities, as are before mentioned.

One third Part of the Purchaſe Money to be paid by 1 May 1704.

XXX. Provided always, That no Perſon or Perſons whatſoever ſhall or may purchaſe or obtain, or be admitted to purchaſe or obtain, any Annuity upon this Act, for any Term, Eſtate, or Intereſt whatſoever, unleſs the whole, or one third Part of the Conſideration Money for the ſame, at ſuch reſpective Rate as aforeſaid, be advanced and paid into the ſaid Receipt of Exchequer, on or before the ſaid firſt Day of *May* in the Year of our Lord one thouſand ſeven hundred and four.

Contributors not paying the two other Parts within the Times limited,

XXXI. Provided alſo, That in caſe any ſuch Contributor as aforeſaid, who ſhall, on or before the ſaid firſt Day of *May* one thouſand ſeven hundred and four, have advanced one third Part only of his or her Purchaſe Money, his or her Executors, Adminiſtrators, or Aſſigns, do not advance and pay into the Receipt of Exchequer, one other third Part of his or her Conſideration Money, ſo to be paid for ſuch reſpective Annuity or Annuities as aforeſaid, on or before the ſaid twenty-fourth Day of *June* in the Year of our Lord one thouſand ſeven hundred and four; and the remaining third Part thereof on or before the ſaid twenty-ninth Day of *September* in the ſame Year of our Lord one thouſand ſeven hundred and four; then, and in every ſuch caſe reſpectively, no Order ſhall be drawn or ſigned for ſuch reſpective Annuity for which the Conſideration Money ſhall not be fully paid as aforeſaid, but ſo much of the Conſideration Money as ſhall have been actually paid into the Exchequer for ſuch reſpective Annuity, ſhall be forfeited and loſt to her Majeſty, her Heirs and Succeſſors, and be applied, together with other the Monies to be raiſed by this Act, for the Purpoſes aforeſaid; any Thing in this Act contained to the contrary notwithſtanding.

ſuch Monies, ſo paid in, to be forfeited, &c.

Allowances to Officers and Clerks, &c.

XXXII. Provided always, and it is hereby enacted, That it ſhall and may be lawful to and for the Lord Treaſurer, or Commiſſioners of the Treaſury for the Time being, out of any the Monies of the ſaid weekly Payments, to reward the Officers and Clerks in the Exchequer to be employed in the Payment of the ſaid Annuities, or any of them, for their Labour, Pains, and Service therein reſpectively, in ſuch Pro-

Proportions as to the Lord Treaſurer, or Commiſſioners of the Treaſury for the Time being, ſhall ſeem meet and reaſonable in that Behalf; any Thing in this Act contained to the contrary notwithſtanding.

XXXIII. Provided always, and be it enacted by the Authority aforeſaid, That if ſo many Contributions upon this Act, for ſuch Annuities as aforeſaid, ſhall not be made on or before the ſaid firſt Day of *May* one thouſand ſeven hundred and four, as ſhall be ſufficient (together with the ſeveral Parts or Proportions of the Purchaſe Money then remaining to be paid at or before ſuch ſeveral Days or Times as aforeſaid) to raiſe the ſaid whole Sum of one Million and two hundred thouſand Pounds, over and above the Money neceſſary to diſcharge ſuch Annuities as ſhall be purchaſed, until the ſaid five and twentieth Day of *December* one thouſand ſeven hundred and five incluſively as aforeſaid; then immediately from and after the ſaid firſt Day of *May* one thouſand ſeven hundred and four, it ſhall and may be lawful to and for her Majeſty, her Heirs or Succeſſors, or her or their Officers in the Receipt of Exchequer, by Command or Appointment of her Majeſty, her Heirs or Succeſſors, to borrow and take into the ſaid Receipt of Exchequer, of or from any Perſon or Perſons, Natives or Foreigners, Bodies Politick or Corporate (who have hereby Power and Authority to lend and advance the ſame) for the Service of carrying on the ſaid War, and other her neceſſary Occaſions, any Sum or Sums of Money, which, together with the whole Amount of all the Conſideration or Purchaſe Monies, paid or to be paid, in ready Money or by Proportions as aforeſaid, for the ſaid Annuities, ſhall not exceed in the whole the ſaid Sum of one million and two hundred thouſand Pounds, beſides ſo much as ſhall be neceſſary to diſcharge the purchaſed Annuities, until and for the ſaid five and twentieth Day of *December* one thouſand ſeven hundred and five as aforeſaid; which Loans ſhall be regiſtred and repaid in Courſe, according to the Dates of the Tallies, and Intereſt ſhall be allowed for the ſaid Loans after the Rate of ſix Pounds *per Centum per Annum*, and payable quarterly; and the Principal and Intereſt of the ſaid Loans ſhall be charged upon, and payable out of, all the Monies, which ſhall ariſe by the ſaid weekly Payments, over and above ſo much as will be ſufficient to ſatisfy the ſaid annual Payments, after the Rate of three Pounds *per Centum per Annum*, to the ſaid Patentees, and thoſe claiming under them, and over and above ſo much as ſhall be ſufficient to ſatisfy ſo many Annuites as ſhall have been actually purchaſed upon this Act: And that Tallies of Loan ſhall be levied for the Monies ſo lent, and Orders ſhall be drawn and ſigned for Repayment of the ſame, with ſuch Intereſt as aforeſaid, according to the Courſe of the Exchequer; and that ſuch Orders, or any Part thereof, ſhall be aſſignable, ſuch Aſſignments being firſt entred in the Office of the Auditor of the ſaid Receipt; and that no Monies ſo to be lent ſhall be chargeable with any Taxes, Rates, or Impoſitions; and all the Monies ariſing by the ſaid weekly Payments out of the ſaid Branches of Exciſe (over and above ſo much as will be ſufficient to ſatisfy the ſaid annual Payments, after the Rate of three Pounds *per Centum per Annum*, and ſo many Annuities as ſhall have been actually purchaſed upon this Act as aforeſaid) ſhall be applied and appropriated, and the ſame are hereby appropriated to and for the Repayment of the ſaid Loans in Courſe, with ſuch Intereſt as aforeſaid, unto ſuch Perſon or Perſons, Natives or Foreigners, Bodies Politick or Corporate, who ſhall lend or advance the ſame as aforeſaid, his, her, or their Executors, Adminiſtrators, Succeſſors, or Aſſigns reſpectively, without any Fee or Charge whatſoever, and ſhall not be diverted or be divertible to any other Uſe or Purpoſe whatſoever, under the like Penalties and Forfeitures as are by this Act preſcribed for diverting or miſapplying any of the Money that ought to be applied to the Payment of the ſaid Annuities: And in caſe all the Monies ſo to be borrowed, with the Intereſt thereof, ſhall not be repaid by or before the five and twentieth Day of *December* one thouſand ſeven hundred and ſix, then the Remainder thereof ſhall be ſatisfied out of the next Aids to be granted by Parliament, after the ſame five and twentieth Day of *December* one thouſand ſeven hundred and ſix.

If ſo many Contributions be not made by 1 May 1704, as will raiſe 1,200,000l. &c.

Queen, &c. may borrow ſo much as will make up the 1,200,000l. &c.

Intereſt allowed.

Tallies and Orders for Repayment, &c.

Monies ſo lent not to be taxed.

Weekly Payments, &c. appropriated for Repayment.

without Fee.

Monies not repaid by 25 Dec. 1706. how ſatisfied.

CAP. IV.

An Act for the publick regiſtring of all Deeds, Conveyances, and Wills, that ſhall be made of any Honors, Manors, Lands, Tenements, or Hereditaments, within the *Weſt Riding* of the County of *York*, after the nine and twentieth Day of *September* one thouſand ſeven hundred and four.

'WHEREAS the *Weſt Riding* of the County of *York* is the principal Place in the *North* for the Cloth Manufacture, and moſt of the Traders therein are Freeholders, and have frequent Occaſions to borrow Money upon their Eſtates for managing their ſaid Trade, but for want of a Regiſter find it difficult to give Security to the Satisfaction of the Money Lenders (although the Security they offer be really good) by Means whereof the ſaid Trade is very much obſtructed, and many Families ruined:' For the remedying whereof may it pleaſe your moſt Excellent Majeſty, at the humble Requeſt of the Juſtices of the Peace, Gentlemen, and Freeholders of the ſaid *Weſt Riding*, that it may be enacted; and be it enacted by the Queen's moſt Excellent Majeſty, by and with the Adviſe and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That a Memorial of all Deeds and Conveyances, which from and after the nine and twentieth Day of *September* in the Year of our Lord one thouſand ſeven hundred and four, ſhall be made and executed, and of all Wills and Deviſes in Writing made or to be made and publiſhed, where the Deviſor or Teſtator ſhall die after the ſaid nine and twentieth Day of *September*, of or concerning, and whereby any Honors, Manors, Lands, Tenements, or Hereditaments in the ſaid *Weſt Riding*, may be any way affected

'Farther Proviſions relating hereto by 5 Annæ, c. 18. and 6 Annæ, c. 35. ſ. 34.'

A Memorial of all Deeds and Conveyances made after 29 Sept. 1704. and of all Wills, &c. made in the Weſt Riding of Yorkſhire,

may be regiſtred.

affected in Law or Equity, may, at the Election of the Party or Parties concerned, be regiſtred in ſuch Manner as is herein after directed; and that every Deed or Conveyance that ſhall, at any Time after any Memorial is ſo regiſtred, be made and executed of the Honors, Manors, Lands, Tenements, or Hereditaments, or any Part thereof, comprized or contained in any ſuch Memorial, ſhall be adjudged fraudulent and void againſt any ſubſequent Purchaſer or Mortgagee for valuable Conſideration, unleſs ſuch Memorial thereof ſhall be regiſtred as by this Act is directed, before the regiſtring of the Memorial of the Deed or Conveyance under which ſuch ſubſequent Purchaſer or Mortgagee ſhall claim; and that every Deviſe by Will of the Honors, Manors, Lands, Tenements, or Hereditaments, or any Part thereof, mentioned or contained in any Memorial ſo regiſtred as aforeſaid, that ſhall be made and publiſhed after the regiſtring of ſuch Memorial, ſhall be adjudged fraudulent and void againſt any ſubſequent Purchaſer or Mortgagee for valuable Conſideration, unleſs a Memorial of ſuch Will be regiſtred in ſuch Manner as is herein after directed.

Regiſter's Office to be kept at Wakefield.

II. And for ſettling and eſtabliſhing a certain Method, with proper Rules and Directions for regiſtring ſuch Memorials as aforeſaid, be it further enacted by the Authority aforeſaid, That one publick Office for regiſtring ſuch Memorials of and concerning any Honors, Manors, Lands, Tenements, and Hereditaments, that are ſituate, lying, and being within the ſaid *Weſt Riding*, ſhall be eſtabliſhed and kept at *Wakefield*, the neareſt Market Town to the Center or Middle of the ſaid *Weſt Riding*, to be managed and executed by a fit and able Perſon, to be from Time to Time elected and appointed in Manner herein after directed, or his ſufficient Deputy, and to continue in the ſaid Office for ſo long Time as he ſhall well demean himſelf therein.

Regiſter to be elected by balloting. Manner of Election.

III. And be it enacted by the Authority aforeſaid, That all Elections of a Regiſter to be made or appointed by Virtue of this Act, ſhall be performed by balloting in Manner following (that is to ſay) All the Freeholders that at the Time of any ſuch Election have an Eſtate of Freehold, of or in any Lands, Tenements, or Hereditaments within the ſaid *Weſt Riding*, of the yearly Value of one hundred Pounds (to be determined by the Oath of the Elector, before the Scrutators herein after-mentioned, if any Doubt ariſe touching the ſame, which Oath they are hereby impowered to adminiſter) ſhall be Electors of the ſaid Regiſter; and that the Juſtices of the Peace for the ſaid *Weſt Riding*, in that Behalf aſſembled, or the major Part of them, or any five of ſuch Juſtices to be appointed by ſuch major Part, ſhall be Scrutators of the Ballot; who ſhall meet on the Day and Place of Election, and there, in the Preſence of the Electors, ſhall place one or more Glaſs Veſſels to be provided for that Purpoſe, into which each Elector preſent ſhall put one open Paper, containing the Name of ſuch Perſon as he approves of to be Regiſter: Which Papers ſhall be taken out again in the Preſence of the ſaid Scrutators, by a Perſon by them in that Behalf appointed; and the Name or Names of every Perſon therein ſhall be once tranſcribed in diſtinct Columns, and under each Name ſhall be ſet down the Number of their Electors, which ſhall be deliberately caſt up by the ſaid Scrutators, and the ſame ſhall be read over in the Hearing and fixt up in the View, of the Electors then preſent; and the Perſon upon whom the Majority ſhall fall, ſhall be declared Regiſter.

Time of electing the firſt Regiſter.

IV. And be it enacted by the Authority aforeſaid, That the Election of a Perſon to be the firſt Regiſter, ſhall be made at the next General Quarter-Seſſions of the Peace to be holden for the ſaid *Weſt Riding*, after the Feaſt of *Eaſter* in the ſaid Year of our Lord one thouſand ſeven hundred and four, in open Court, on the ſecond Day of the ſaid Seſſions, between the Hours of nine in the Morning, and three in the Afternoon.

Upon Death, &c. of Regiſter a new one to be choſen.

V. And be it enacted by the Authority aforeſaid, That when and as often as the ſaid Office ſhall become vacant by the Death, Forfeiture, or Surrender of any ſuch Regiſter, the Juſtices of the Peace for the ſaid *Weſt Riding*, aſſembled at the General Quarter-Seſſions of the Peace, next after ſuch Vacancy ſhall happen, or the major Part of them, ſhall in open Court declare the ſaid Vacancy, and by order of the ſame Seſſions ſhall appoint and prefix a certain Day and Time, within the Space of one Calendar Month, and above three Weeks enſuing the End of ſuch General Quarter-Seſſions, for the Electors to aſſemble at *Wakefield* aforeſaid, to chooſe a fit and able Perſon, in the Manner aforeſaid, to ſupply the ſaid Vacancy: And to the Intent that all Perſons qualified to be Electors, may have due Notice of ſuch Vacancy, and Time of Election of a ſucceeding Regiſter, the Clerk of the Peace for the Time being for the ſaid *Weſt Riding* ſhall forthwith cauſe Copies of ſuch Order, for the prefixing the Time of ſuch Election, to be delivered to the reſpective Chief Conſtables of the ſeveral Wapentakers within the ſaid *Weſt Riding*, who ſhall and are hereby required to publiſh the ſame in full Market in every Market Town within their ſeveral Wapentakes, on the next Market Day after the Receipt thereof, and to affix the ſame in the moſt publick Place of Reſort there.

During the Vacancy, Executors of Regiſter to appoint a Perſon to execute the Office.

VI. And be it enacted by the Authority aforeſaid, That upon the Death of any ſuch Regiſter, and until another Election of a Perſon to execute that Office ſhall be made in Manner aforeſaid, the Executors and Adminiſtrators of the Regiſter deceaſed, together with the Sureties for the ſaid Regiſter, or their Executors and Adminiſtrators, ſhall appoint a proper Perſon to execute the Office of Regiſter, for whoſe Demeanor in the Execution of the ſaid Office the Security given for ſuch Regiſter deceaſed ſhall be anſwerable.

How Memorials ſhall be written, and directed, &c.

VII. And be it further enacted by the Authority aforeſaid, That all and every Memorials, ſo to be entred or regiſtred, ſhall be put into Writing, in Vellum or Parchment, and directed to the Regiſter of the ſaid Office; and in caſe of Deeds and Conveyances, ſhall be under the Hand and Seal of ſome or one of the Grantors, or ſome or one of the Grantees, his or their Guardians or Truſtees, atteſted by two Witneſſes, one whereof to be one of the Witneſſes to the Execution of ſuch Deed or Conveyance; which Witneſs ſhall, upon his Oath before the ſaid Regiſter, or his Deputy, prove the ſigning and ſealing of the ſaid Memorial, and the Execution of the Deed or Conveyance mentioned in ſuch Memorial; and in caſe of Wills, the Memorials ſhall be under the Hand and Seal of ſome or one of the Deviſees, his or their

Deeds and Conveyances.

Wills.

their Guardians or Truſtees, atteſted by two Witneſſes, one whereof ſhall, upon his Oath before the ſaid Regiſter or his Deputy, prove the Signing and Sealing of ſuch Memorial; which reſpective Oaths the ſaid Regiſter or his Deputy is hereby impowered to adminiſter.

What every Memorial of any Deed, Conveyance, or Will ſhall contain.

VIII. And be it further enacted by the Authority aforeſaid, That every Memorial of any Deed, Conveyance, or Will, ſhall contain the Day of the Month, and the Year when ſuch Deed, Conveyance, or Will bears Date, and the Names and Additions of all the Parties to ſuch Deed or Conveyance, and of the Deviſor, or Teſtatrix of ſuch Will, and of all the Witneſſes to ſuch Deed, Conveyance, or Will, and the Places of their Abode, and ſhall expreſs or mention the Honors, Manors, Lands, Tenements, and Hereditaments, contained in ſuch Deed, Conveyance, or Will, and the Names of all the Pariſhes, Townſhips, Hamlets, Precincts, or Extraparochial Places, within the ſaid *Weſt Riding*, where any ſuch Honors, Manors, Lands, Tenements, or Hereditaments are lying or being, that are given, granted, conveyed, deviſed, or any Way affected or charged by any ſuch Deed, Conveyance, or Will, in ſuch Manner as the ſame are expreſſed or mentioned, in ſuch Deed, Conveyance, or Will, or to the ſame Effect; and that every ſuch Deed, Conveyance, and Will, or Probate of the ſame, of which ſuch Memorial is ſo to be regiſtred, as aforeſaid, ſhall be produced to the ſaid Regiſter or his Deputy, at the Time of entring ſuch Memorial, who ſhall indorſe a Certificate on every ſuch Deed, Conveyance and Will, or Probate thereof, and therein mention the certain Day, Hour, and Time on which ſuch Memorial is ſo entred and regiſtred, expreſſing alſo in what Book, Page, and Number the ſame is entred, and that the ſaid Regiſter, or his Deputy, ſhall ſign the ſaid Certificate when ſo indorſed; which Certificates ſhall be taken and allowed as Evidence of ſuch Reſpective Regiſtries in all Courts of Record whatſoever; and that every Page of ſuch Regiſter Books, and every Memorial that ſhall be entred therein, ſhall be numbred, and the Day of the Month, and the Year, and Hour, or Time of the Day, when every Memorial is regiſtred, ſhall be entred in the Margins of the ſaid Regiſter Books, and of the ſaid Memorial; and that every ſuch Regiſter ſhall keep an Alphabetical Calendar of all Pariſhes, Extraparochial Places, and Townſhips within the ſaid *Weſt Riding*, with Reference to the Number of every Memorial that concerns the Honors, Manors, Lands, Tenements, or Hereditaments, in every ſuch Pariſh, Extraparochial Place, or Townſhip reſpectively, and of the Names of the Parties mentioned in ſuch Memorial; and that ſuch Regiſter ſhall duly file every ſuch Memorial in Order of Time, as the ſame ſhall be brought to the ſaid Office, and enter or regiſter the ſaid Memorials in the ſame Order that they ſhall reſpectively come to his Hand.

Regiſter to indorſe a Certificate on every ſuch Deed, &c.

Memorials to be numbred.

Regiſter to keep an alphabetical Calendar.

Memorials to be filed and entred in Order.

IX. And be it further enacted that every ſuch Regiſter, before he enter upon the Execution of the ſaid Office, ſhall be ſworn before the Juſtices of the Peace for the ſaid *Riding*, or any three or more of them that ſhall be preſent at his Election (who are hereby impowered and required to adminiſter ſuch Oath) in theſe Words:

Regiſter's Oath.

'YOU ſhall truly and faithfully perform and execute the Office and Duty that is directed and required by Act of Parliament, in Regiſtring Memorials of Deeds, Conveyances, and Wills, within the *Weſt Riding* of the County of *York*, ſo long as you ſhall continue in the ſaid Office; and that you have not given or promiſed, directly nor indirectly, nor authorized any Perſon to give or Promiſe any Money, Gratuity, or Reward whatſoever, for procuring or obtaining the ſaid Office for you:'

So help you God.

Regiſter's Deputy to take the ſaid Oath.

X. And that when and as often as the ſaid Regiſter ſhall appoint any Deputy to execute the ſaid Office, ſuch Deputy ſhall, before he enter upon the Execution thereof, take the ſaid Oath appointed to be taken by the Regiſter, before two or more Juſtices of the Peace for the ſaid *Riding*, who are hereby impowered and required to adminiſter ſuch Oath; and that every Regiſter, at the Time of his being ſworn into the ſaid Office, ſhall alſo enter into a Recognizance with two or more ſufficient Sureties, to be approved of by five or more of the Juſtices of the Peace of the ſaid *Riding* that where preſent at his ſaid Election, by Writing under their Hands and Seals, to be regiſtred at the next General Quarter-Seſſions of the Peace for the ſaid *Riding*, of the Penalty of two thouſand Pounds unto her Majeſty, her Heirs and Succeſſors, to be taken by the ſame Juſtices of the Peace that approved of his Security, conditioned for his true and faithful Performance of his Duty in the Execution of his ſaid Office: The ſame to be tranſmitted by the ſame Juſtices of the Peace, within one Month next after the Date thereof, into the Office of her Majeſty's Remembrancer of the Exchequer, there to remain amongſt the Records of the ſaid Court.

Regiſter to give 2,000l. Security.

If no Miſbehaviour appear in 3 Years after Death, &c. of Regiſter, ſuch Recognizance to be void.

XI. Provided nevertheleſs, and be it further enacted by the Authority aforeſaid, That when any Regiſter ſhall die, or ſurrender his Office, and that within the Space of three Years, from and after ſuch Death or Surrender, no Miſbehaviour appear to have been committed by ſuch Regiſter, in the Execution of his ſaid Office, then and in ſuch Caſe, at the End of the ſaid three Years after his Death or Surrender, the ſaid Recognizance, ſo entred into by him, ſhall become void and of no Effect, to all Intents and Purpoſes whatſoever.

Times of Attendance in the Office.

XII. And be it further enacted by the Authority aforeſaid, That every ſuch Regiſter, or his ſufficient Deputy, ſhall give due Attendance at his Office every Day in the Week (except *Sundays* and Holidays) between the Hours of nine and twelve in the Forenoon, and the Hours of two and five in the Afternoon, for the Diſpatch of all Buſineſs belonging to the ſaid Office; and that every ſuch Regiſter, or his Deputy, as often as required, ſhall make Searches concerning all Memorials that are regiſtred, as aforeſaid, and give Certificates concerning the ſame under his Hand, if required by any Perſon.

Allowances for entring Memorials,

and for Certificates,

XIII. And be it further enacted by the Authority aforeſaid, That every ſuch Regiſter ſhall be allowed for the Entry of every ſuch Memorial, as is by this Act directed, the Sum of one Shilling, and no more, in caſe the ſame do not exceed two hundred Words; but if ſuch Memorial ſhall exceed two hundred Words, then after the Rate and Proportion of ſix Pence an hundred, for all the Words contained in ſuch Memorial, over and above the firſt two hundred Words: And the like Fees for the like Number Number of Words, contained in every Certificate or Copy given out of the ſaid Office, and no more, and for every Search in the ſaid Office one Shilling, and no more.

Penalty on Regiſter, &c.

Treble Damages.

XIV. And be it further enacted by the Authority aforeſaid, That if any ſuch Regiſter or his Deputy ſhall neglect to perform his or their Duty in the Execution of the ſaid Office, according to the Rules and Directions in this Act mentioned, or commit, or ſuffer to be committed, any undue or fraudulent Practice in the Execution of the ſaid Office, and be thereof lawfully convicted, that then ſuch Regiſter ſhall forfeit his ſaid Office, and pay treble Damages with full Coſts of Suit to every ſuch Perſon or Perſons as ſhall be injured thereby, to be recovered by Action of Debt, Bill, Plaint, or Information, in any of her Majeſty's Courts of Record at *Weſtminſter*, wherein no Eſſoin, Protection, Privilege, or Wager of Law ſhall be allowed, nor any more than one Imparlance.

Perſon nominated on Death of Regiſter to execute the Office (while vacant) to take the ſame Oath as Regiſter.

Treble Damages.

XV. And be it further enacted, That the Perſon to be nominated, as aforeſaid, upon the Death of any Regiſter, to execute the ſaid Office, during the Time the ſame ſhall be vacant, as aforeſaid, ſhall, before he enter upon the Execution thereof, take the Oath herein before appointed to be taken by ſuch Regiſter, and his Deputy, before two or more Juſtices of the Peace for the ſaid *Riding* (who are hereby impowered to adminiſter the ſame Oath) and that if ſuch Perſon, ſo nominated, ſhall be lawfully convicted of any Neglect, Miſdemeanor, or fraudulent Practice in the Execution of the ſaid Office, during ſuch Vacancy, he ſhall be liable to pay treble Damages, with full Coſts of Suit, to every Perſon that ſhall be injured thereby, to be recovered as aforeſaid.

Act not to extend to Copyhold or Leaſehold Eſtates.

XVI. Provided alſo, and be it further enacted, That this Act ſhall not extend to any Copyhold Eſtates, or to any Leaſes at a Rack Rent, or to any Leaſe not exceeding one and twenty Years, where the actual Poſſeſſion and Occupation goeth along with the Leaſe; any thing in this Act contained to the contrary thereof in any wiſe notwithſtanding.

Manors, Lands, &c. to be but once named in the Memorial, &c. where there are more Writings than one for making the Conveyance, &c.

XVII. Provided always, and be it further enacted, That where there are more writings than one, for making and perfecting any Conveyance or Security, which do name, mention, or any ways affect or concern the ſame Honours, Manors, Lands, Tenements, or Hereditaments, it ſhall be a ſufficient Memorial and Regiſter thereof, if all the ſaid Honours, Manors, Lands, Tenements, and Hereditaments, and the Pariſhes, Townſhips, Hamlets, or extraparochial Places, where the ſame lie, be only once named or mentioned in the Memorial, Regiſter and Certificate of any one of the Deeds or Writings, made for the perfecting of ſuch Conveyance or Security; and that the Dates of the reſt of the ſaid Deeds or Writings, relating to the ſaid Conveyance or Security, with the Names and Additions of the Parties and Witneſſes, and the Places of their Abodes, be only ſet down in the Memorials, Regiſters, and Certificates of the ſame, with a Reference to the Deed or Writing whereof the Memorial is ſo regiſtred, that contains or expreſſes the Parcels mentioned in all the ſaid Deeds, and Directions how to find the regiſtring the ſame.

A Memorial of Deeds, &c made in London, &c. which concern any Lands in the Weſt Riding may be regiſtred on Affidavit.

XVIII. And be it further enacted by the Authority aforeſaid, That a Memorial of ſuch Deeds, Conveyances, and Wills, as ſhall be made and executed or publiſhed in *London*, or in any other Place not within forty Miles of the ſaid *Weſt Riding*, which do or may concern or affect any Honours, Manors, Lands, Tenements, or Hereditaments in the ſaid *Weſt Riding*, ſhall be entred or regiſtred by the aforeſaid Regiſter or his Deputy, in Caſe an Affidavit ſworn before any one of the Judges at *Weſtminſter*, or a Maſter in *Chancery*, be brought with the ſaid Memorial to the ſaid Regiſter or his Deputy, wherein one of the Witneſſes to the Execution of ſuch Deeds and Conveyances ſhall ſwear he or ſhe ſaw the ſame executed, and the Memorial ſigned and ſealed as above-ſaid, or wherein one of the Witneſſes to the Memorial of any Will ſhall ſwear he or ſhe ſaw ſuch Memorial ſigned and ſealed as aboveſaid; and the ſame ſhall be a ſufficient Authority to the ſaid Regiſter, or his Deputy, to give the Party that brings ſuch Memorial and Affidavit, a Certificate of the regiſtring ſuch Memorial; which Certificate, ſigned by the ſaid Regiſter or his Deputy, ſhall be taken and allowed as Evidence of the Regiſtries of the ſame Memorials in all Courts of Record whatſoever; any thing in this Act to the contrary thereof contained in any wiſe notwithſtanding.

Regiſter to give Certificate thereupon.

Penalty on forging or counterfeiting Memorials or Certificates.

'5 Eliz. c. 14.'

Penalty on Perſon forſwearing himſelf.

XIX. And be it further enacted by the Authority aforeſaid, That if any Perſon or Perſons ſhall at any Time forge or counterfeit any ſuch Memorial or Certificate as are herein before-mentioned and directed, and be thereof lawfully convicted, ſuch Perſon or Perſons ſhall incur and be liable to ſuch Pains and Penalties as in and by an Act of Parliament made in the fifth Year of the Reign of Queen ELIZABETH, intituled, *An Act againſt Forgers of falſe Deeds and Writings*, are impoſed upon Perſons for forging or publiſhing of falſe Deeds, Charters, or Writings ſealed, Court Rolls, or Wills, whereby the Freehold or Inheritance of any Perſon or Perſons of, in, or to any Lands, Tenements or Hereditaments, ſhall or may be moleſted, troubled, or charged: and that if any Perſon or Perſons ſhall at any Time forſwear himſelf before the ſaid Regiſter, or his Deputy, or before any Judge or Maſter in Chancery, in any of the Caſes aforeſaid, and be thereof lawfully convicted, ſuch Perſon or Perſons ſhall incur and be liable to the ſame Penalties, as if the ſame Oath had been made in any of the Courts of Record at *Weſtminſter*.

Memorials of Wills entred in 6 Months after Death of Deviſor, dying in England, &c. or in 3 Years after Death of Deviſor dying beyond Sea to be valid,

XX. Provided always, and it is hereby enacted, That all Memorials of Wills that ſhall be regiſtred in Manner as aforeſaid, within the Space of ſix Months after the Death of every reſpective Deviſor or Teſtatrix,

trix, dying within the Kingdom of *England*, Dominion of *Wales*, and Town of *Berwick* upon *Tweed*, or within the Space of three Years after the Death of every reſpective Deviſor or Teſtatrix, dying upon or in any Parts beyond the Seas, ſhall be as valid and effectual againſt ſubſequent Purchaſers, as if the ſame had been regiſtred immediately after the Death of ſuch reſpective Deviſor or Teſtatrix; any thing herein contained to the contrary thereof in any wiſe notwithſtanding.

Proviſo in caſe of Wills conteſted.

XXI. Provided always, That in caſe the Deviſee, or Perſon or Perſons intereſted in the Honours, Manors, Lands, Tenements, or Hereditaments, deviſed by any ſuch Will, as aforeſaid, by reaſon of the conteſting ſuch Will, or other inevitable Difficulty, without his, her, or their wilful Neglect or Default, ſhall be diſabled to exhibit a Memorial for the Regiſtry thereof, within the reſpective Times herein before limited, then and in ſuch Caſe the Regiſtry of the Memorial, within the Space of ſix Months next after his, her, or their Attainment of ſuch Will, or a Probate thereof, or Removal of the Impediment, whereby he, ſhe, or they are diſabled or hindred to exhibit ſuch Memorial, ſhall be a ſufficient Regiſtry within the Meaning of this Act; any thing herein contained to the contrary thereof in any wiſe notwithſtanding.

No Member of Parliament to be choſen Regiſter; or Regiſter to be choſen a Member of Parliament.

XXII. And be it further enacted by the Authority aforeſaid, That no Member of Parliament, for the Time being, ſhall be capable of being choſen Regiſter, or of executing, by himſelf or any other Perſon, the ſaid Office, or have, take, or receive any Fee or other Profit whatſoever, for or in Reſpect thereof; nor ſhall any Regiſter, or his Deputy for the Time being, be capable of being choſen a Member to ſerve in Parliament.

Publick Act.

XXIII. And be it further enacted, That this Act ſhall be taken and allowed in all Courts within this Kingdom as a publick Act; and all Judges and Juſtices are hereby required as ſuch to take Notice thereof, without ſpecial pleading the ſame.

See 7 Ann. c. 20. appointing a Regiſter for Middleſex; and 8 Geo. 2. c. 6. appointing Regiſter for the North Riding of Yorkſhire.

CAP. V.

An Act to repeal a Proviſo in an Act of the fourth Year of the Reign of King WILLIAM and Queen MARY, which prevents the Citizens of the City of *York* from diſpoſing of their perſonal Eſtates by their Wills, as others inhabiting within the Province of *York* by that Act may do.

4 W. & M. c. 24.

'WHEREAS by an Act made and paſſed in the fourth Year of the Reign of their late Majeſties 'King WILLIAM and Queen MARY, intituled, *An Act that the Inhabitants of the Province of* York '*may diſpoſe of their perſonal Eſtates by their Wills, notwithſtanding the Cuſtom of that Province:* In which 'Act there is a Proviſo, that nothing in the ſaid Act contained ſhould extend or be conſtrued to extend 'to the Citizens of the Cities of *York* and *Cheſter*, who were or ſhould be Freemen of the ſaid reſpective 'Cities, inhabiting therein, or within the Suburbs thereof, at the Time of their Death: But that every 'ſuch Citizen's Widow and Chidren ſhould and might have and enjoy ſuch reaſonable Part and Propor'tion of the Teſtator's perſonal Eſtate, as ſhe or they might or ought to have had by the Cuſtom of the 'Province of *York*, before the making of the ſaid Act: And whereas notwithſtanding the Mayor and 'Commonlty, on behalf of the Inhabitants of the ſaid City of *York*, have humbly deſired that the ſaid 'Proviſo may be repealed, ſo that the Freemen of the ſaid City may have the Benefit of the ſaid Act of 'Parliament, as well as all other Perſons inhabiting within the ſaid Province;' Be it therefore enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in Parliament aſſembled, and by the Authority of the ſame, That from and after the ſix and twentieth Day of *March* in the Year of our Lord one thouſand ſeven hundred and four, the ſaid Proviſo, ſo far as the ſame concerns the Citizens of the City of *York*, ſhall be repealed, and is hereby repealed and made null and void, ſo that from thenceforth it ſhall and may be lawful for all and every the Citizens of the ſaid City of *York*, who are or ſhall be Freemen of the ſaid City, inhabiting therein, or within the Suburbs thereof, at the Time of their Death, by their laſt Wills and Teſtaments, to give, bequeath, and diſpoſe of their Goods, Chattels, Debts, and other perſonal Eſtates, to their Executor or Executors, or to ſuch other Perſon or Perſons as the ſaid Teſtator or Teſtators ſhall think fit, as any other Perſon or Perſons inhabiting or reſiding within the ſaid Province of *York* may lawfully do by virtue of the ſaid Act: And that from and after the ſaid ſix and twentieth Day of *March*, the Widows, Children, and other Kindred of ſuch Teſtator or Teſtators, ſhall be barred to claim or demand any Part of the Goods, Chattels, or other perſonal Eſtate of the Teſtator or Teſtators, in any other Manner than as by the ſaid laſt Wills and Teſtaments is limited and appointed; any thing in the ſaid Act, or any other Law, Statute, or Uſage to the contrary in any wiſe notwithſtanding.

Freemen of York may diſpoſe of their perſonal Eſtates by Will.

Widows or Children barred from Claim, otherwiſe than by Teſtator's Will.

Publick Act.

II. Provided, and be it enacted, That this Act ſhall be taken and allowed in all Courts within this Kingdom as a publick Act; and all Judges and Juſtices are required as ſuch to take Notice thereof without ſpecial pleading the ſame.

CAP.

CAP. VI.

An Act for the Increaſe of Seamen, and better Encouragement of Navigation, and Security of the Coal Trade.

2 *R.* 2. *c.* 4. 5 *El. c.* 5. 7 & 8 *W.* 3. *c.* 21. 8 *W.* 3. *c.* 22. 9 *W.* 3. *c.* 41.

'WHEREAS the giving due Encouragement to ſuch of the Youth of this Kingdom, as ſhall voluntarily betake themſelves to the Sea Service, and Practice of Navigation, and obliging others, who by reaſon of their own or their Parents Poverty, are deſtitute of Employment, or any lawful Means whereby to maintain themſelves, may greatly tend to the Increaſe of able and experienced Mariners and Seamen, for the Service of her Majeſty's Royal Navy, and for the carrying on the Trade and Commerce of this Kingdom;' Be it therefore enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the five and twentieth Day of *March* in the Year of our Lord one thouſand ſeven hundred and four, it ſhall and may be lawful to and for two or more Juſtices of the Peace, in their ſeveral and reſpective Counties, Ridings, or Diviſions, as alſo to and for all Mayors, Aldermen, Bailiffs, and other chief Officers and Magiſtrates of any City, Borough, or Town Corporate, within her Majeſty's Kingdom of *England*, Dominion of *Wales*, and Town of *Berwick* upon *Tweed*, and likewiſe to and for the Churchwardens and Overſeers of the Poor (for the Time being) of the ſeveral and reſpective Pariſhes within the Places aforeſaid, by and with the Conſent and Approbation of ſuch Juſtices of the Peace, Mayors, Aldermen, Bailiffs, or other the chief Officers or Magiſtrates aforeſaid, to bind and put out any Boy or Boys, who is, are, or ſhall be of the Age of ten Years, or upwards, or who is, are, or ſhall be chargeable, or whoſe Parents are or ſhall become chargeable to the reſpective Pariſh or Pariſhes wherein they inhabit, or who ſhall beg for Alms, to be Apprentice and Apprentices to the Sea Service, to any of her Majeſty's Subjects, being Maſters or Owners of any Ship or Veſſel uſed in Sea Service, and belonging to any Port or Ports within the Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed* aforeſaid, for ſo long Time, and until ſuch Boys ſhall reſpectively attain or come to the Age of one and twenty Years; and ſuch binding out any ſuch Apprentice ſhall be as effectual in the Law to all Intents and Purpoſes, as if ſuch Boy were of full Age, and by Indenture had bound himſelf an Apprentice: And to the end that the Time of the Continuance of the Service of ſuch Apprentice or Apprentices may the more plainly and certainly appear, the Age of every ſuch Boy, ſo to be bound Apprentice, ſhall be mentioned and inſerted in his Indentures, being taken truly from a Copy of the Entry in the Regiſter Book, wherein the Time of his being baptized is or ſhall be entred (where the ſame can or may be had) which Copy ſhall be given and atteſted by the Miniſter, Vicar, or Curate of ſuch Pariſh or Pariſhes, wherein ſuch Boy's Baptiſm ſhall be regiſtred, without Fee or Reward, and may be writ upon Paper or Parchment without any Stamp or Mark; and where no ſuch Entry of ſuch Boy's being baptized can be found, two or more of ſuch Juſtices of the Peace, and ſuch Mayors, Aldermen, Bailiffs, or other chief Officers ſhall, as fully as they can, inform themſelves of ſuch Boy's Age, and from ſuch Information ſhall inſert the ſame in the ſaid Indentures; and the Age of ſuch Boy ſo inſerted and mentioned in the ſaid Indentures (in relation to the Continuance of his Service) ſhall be taken to be his true Age, without any further Proof thereof.

Pariſh Boys may be put out Apprentices to the Sea Service,

to Maſters of Ships &c.

Boy's Age to be inſerted in his Indenture, &c.

Churchwardens to pay down 50s. for Boys neceſſary Cloathing, &c. and be allowed the ſame in their Accounts.

II. And be it further enacted by the Authority aforeſaid, That the Churchwardens and Overſeers of the Poor for the Time being, of the ſeveral and reſpective Pariſhes, from whence any ſuch Boy ſhall be bound Apprentice to the ſaid Service, as aforeſaid, ſhall pay down to ſuch Maſter, to whom the Boy is bound, at the Time of his binding, the Sum of fifty Shillings, to provide neceſſary Clothing and Bedding for Sea Service, for ſuch Boy; and the Charges by this Act appointed ſhall be allowed to the ſaid Churchwardens and Overſeers on their Accounts.

Overſeers of the Poor of any Townſhip or Village may act as Churchwardens.

'III. And whereas in many large Pariſhes within this Realm, there are ſeveral Townſhips or Villages, and Overſeers of the Poor are choſen and appointed within and for each ſuch Townſhip or Village reſpectively;' Be it therefore enacted, That the Overſeers of the Poor of every ſuch Townſhip or Village ſhall and may, from Time to Time, within every ſuch Townſhip or Village, do, perform and execute all and every the Acts, Powers, and Authorities hereby enacted or directed to be done, performed, or executed by the Churchwardens or Overſeers of the Poor of a Pariſh; any thing herein contained to the contrary in any wiſe notwithſtanding.

No ſuch Apprentice to be impreſſed, &c. until 18 Years old.

IV. And be it further enacted by the Authority aforeſaid, That no ſuch Apprentice or Apprentices ſhall be compelled or impreſſed, or permitted or ſuffered to liſt or enter him or themſelves into her Majeſty's Service at Sea, or into the Sea Service of her Majeſty's Heirs or Succeſſors, till ſuch Apprentice or Apprentices reſpectively arrive to the Age of eighteen Years.

Apprentices Indentures to be ſent to the Collector at the Port whereunto his Maſter belongs. Collector to enter the ſame gratis, &c.

V. And be it further enacted, That the Churchwardens and Overſeers of the Pariſh, out of which any ſuch Boy ſhall be bound an Apprentice, ſhall ſend the ſaid Indentures to the Collector of her Majeſty's Cuſtoms, reſiding at or belonging to any Port or Ports within this Kingdom of *England*, Dominion of *Wales*, and Town of *Berwick* upon *Tweed*, whereunto ſuch Maſters or Owners of Ships or Veſſels, to whom ſuch Apprentice or Apprentices ſhall be bound, do or may belong; who ſhall in a fair Book or Books to be by him kept for that Purpoſe, fairly enter from Time to Time, all and every Indenture and Indentures, whereby ſuch Apprentice and Apprentices ſhall be bound, and which ſhall be ſo ſent unto him, and ſhall make an Indorſement upon the ſaid Indentures of the Regiſtry thereof, ſubſcribed by the ſaid Collector, without taking any Fee or other Reward for the ſame: And every ſuch Collector neglecting or refuſing to enter ſuch Indentures, and indorſe the ſame, or making falſe Entries, ſhall forfeit

the Sum of five Pounds for the Uſe of the Poor of the Pariſh, from whence ſuch Boy was bound Apprentice: And all and every ſuch Collector or Collectors, or his or their lawful Deputy or Deputies, of the ſaid ſeveral and reſpective Ports, ſhall from Time to Time tranſmit Certificates in Writing, under his or their Hands, to the Lord High Admiral of *England*, or to the Commiſſioners of the Admiralty for the Time being, containing the Names and Ages of every ſuch Apprentice reſpectively, and to what Ship he belongs; and upon Receipt of ſuch Certificates, Protections ſhall, from Time to Time, be made and given for ſuch Apprentices, till they attain their ſeveral and reſpective Ages of eighteen Years, without any Fee or Reward to be taken for the ſame; which Certificates, ſo as aforeſaid to be given, are not required to be writ upon ſtampt Paper or Parchment.

Penalty on Collector neglecting.

Lord Admiral to Protections for ſuch Apprentices, gratis.

VI. And be it further enacted by the Authority aforeſaid, That all and every the Perſon and Perſons, to whom any poor Pariſh Boy hath been, or hereafter ſhall be, put Apprentice, according to the Statute made in the forty-third Year of the Reign of Queen ELIZABETH, may, with the Conſent and Approbation of two or more Juſtices of the Peace of the ſame County, and dwelling in or near the ſame Pariſh where ſuch poor Boy was bound Apprentice, or by and with the Conſent and Approbation of any Mayor, Alderman, Bailiff, or other Chief Officer or Magiſtrate of any City, Borough, or Town Corporate, where ſuch poor Boy was bound Apprentice, at the Requeſt of the Maſter or Miſtreſs, then living, of ſuch Apprentices, or his or their Executors, Adminiſtrators, or Aſſigns, by Indenture, aſſign and turn over ſuch poor Boy Apprentice to any Maſter or Owner of any ſuch Ship or Veſſel, uſing the Sea Service as aforeſaid, for and during the then remaining Time of his Apprenticeſhip; which Aſſignment and Aſſignments of ſuch Apprentices ſo as aforeſaid, ſhall be, and are hereby declared to be good and effectual in the Law: All which Indentures of Aſſignment are hereby directed to be regiſtred, and Certificates thereof given and tranſmitted by ſuch Collector, at the ſaid ſeveral Ports where ſuch Pariſh Apprentices ſhall be ſo aſſigned over, and bound to the Sea Service, in Manner and Form aforeſaid; and upon Receipt of ſuch Certificates, Protections ſhall, from Time to Time, be made and given for ſuch Apprentices (ſo to be aſſigned over as aforeſaid) till they ſhall attain their ſeveral and reſpective Ages of eighteen Years, without Fee or Reward for the ſame, in like Manner as aforeſaid.

'43 El. c. 2.'

Pariſh Boys bound Apprentices, may be turned over to the Sea Service.

Indentures of Aſſignment to be regiſtred.

' Altered by 4 Annæ, c. 19. ſ. 16.'

VII. And be it further enacted by the Authority aforeſaid, That all and ſingular ſuch poor Boys as are herein before-mentioned, or intended by this preſent Act to be bound and put out, and ſuch as ſhall be aſſigned over to the Sea Service as aforeſaid, during their ſeveral and reſpective Apprenticeſhips, till ſuch Time as they ſhall attain their ſeveral and reſpective Ages of eighteen Years, ſhall be, and are hereby declared to be exempted, freed, and diſcharged of and from Payment of ſix Pence *per* Month towards the better ſupporting of *Greenwich Hoſpital*; the Act of Parliament made in the ſeventh and eighth Years of the Reign of the late King WILLIAM the Third (of glorious Memory) intituled, *An Act for the Increaſe and Encouragement of Seamen*, or any Clauſe in the ſame contained to the contrary hereof in any wiſe notwithſtanding.

All ſuch Apprentices until 18 Years old exempted from the 6 d. per Month to Greenwich Hoſpital.

' See 2 Geo. 2. c. 7. ſ. 36. 7 & 8 W. 3. c. 21.'

VIII. And for the better providing ſuch Apprentices with Maſters for the ſaid Service; be it further enacted by the Authority aforeſaid, That all and every of her Majeſty's Subjects, being Maſters or Owners of any Ship or Ships, Veſſel or Veſſels, uſed in the Sea Service as aforeſaid, of the Burthen of thirty Tun to the Burthen of fifty Tun, be obliged to take one ſuch Apprentice, and one more for the next fifty Tun, and one more for each and every hundred Tun, ſuch Ship or Veſſel ſhall exceed the Burthen of one hundred Tun: And ſuch Maſter or Owner of any Ship or Veſſel, refuſing to take ſuch Apprentice or Apprentices as aforeſaid, ſhall forfeit the Sum of ten Pounds for the Uſe of the Poor of the Pariſh from whence ſuch Boy was bound Apprentice.

Maſters of Ships, &c. obliged to take ſuch Apprentices.

' By 4 Annæ, c. 19. ſect. 16. no Maſter ſhall be bound to take a Boy under 13 Years of Age, &c' and to give an Account of their Names, &c.

IX. And be it further enacted, That every Maſter or Owner of ſuch Ship or Ships, Veſſel or Veſſels, ſo obliged to take ſuch Apprentice or Apprentices, after his Arrival into any Port or Ports aforeſaid, and before he clears out of ſuch Port, ſhall give an Account in Writing, under his Hand, to the Collector of ſuch Port to which he belongs, containing the Names and Numbers of ſuch Apprentices as are then remaining in his Service.

X. And for the better conveying and conducting all and every ſuch Apprentice and Apprentices, ſo to be bound as aforeſaid, to his and their reſpective Maſter and Maſters; be it further enacted by the Authority aforeſaid, That all and every ſuch Apprentice and Apprentices ſhall, from Time to Time, be ſeverally and reſpectively ſent, conducted, and conveyed to the ſeveral and reſpective Ports, to which his or their Maſter ſhall reſpectively belong, by the Churchwardens and Overſeers of the Poor, or their Agents, of the Pariſh from whence ſuch Apprentice is bound, and the Charges thereof to be in the ſame Manner, as is provided by an Act of Parliament made in the eleventh and twelfth Years of the Reign of his ſaid late Majeſty King WILLIAM the Third, intituled, *An Act for the more effectual Puniſhment of Vagrants, and ſending them whither by Law they ought to be ſent.*

How Apprentices ſhall be conveyed to the Ports to which their Maſters belong.

11 & 12 W. 3. c. 18.

XI. And it is hereby directed, That the Counterpart of all and every ſuch Indentures, to be executed by the ſeveral and reſpective Maſters of all ſuch Apprentices, ſhall be ſealed and executed in the Preſence of, and atteſted by, the Collector at the Port aforeſaid (where ſuch Apprentices ſhall be bound or aſſigned over) and the Conſtable or other Officer, who ſhall bring or convey ſuch Apprentices to the ſaid ſeveral and reſpective Maſters; which Conſtables or Officers laſt mentioned ſhall tranſmit and convey the Counterparts of ſuch Indentures to the Churchwardens and Overſeers of the ſeveral Pariſhes from whence ſuch Apprentices ſhall be bound, by the ſame Ways and Means as ſuch Apprentice or Apprentices were conveyed to the ſaid ſeveral and reſpective Ports.

The Counterparts of their Indentures to be tranſmitted to the Churchwardens, &c.

XII. And be it further enacted by the Authority aforeſaid, That two or more Juſtices of the Peace of the reſpective Counties, and dwelling in or near any of the Ports aforeſaid, and all Mayors, Aldermen, Bailiffs, and other Chief Officers and Magiſtrates of any City, Borough, or Town Corporate, in or near adjoining

Juſtices to determine Complaints between Maſters and Apprentices.

adjoining to ſuch Port or Ports, to which ſuch Ship or Veſſel ſhall at any time arrive, ſhall have full Power and Authority, and are hereby authorized and impowered to inquire into, and examine, hear, and determine all Complaints of hard or ill Uſage from the ſeveral and reſpective Maſters, to ſuch their Apprentice and Apprentices, ſo to be bound or aſſigned over as aforeſaid, and alſo of all ſuch as already have or who ſhall at any Time hereafter voluntarily put themſelves Apprentices to the Sea Service as aforeſaid, and to make ſuch Orders therein, as now they are enabled by Law to do in other Caſes between Maſters and Apprentices.

Collector to keep a Regiſter, &c.

XIII. And be it further enacted by the Authority aforeſaid, That every ſuch Collector in every Port or Ports aforeſaid, ſhall, in their ſeveral and reſpective Stations, keep an exact Regiſter, containing as well the Number and Burthen of all ſuch Ships and Veſſels, together with the Maſters or Owners Names, as alſo the Names of ſuch Apprentices in each Ship and Veſſel belonging to their reſpective Ports, and from what Pariſhes and Places ſuch Aprentices were reſpectively ſent; and that ſuch Collectors ſhall tranſmit true Copies of ſuch Regiſter, ſigned by them, to the Quarter-Seſſions, or to ſuch Cities, Boroughs, Towns Coporate, Pariſhes, or Places, when and ſo often as they ſhall be reaſonably required ſo to do; for which Copy or Copies, ſo to be tranſmitted as aforeſaid, no Fee or Reward ſhall be taken: And that every ſuch Collector refuſing or wilfully neglecting to tranſmit ſuch Copies as aforeſaid, ſhall for every ſuch Refuſal or Neglect forfeit five Pounds for the Uſe of the Poor of the Pariſh, from whence ſuch Boy was bound Apprentice.

and tranſmit a Copy thereof to the Quarter-Seſſions, &c. gratis.

Penalty.

Officer to inſert on the Cocquet, the Number of Men and Boys on board, &c.

XIV. And be it further enacted, That every Cuſtom-houſe Officer or Officers, at each and every of the Ports aforeſaid, ſhall inſert, and are hereby required, from Time to Time, to inſert at the Bottom of their Cocquets, the Number of Men and Boys on board the reſpective Ships or Veſſels, at their going out of every ſuch Port, therein particularly deſcribing the Apprentices by their reſpective Names, Ages, and the Dates of their ſeveral Indentures, for which no Fee or Reward ſhall be taken.

Perſons voluntarily binding themſelves Apprentices to Sea Service, not to be impreſſed for 3 Years. 'Explained by 4 Annæ, c. 19. ſect. 17.'

XV. And for the Encouragement of all ſuch as have, or ſhall voluntarily bind themſelves Apprentices to the Sea Service; be it further enacted by the Authority aforeſaid, That all and every ſuch Perſon and Perſons, who have or ſhall ſo voluntarily, and of his or their own Accord, bind or put him or themſelves Apprentice to any ſuch Maſters or Owners of any Ship or Veſſel as aforeſaid, ſhall not be compelled or impreſt into her Majeſty's Sea Service, or the Sea Service of her Majeſty's Heirs or Succeſſors, for and during the Term of three Years, to be accounted from the Dates of the reſpective Indentures of ſuch voluntary Apprentice or Apprentices; all which Indentures are hereby directed to be regiſtred, and Certificates thereof given and tranſmitted by ſuch Collector at the ſaid ſeveral Ports, where ſuch Apprentices already have become ſo bound, or that hereafter ſhall ſo bind themſelves, in Manner and Form as aforeſaid; upon Receipt of which ſaid ſeveral Certificates, Protections ſhall, from Time to Time, be made and given, for the ſaid firſt three Years of their ſeveral reſpective Apprenticeſhips, without either Fee or Reward for the ſame.

Indentures to be regiſtred, and Protections given for the ſaid 3 Years.

All lewd and diſorderly Men and Boys deemed Vagabonds or ſturdy Beggars, by 39 Eliz. c. 4. to be taken up and conveyed into the Queen's Sea Service.

'XVI. And foraſmuch as divers diſſolute and idle Perſons, Rogues, Vagabonds, and ſturdy Beggars, 'notwithſtanding the many good and wholeſome Laws to the contrary, do continue to wander up and 'down, pilfering and begging through all Parts of this Kingdom, to the great Diſturbance of the Peace 'an Tranquillity of the Realm;' For the more effectually ſuppreſſing ſuch diſorderly Perſons, and to the end that they may be made ſerviceable and beneficial to their Country; be it further enacted by the Authority aforeſaid, That all lewd and diſorderly Men Servants, and every ſuch Perſon and Perſons, both Men and Boys, that are deemed and adjudged Rogues, Vagabonds, and ſturdy Beggars (not being Felons) by an Act of Parliament made in the nine and thirtieth Year of the Reign of the ſaid late Queen ELIZABETH, for puniſhing of Rogues, Vagabonds, and ſturdy Beggars, ſhall be and are hereby directed to be taken up, ſent, conducted, and conveyed into her Majeſty's Service at Sea, or the Service at Sea of her Majeſty's Heirs or Succeſſors, by ſuch Ways, Methods, and Means, and in ſuch Manner and Form, as is directed for Vagrants by the ſaid before-mentioned Act of Parliament, made in the ſaid eleventh and twelfth Years of the Reign of the ſaid late King WILLIAM the Third, *For the more effectual Puniſhment of Vagrants, and ſending them whither by Law they ought to be ſent.*

21 & 12 W. 3. c. 18.

When ſuch Apprentices ſhall be impreſſed, Maſters to have able Seamens Wages for them.

'XVII. And whereas Owners and Maſters of Merchant Ships are at great Charge in educating and 'bringing up the Pariſh Children, till they come to the Age of eighteen Years, and other voluntary Ap'prentices three Years, at which Time they are capable to ſerve in her Majeſty's Ships of War;' Be it enacted by the Authority aforeſaid, When ſuch Apprentices ſhall be impreſſed, or voluntarily enter themſelves into her Majeſty's Service, the ſaid Owners or Maſters of ſuch Apprentices, their Executors, Adminiſtrators, or Aſſigns, ſhall be intitled to able Seamens Wages for ſuch of their Apprentices, as ſhall upon due Examination be found qualified for the ſame, notwithſtanding their Indentures of Apprenticeſhip.

Penalties and Forfeitures, how to be levied.

XVIII. And be it further enacted by the Authority aforeſaid, That all the Penalties and Forfeitures directed by this Act, ſhall, by Warrant under the Hands and Seals of any two or more Juſtices of the Peace, of the ſame County, City, Borough, or Town Corporate, be levied by Diſtreſs and Sale of the Goods and Chattels of the Offender, which Sale ſhall be good in the Law againſt ſuch Offender.

7 & 8 W. 3. c. 21.

5 & 9 W. 3. c. 23.

'XIX. And whereas upon the Act of Parliament before mentioned, made in the ſeventh and eighth 'Years of the Reign of the ſaid late King WILLIAM the Third, intituled, *An Act for the Increaſe and 'Encouragement of Seamen*; as alſo upon the Act of Parliament made in the eighth and ninth Years of the 'Reign of the ſaid late King WILLIAM the Third, intituled, *An Act to inforce the Act for Encouragement 'of Seamen*, ſeveral Doubts have aroſe whether any diſabled Seamen, their Children, or the Widows and 'Children of Seamen ſlain, killed, or drowned in Sea Service, other than ſuch as are expreſsly qualified by the ſaid laſt mentioned Acts, may be admitted and provided for in *Greenwich* Hoſpital, when any Vacancies

'cancies hapen therein;' Be it therefore enacted, for the Encouragement of all Perſons who do or ſhall ſerve at Sea, That at any Time hereafter, when any ſuch Vacancy or Vacancies ſhall happen in the ſaid Hoſpital, that the Lord High Admiral of *England*, or Commiſſioners executing the Office of Lord High Admiral of *England* for the Time being, ſhall have full Power and Authority, and is and are hereby impowered and authorized, from Time to Time, to nominate and appoint any diſabled Seamen, their Wives and Children, and the Widows and Children of Seamen ſlain, killed, or drowned in Sea Service, to be maintained and provided for in the ſaid Hoſpital, as the ſaid Lord High Admiral, or Commiſſioners executing the Office of Lord High Admiral, ſhall think fit or ſee Occaſion; any Thing in the ſaid two ſeveral Acts of Parliament laſt mentioned, or in the Letters Patents in the ſaid Acts mentioned, contained to the contrary hereof in any wiſe notwithſtanding.

Lord Admiral to appoint any diſabled Seamen, their Wives and Children, &c. to be maintained in Greenwich Hoſpital.

'XX. And for the encouraging all ſuch Ships or Veſſels as ſhall be imployed in bringing Coals for 'ſupplying the City of *London*, and other Ports of this Kingdom, at more reaſonable Rates than during 'this War they have hitherto been;' Be it enacted by the Authority aforeſaid, That from and after the five and twen ieth Day of *March* one thouſand ſeven hundred and four, there ſhall be allowed yearly, during the preſent War, free from impreſſing, to every Maſter of any Ship or Veſſel imployed in the Coal Trade, beſide the ſaid Maſter and Maſter's Mate, and Carpenter, one able Seaman for every hundred Tun in Burthen, not exceeding three hundred Tuns, that ſuch Ship or Veſſel contains, which ſhall be made appear by a Certificate from the Cuſtomhouſe of what Number of Tuns ſuch Ship or Veſſel is really of, according to the Gages or Meaſures mentioned in an Act paſſed in the fifth and ſixth Year of their late Majeſties King WILLIAM and Queen MARY, *For laying a Duty on Tunnage of Shipping*; and if any Captain, Lieutenant, or other Officer, ſhall preſume to impreſs or take any of the Men allowed by this Act as aforeſaid, ſuch Captain, Lieutenant, or other Officer, ſhall forfeit to the Maſter or Owner of ſuch Ship or Veſſel, ten Pounds for every Man he ſhall ſo impreſs or take, to be recovered, with Coſts of Suit, by Action of Debt, Bill, Plaint, or Information, in any of her Majeſty's Courts of Record, wherein no Eſſoin, Protection, Privilege, Injunction, or Order of Reſtraint, ſhall be in any wiſe granted or allowed.

Allowances of Men free from impreſſing imployed in the Coal Trade.

5 & 6 W. & M. c. 20.

Penalty on Officer impreſſing Men ſo allowed.

Farther Proviſions relating to Seamen, 4 *Ann.* c. 19. 10 *Ann.* 17. 1 *Geo.* 1. c. 25. 2 *Geo.* 2. c. 7 & 36. 6 *Geo.* 2. c. 25. 8 *Geo.* 2. c. 29. 11 *Geo.* 2. c. 30. 13 *Geo.* 2. c. 3 & 17. 14 *Geo.* 2. c. 38. 18 *Geo.* 2. c. 31. 20 *Geo.* 2. c. 38. 22 *Geo.* 2. c. 52. 24 *Geo.* 2. c. 47. 31 *Geo.* 2. c. 10.

CAP. VII.

An Act for enlarging the Term of Years granted by an Act paſſed in the Seſſion of Parliament, held in the eleventh and twelfth Years of King *William* the Third, for the Repair of *Dover* Harbour. 11 & 12 W. 3. c. 5. for the Repair of *Dover* Harbour, continued from 1709 to 1718. [Continued by 9 Geo. 1. c. 30. ſect. 1. to May 1744.] Penalty on Ship ſailing in or through the Gates of the Works without firſt taking down her Sails. No Sullage to be thrown into the Baſon of the Harbour. [Continued by 11 Geo. 2. c. 7. for 21 Years.]

PR.

CAP. VIII.

An Act for the erecting a Work-houſe in the City of *Worceſter*, and for ſetting the Poor on work there. A Corporation to be for ever in the City of *Worceſter*, to conſiſt of the Perſons hereafter expreſſed. How the Elections ſhall be made. Miniſters to give Notice in the Church of the Day and Time of Election. Benefactor may be elected a Member for one Year. In caſe of Death of any Perſon elected, a new Election to be made. In caſe of Deficiency in any Pariſh of fit Perſons to be choſe Guardians, the ſame may be elected out of any other Pariſh. The Guardians of the Poor of the City of *Worceſter* made for ever a Body Politick, and may purchaſe Lands. Officers to be elected yearly. No Officer compelled to ſerve longer than two Years. Treaſurer to continue but for one Year. Guardians may be diſplaced on juſt Cauſe. A Court to be held yearly the firſt *Thurſday* in every Month. Eleven of the Guardians to conſtitute a Court. The Governor may at any Time hold a Court; and at the Deſire of ten of the Guardians, an extraordinary Aſſembly may be held. The Court may ſummon the Inhabitants to appear before them. Guardians may appoint a Common Seal, make By-laws, conſtitute Committees, and ſettle one or more Hoſpital, Work-houſe, &c. Guardians to provide Materials for ſetting the Poor to work, and compel Beggars, &c. to work in ſuch Workhouſe; and all Perſons ſent into Houſes of Correction; and Poor Children, &c. until fifteen Years old; and then bind them Apprentices for ſeven Years. Guardians may puniſh Perſons in the Workhouſe not conforming to the Rules thereof. A Committee of five Guardians to be appointed for puniſhing Offenders. Court to aſcertain the Sums needful for ſettling ſuch Hoſpital or Workhouſe, &c. to be raiſed in two Years; and to aſcertain the weekly Sums for the Maintenance and Imployment of the Poor of the Hoſpital, &c. aſſeſs the ſaid Sums in equal Proportion, and certify the ſame to the Mayor and Aldermen, &c. Perſons unequally aſſeſſed may appeal. In caſe Mayor, &c. neglect to iſſue out Warrants for levying the Aſſeſſments, &c. Corporation may do the ſame. Corporation to provide for Maintenance of the Poor of the City, &c. except the Poor be otherwiſe provided for. Corporation may examine Churchwardens, &c. on Oath, grant Warrants to apprehend Rogues, Vagabonds, &c. and cauſe them to be ſet to Work for 6 Months. The Corporation not to have any Power over any Alms-houſe, &c. in the ſaid City, &c. Court may chooſe a Clerk, and other Officers, and Servants needful; and on Death or Removal, chooſe others, and allow them out of the Stock. Treaſurer to account yearly, and deliver over what ſhall be in his Hands to the ſucceeding Treaſurer. No Perſon to be elected a Guardian, unleſs he pay 6 d. a Week to the Poor. Corporation may contract with any Pariſh in the County for employing their

'Explained and made more effectual by 3 Geo. 2. c. 23.'

PR.

Poor, &c. Continuance of any poor Perſons in the Work-houſe not to be deemed a Settlement. Election of all Officers, except Guardians, to be by Ballot. No Cloth or Stuff manufactured in the Work-houſe, to be ſold by Retail in *Worceſter* City. But may be imployed for cloathing the Poor of the Corporation.

CAP. IX.

An Act for granting to her Majeſty an additional Subſidy of Tunnage and Poundage for three Years; and for laying a further Duty upon *French* Wines condemned as lawful Prize, and for aſcertaining the Values of unrated Goods imported from the *Eaſt Indies*.

Moſt Gracious Sovereign,

9 W. 3. c. 23. 'WHEREAS by an Act of Parliament made and paſſed in the ninth Year of the Reign of his late Majeſty King WILLIAM the Third, of glorious Memory, intituled, *An Act for granting to his Majeſty a further Subſidy of Tunnage and Poundage, towards raiſing the yearly Sum of ſeven hundred thouſand Pounds, for the Service of his Majeſty's Houſhold, and other Uſes therein mentioned, during his Majeſty's Life*; it was enacted, That over and above all Subſidies of Tunnage and Poundage, and over and above all additional Duties, Impoſitions, and other Duties whatſoever, therein mentioned, there ſhould be raiſed and paid to his Majeſty one other Subſidy called *Tunnage*, for and upon all Wines, which from and after the laſt Day of *January* in the Year of our Lord one thouſand ſix hundred ninety-nine, at any Time or Times during his Majeſty's Life, ſhould be imported or brought into the Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*; and one further Subſidy called *Poundage*, of all Manner of Goods and Merchandizes imported or brought into this Realm, or any his Majeſty's Dominions to the ſame belonging, at any Time or Times after the ſaid laſt Day of *January* one thouſand ſix hundred ninety-nine, during his Majeſty's Life, by way of Merchandize (except ſuch Goods and Merchandizes as are therein excepted) and with ſuch Abatements, Regulations, Directions for making Repayments or Allowances upon Exportation, and ſubject to ſuch Rules and other Matters and Things touching the ſaid ſeveral Subſidies, as in the ſaid Act are expreſſed; which ſaid further Subſidies of Tunnage and Poundage, and other Duties upon Wine, Goods, and Merchandizes, granted by the Act above recited, are to be raiſed and paid to your Majeſty, during your Life, by virtue of another Act of Parliament made and paſſed in the firſt Year of your Majeſty's Reign, intituled, *An Act for the better Support of her Majeſty's Houſhold, and of the Honour and Dignity of the Crown*, as by the ſaid Acts (Relation being thereunto ſeverally had) may more fully appear:' Now we your Majeſty's moſt dutiful and loyal Subjects the Commons of *England* in Parliament aſſembled, for the better enabling your Majeſty to carry on the preſent War, and to defray your other neceſſary Expences, do cheerfully and unanimouſly give and grant unto your moſt Excellent Majeſty, the additional Rates, Duties, and Sums of Money herein after-mentioned, and do moſt humbly beſeech your Majeſty that it may be enacted; and be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That over and above the Subſidies of Tunnage and Poundage above-mentioned, and over and above all other Subſidies, additional Duties, Impoſitions, and Payments whatſoever, by any other Act or Acts of Parliament or otherwiſe howſoever already due or payable, or which ought to be paid to her Majeſty for or upon any Wines, Goods, or Merchandizes whatſoever, imported or to be imported, there ſhall be raiſed, levied, collected, paid, and ſatisfied unto her Majeſty one other Subſidy called *Tunnage*, for and upon all Wines which from and after the eighth Day of *March* in the Year of our Lord one thouſand ſeven hundred and three, at any Time or Times within or during the Space of three Years from thence next and immediately enſuing, ſhall be imported or brought into the Kingdom of *England*, Dominion of *Wales*, and Town of *Berwick* upon *Tweed*; that is to ſay, One third Part of ſuch or the like ſeveral and reſpective Duties, as by the ſaid recited Acts, or either of them, are impoſed or payable for or upon any Kind of Wine or Wines reſpectively; and one other Subſidy called *Poundage*, of all Manner of Goods and Merchandizes to be imported or brought into this Realm, or any her Majeſty's Dominions to the ſame belonging, at any Time or Times after the ſaid eighth Day of *March* one thouſand ſeven hundred and three, during the ſaid Term of three Years, by way of Merchandize; that is to ſay, One third Part of ſuch or the like ſeveral and reſpective Duties, as by the ſaid recited Acts, or either of them, are impoſed or payable for or upon the ſame Goods and Merchandizes reſpectively, except ſuch Goods and other Merchandizes as by the ſaid Acts, or either of them, are exempted from Payment of the Subſidies thereby granted.

1 Annæ, ſtat. 1. c. 7.

One other Subſidy of Tunnage upon Wines imported after 8 March 1703. for three Years.

' Farther continued by 4 Annæ, c. 6. 5 Annæ, c. 19. and perpetua ed by 1 Geo. 1. ſtat. 2. c. 12. ſ. 8.'

Poundage on all Goods imported for three Years.

' Altered as to Tobacco by 9 Geo. 1. c. 21. ſ. 3.'

Exceptions.

II. And it is hereby enacted, That in all Caſes whereby the ſaid former Acts, or either of them, any Drawbacks or Abatements are to be made of the whole or any Part of the Duties thereby impoſed, there ſhall be in the like Caſes proportionable Drawbacks and Abatements made of the whole or Part of the Duties by this Act granted reſpectively; and that the ſeveral Subſidies and Duties by this Act granted, during the Continuance thereof, ſhall be raiſed, collected, levied, ſecured, and paid, by the ſame Ways, Means, and Methods, and under ſuch Penalties and Forfeitures, and ſubject to ſuch Rules and Directions, as in and by the ſaid Acts, or either of them, are preſcribed or appointed, touching or concerning the ſaid Subſidies of Tunnage and Poundage which were thereby granted, as aforeſaid; and that every Article, Rule, and Clauſe contained in the ſaid recited Acts, or either of them, concerning the ſaid Subſidies of Tunnage and Poundage formerly granted, as aforeſaid, and now in Force, ſo far forth as the ſame do or may relate to the Subſidies or Duties formerly granted, as aforeſaid, ſhall be uſed, exerciſed,

Drawbacks and Abatements.

Duties how to be raiſed, &c.

9 & 10 W. 3. c. 23.

1 Annæ, ſtat. 1. c. 7.

erciſed, and put in Practice for the raiſing, levying, collecting, and anſwering the Subſidies and Duties hereby before granted, as fully and effectually as if the ſame Articles, Rules, and Clauſes, and every of them, were again particularly and at large recited and re-enacted in the Body of this preſent Act: Except only as to ſuch of the ſaid Articles, Rules, and Clauſes, touching which other Proviſions, Alterations, or Exemptions are made by any Act or Acts of Parliament now in being; which other Proviſions Alterations, or Exemptions ſhall be obſerved with reſpect to the Duties hereby granted, during the Continuance of this Act, in the ſame Manner as they are to be obſerved with reſpect to the ſaid Subſidies formerly granted, as aforeſaid. Exception.

III. And it is hereby further enacted and declared, That for every hundred Weight of Sugar refined in *England* (and ſo in Proportion for a greater or leſſer Quantity) which ſhall be exported out of this Kingdom, within or during the ſaid Term of three Years, there ſhall be by this Act repaid at the Cuſtom-houſe to the Exporter, within one Month after the Demand thereof (over and above the Sum of three Shillings payable by the above recited Acts, or one of them) the further Sum of one Shilling, and no more: Oath being firſt made by the Refiner, that the ſaid Sugar ſo exported was produced from brown and Muſcovado Sugar, charged by this Act, and that, as he verily believes, the ſame was imported from her Majeſty's Plantations in *America*; and that, as he verily believes, the Duty of the ſaid brown and Muſcovado Sugar, was duly paid at the Time of the Importation thereof, and that the ſame was duly exported, her Majeſty's Searcher alſo certifying the ſhipping thereof, and all other Requiſites duly performed, according to the Book of Rates. Drawback on Sugar refined in England, exported, over and above the 3 s.

IV. And be it further enacted by the Authority aforeſaid, That the Officers of her Majeſty's Cuſtoms, or any of them, or any of their Clerks or Subſtitutes, ſhall not directly or indirectly receive, take, or demand any Fee, Gratuity, or Reward whatſoever, from any of her Majeſty's Subjects or Aliens, for any Entry, Warrant, Debenture, Certificate, Cocquet, or other Matter or Thing, to be done or performed by them, or any of them, in relation only to the ſaid Subſidies of Tunnage and Poundage herein before granted; on pain of forfeiting for every ſuch Offence the Sum of forty Pounds (to wit) one Third thereof to her Majeſty, and the other two Thirds thereof (beſides Coſts of Suit) to the Party grieved, who may ſue for the ſame by Action of Debt, or of the Caſe, Bill, Suit or Information, in any of her Majeſty's Courts of Record at *Weſtminſter*, wherein no Eſſoin, Protection, Wager of Law, or more than one Imparlance ſhall be allowed. No Fee for Entry, &c. Penalty 40 l.

'V. And whereas all Wines of the Growth or Product of *France*, or of any Dominions under the '*French* King, are by ſeveral Laws and Statutes of this Realm liable to the Payment of ſeveral Duties 'upon the Importation thereof, and particularly by an Act of Parliament made in the ſeventh Year of 'the Reign of his ſaid late Majeſty King WILLIAM the Third, intituled, *An Act for granting to his Ma-* 7 W. 3. c. 20. '*jeſty an additional Duty upon all* French *Goods and Merchandizes*; it was enacted (amongſt other Things) 'that for every Tun of *French* Wine imported within the Time therein mentioned, there ſhould be paid 'five and twenty Pounds above the Duties before charged thereupon; but by another Act made in the 'eighth Year of the ſame King's Reign, intituled, *An Act for granting to his Majeſty a further Subſidy of* 8 W. 3. c. 24. '*Tunnage and Poundage upon Merchandize imported, for the Term of two Years and three Quarters, and an ad-* '*ditional Land Tax for one Year, for carrying on the War againſt* France, it was provided, That nothing 'in the ſaid Act of the ſeventh Year of his ſaid late Majeſty's Reign ſhould charge any Merchandizes 'of the Growth of *France*, which ſhould be *bona fide* ſeized or taken, and condemned as Prize, with 'any further or other Duties than what they were or ought to have been charged withal, before the 'making of the Act laſt-mentioned; and her Majeſty by her royal Proclamation, bearing Date the firſt 'Day of *June* in the firſt Year of her Reign, for the Encouragement of her Ships of War and Priva-'teers, hath been pleaſed to ſubject all *French* Wines (amongſt other Things) taken and condemned as 'lawful Prize, to the Payment of the Duties and Cuſtoms payable by Law, other than the ſaid Duty 'of five and twenty Pounds *per* Tun:' Now her Majeſty's ſaid dutiful and loyal Subjects the Commons of *England*, in Parliament aſſembled, being deſirous to encourage the Trade to *Portugal*, and alſo to raiſe Monies for carrying on the preſent War, and other her Majeſty's Occaſions, do further grant to her Majeſty the additional Duty, herein after-mentioned, upon all *French* Wines to be taken and condemned, or adjudged as lawful Prize; and do beſeech your Majeſty that it may be enacted; and be it enacted by the Authority aforeſaid, That for every Tun of any Wines of the Growth or Product of *France* or of any Dominions under the *French* King, ſeized or taken, or to be ſeized or taken by any her Majeſty's Ships, or by any Privateers, or otherwiſe, and which at any Time or Times, during the Term of three Years above-mentioned, ſhall be condemned or adjudged as lawful Prize, there ſhall be paid to her Majeſty the Sum of fifteen Pounds of lawful *Engliſh* Money, over and above the Duties already charged thereupon, without Deduction, and ſo proportionably for a greater or leſſer Quantity; the ſame to be raiſed, levied, collected, and paid to her Majeſty's Uſe, by ſuch Ways and Means, and under ſuch Penalties and Forfeitures, and in ſuch Manner and Form, as the Subſidy of Wines by this Act granted is to be raiſed, levied, collected, and paid, or by deducting the ſame out of the Proceed of the reſpective Prizes, as the other Duties of the ſame Wines are directed by the ſaid Proclamation to be deducted. French Wine taken as Prize to pay 15 l. per Tun, beſide the former Duties. How to be raiſed, &c.

'VI. And whereas ſeveral Goods, Wares, and Merchandizes of the Growth, Product, or Manufacture 'of the *Eaſt Indies* or *China*, or of other Parts within the Limits of the Charters granted to the Compa-'nies, and other Traders who are allowed to trade to the *Eaſt Indies*, are not particularly rated in the 'Book of Rates eſtabliſhed by Law, but are by ſeveral Laws and Statutes, now in Force charged, upon 'the Importation thereof, with ſeveral Duties to be paid according to the Values of the ſaid Goods, 'Wares, and Merchandizes reſpectively:' Now for the better ſecuring ſuch Duties, and aſcertaining

the Values, according to which ſuch Duties ſhall be paid for the future, it is hereby further enacted by the Authority aforeſaid, That from and after the ſaid eighth Day of *March* one thouſand ſeven hundred and three, upon the Importation of any ſuch unrated Goods, Wares, and Merchandizes, of the Growth, Product, or Manufacture of the *Eaſt Indies*, *China*, or other the Parts within the Limits aforeſaid, now liable to pay Duties *ad valorem*, as aforeſad, by any Act or Acts of Parliament already made in that Behalf, during the Continuance of the ſame Act and Acts of Parliament, or any of them, an Entry or Entries thereof ſhall be made in the Cuſtom-houſe, where ſuch Goods, Wares, or Merchandizes ſhall be imported, and before the landing thereof, the Importer or Importers of the ſame ſhall give Security by Bond, with two or more ſufficient Sureties (which the Commiſſioners or proper Officers of the Cuſtoms are hereby impowered to take) for Payment of the ſaid Duties, according to the real Values of the ſaid Goods, to be aſcertained according to this Act (except Coffee, the Duties whereof are to be regulated according to the former Acts concerning the ſame) as ſoon as the ſaid Goods ſhall be ſold; and alſo for expoſing the Goods, ſo imported to Sale, openly and fairly by way of Auction, or by Inch of Candle, within the City of *London*, within the Time of twelve Months after the Importation thereof.

Unrated Goods of East India and China, to be entred in the Cuſtom-houſe.

'See 11 Geo. 1. c. 7.'

Importer to give Security for paying the Duties, &c. (except Coffee) and for expoſing them to Sale, &c.

How ſuch Goods ſhall be valued,

VII. And it is hereby enacted and declared, that the Value of ſuch Goods, according to which the ſaid Duties are to be paid (except Coffee, as aforeſaid) ſhall be reckoned according to the groſs Price at which ſuch Goods ſhall be ſo ſold, making ſuch Allowances only out of the ſame as are herein aftermentioned; that is to ſay, it is hereby enacted, That out of the Values of the ſaid Goods ſo to be aſcertained by the Price at the Candle, as aforeſaid, there ſhall be a Deduction and Allowance made of ſo much as the Net Duties, payable to her Majeſty for the ſame Goods reſpectively, do amount unto (except the Duty of five Pounds *per Centum*, payable to the Queen for the Uſe of the ſaid Companies) and ſo much as the reſpective Companies, or Traders aforeſaid, ſhall *bona fide* allow for prompt Payment to the Perſons who at ſuch Sales ſhall buy the ſaid Goods at Time: And alſo upon the whole Values of the ſaid Goods ſo to be aſcertained by the Price at the Candle, there ſhall be deducted and allowed ſix Pounds for every hundred Pounds to the ſaid Companies and Traders reſpectively, for their Charges in keeping the ſaid Goods, from the Time ſuch Goods are imported till the Sale by the Candle, and in that Proportion for a greater or leſſer Value.

and what Deductions and Allowances made.

Such unrated Goods landed before due Entry, &c.

VIII. And be it further enacted by the Authority aforeſaid, That in caſe any ſuch unrated Goods of the Growth, Product, or Manufacture of the *Eaſt Indies*, *China*, or other the Parts within the limits aforeſaid, ſhall be landed or put on ſhore out of any Ship or Veſſel, before due Entry thereof be made at the Cuſtom-houſe in the Port or Place where the ſame ſhall be imported, and the ſaid Duties ſhall be ſecured, as aforeſaid, or without a Warrant for the landing or delivering the ſame, firſt ſigned by the Commiſſioners, Collectors, or other proper Officer or Officers of the Cuſtoms reſpectively, that all ſuch imported Goods as ſhall be ſo landed and put on ſhore, or taken out of any Ship or Veſſel, contrary to the true Meaning hereof, or the Value of the ſame, ſhall be forfeited, and ſhall and may be ſeized or recovered of the Importer or Proprietor thereof (to wit) two Thirds of the ſame to the Uſe of her Majeſty, her Heirs and Succeſſors (ſhe or they bearing the Charge of the Proſecution) and the other third Part to the Uſe of ſuch Perſon or Perſons as will ſeize, inform, or ſue for the ſame, or the Value thereof, by Action, Bill, Suit, or Information, wherein no Eſſoin, Protection, or Wager of Law ſhall be allowed: nevertheleſs the ſaid Duties ſo to be paid upon the Values ſo aſcertained of the ſaid unrated Goods, Wares, and Merchandizes (except the neceſſary Charges of raiſing, collecting, and anſwering the ſame) ſhall be applied and diſpoſed to the ſame Uſes and Purpoſes to which the reſpective Duties upon the ſame Goods, payable in any other Manner by any former Act or Acts, were appropriated or applicable.

to be forfeited, &c.

Duties how to be applied.

The like Drawbacks as by former Acts.

IX. Provided always, and it is hereby enacted, That in all Caſes where by the ſaid former Acts concerning the ſaid Duties of unrated Goods or any of them, any Drawbacks or Allowances were to be made of all or any Part of the Duties, upon the Exportation thereof within the reſpective Time or Times thereby limited, there ſhall be the like Drawbacks or Allowances made of or out of the Duties of the ſame Goods, to be aſcertained by this Act.

X. Provided alſo, That nothing in this Act ſhall extend, or be conſtrued to extend to charge any Goods or Merchandize, chargeable by this Act, imported into any Port of this Kingdom before the firſt Day of *March* one thouſand ſeven hundred and three.

Nine Months given for paying the Duties on Tobacco.

6 per Cent. Diſcount on prompt Payment.

XI. Provided alſo, and be it enacted, That all Perſons importing any Tobacco, hereby charged with any the Duties aforeſaid, ſhall have nine Months Time, from the Entry of the Tobacco inwards, for Payment of the Duty hereby impoſed upon the ſame, giving Bond, with ſufficient Sureties, to her Majeſty for Payment thereof at the End of the ſaid nine Months, as in like Caſes is uſual; and in caſe of prompt Payment the Importer ſhall have a Diſcount after the Rate of ſix Pounds *per Centum per Annum*.

No Drawback on Wares made of foreign wrought Iron, &c.

XII. And for the Encouragement of the Iron Manufacture of this Kingdom; Be it further enacted by the Authority aforeſaid, That from and after the eighth Day of *March* one thouſand ſeven hundred and three, there ſhall not be allowed any Drawback, or Repayment of Cuſtoms, or Duties, charged in this or any former Act, upon any Wares made of wrought Iron or Steel in foreign Parts, which ſhall be imported into this Kingdom, and afterwards exported to any of her Majeſty's Plantations in *America*; any Clauſe in this or any former Act to the contrary notwithſtanding.

'XIII. And whereas the Time for Exportation of Tobacco, Sugar, Ginger, Pepper, Bugles *alias* 'Beads, Caſt and Bar Iron, Dying Wood, all Dying Wares, and all Drugs, by *Engliſh* Merchants, in 'order to draw back, is limited to twelve Months, which by Experience is found to be too ſhort, and very

'very inconvenient to Trade;' Be it therefore enacted by the Authority aforeſaid, That all *Engliſh* Merchants ſhall, from the ſaid eighth Day of *March*, have eighteen Months Time from the Entry inwards of all Tobacco, Sugar, Ginger, Pepper, Bugles *alias* Beads, Caſt and Bar Iron, all Dying Wood, Dying Wares, and all Drugs, to export the ſame: And ſhall have the like Benefit and Drawback by ſuch Exportation, as if the ſame had been exported within twelve Months, according to the ſecond Rule in the Book of Rates; the ſaid Rule or any other Law or Cuſtom now in Force relating thereunto notwithſtanding: Provided Certificates be taken forth, and Oath made, and all other Requiſites performed according to the Laws now in being.

18 Months allowed from Entry inwards to export Tobacco, &c.

'Theſe 18 Months enlarged to 3 Years by 7 Geo. 1. ſtat. 1. c. 21. Proviſo. See 8 Annæ, c. 13. ſ. 20.'

XIV. And be it further enacted, That in all Caſes where the Oath of Merchants, importing and exporting, is by Law required to obtain any Drawback or Allowance upon the Exportation of any foreign Goods, the making of ſuch Oath by the Agent or Huſband of any Corporation, or Company trading by a joint Stock, affirming the Truth of the Officers Certificate of the Entry and due Payment of the Duties of ſuch foreign Goods by any ſuch Company or Corporation; and the making of ſuch Oath by the known Servant of any Merchant uſually imployed in the making his Entries, and paying his Cuſtoms, for any Goods of a Merchant ſo to be exported, ſhall be of the like Effect as if the ſaid Oaths were made by any particular Merchant or Merchants themſelves.

Oath of the Agent or Huſband of any Company, &c. or Servant of Merchant, &c. ſufficient.

XV. And for aſcertaining the Values of any unrated Goods imported before the ſaid eighth Day of *March* one thouſand ſeven hundred and three, from the *Eaſt Indies* and *China*, or any other Parts within the Limits aforeſaid, by the two Companies impowered to trade thither, or either of them; it is hereby further enacted, That the Oath of two Directors or Members of the Committee of the ſaid Companies ſhall be admitted to affirm the Value of ſuch Goods ſo already imported, according to which the Duties *ad valorem* for the ſame are to be paid; any former Act or Acts of Parliament or Uſage to the contrary notwithſtanding.

Unrated Goods how to be aſcertained.

XVI. And be it further enacted by the Authority aforeſaid, That all the Monies ariſing by the additional Subſidy of Tunnage and Poundage hereby granted, and by the ſaid additional Duty, after the Rate of fifteen Pounds *per* Tun upon all *French* Wines to be condemned as lawful Prize as aforeſaid, (except the neceſſary Charges of raiſing and anſwering the ſaid Subſidy and additional Duty reſpectively) ſhall from Time to Time be brought and paid into the Receipt of the Exchequer; and that it ſhall and may be lawful to and for any Perſon and Perſons, Natives or Foreigners, Bodies Politick or Corporate, to lend to her Majeſty at the ſaid Receipt, upon Credit of the ſaid Subſidy of Tunnage and Poundage, and the ſaid additional Duty on *French* Wines condemned as Prize, any Sum or Sums of Money, not exceeding in the whole the Sum of three hundred thouſand Pounds; and upon another Act of this preſent Seſſion of Parliament, intituled, *An Act for granting an Aid to her Majeſty by continuing the Duties upon Malt, Mum, Cyder, and Perry, for one Year*, any Sum or Sums of Money, not exceeding in the whole ſix hundred and fifty thouſand Pounds, including all Loans made thereupon; and that all Perſons who ſhall have lent upon the ſaid Credits, or either of them, ſhall have Intereſt for the Forbearance of their reſpective Loans by them made, or to be made, after the Rate of five Pounds *per Centum per Annum*, to be paid every three Months from the making of ſuch Loans, until Satisfaction of the principal Sums reſpectively; and that no Monies, ſo lent or to be lent, ſhall be rated or aſſeſſed to any Tax or Aſſeſſment whatſoever; and that every ſuch Lender ſhall immediately have a Talley of Loan ſtruck for the Money by him, her, or them lent, and an Order of the ſame Date for Re-payment thereof, with ſuch Intereſt as aforeſaid; and that all ſuch Orders ſhall be regiſtred in courſe, according to their Dates (to wit) the Orders for Loans on the ſaid Duties on Malt, Mum, Cyder, and Perry, on a Regiſter to be kept for that Act, and the Orders for Loans on the ſaid Subſidy, and additional Duty, by this Act granted, on a diſtinct Regiſter, for ſuch Loans; and all Perſons on the ſaid reſpective Regiſters ſhall be paid in courſe, as their Orders ſhall ſtand regiſtred; ſo as the Perſon, Native or Foreigner, his Executors, Adminiſtrators, or Aſſigns, whoſe Order ſhall be firſt regiſtred, ſhall be accounted the Perſon to be firſt paid out of the Monies to come in by the ſaid reſpective Duties whereupon the ſaid Loans ſhall be made reſpectively; and he or they who ſhall have his or their Order or Orders next entred, ſhall be taken to be the ſecond Perſon to be paid, and ſo ſucceſſively and in courſe; and that the ſaid Monies to come in by the ſaid reſpective Duties, whereupon the ſaid Loans ſhall be made reſpectively, ſhall be in the ſame Order liable to the Satisfaction of the ſaid reſpective Perſons, their Executors, Adminiſtrators, or Aſſigns ſucceſſively, without undue Preference of one before another, and not otherwiſe, and ſhall not be diverted or divertible to any other Uſe, Intent, or Purpoſe whatſoever; and that no Fee, Reward, or Gratuity, directly or indirectly, be demanded or taken of any her Majeſty's Subjects, for providing or making of any ſuch Books or Regiſters, or any Entries, Views, or Search, in or for Payment of Money lent, or the Intereſt thereof as aforeſaid, by any of her Majeſty's Officer or Officers, their Clerks or Deputies, on Pain of Payment of Treble Damages to the Party aggrieved, by the Party offending, with full Coſts of Suit; or if the Officer himſelf take or demand any ſuch Fee or Reward, then to loſe his Place alſo; and if any undue Preference of one before another ſhall be made, either in point of Regiſtry or Payment, contrary to the true Meaning of this Act, by any ſuch Officer or Officers, then the Party offending ſhall be liable by Action of Debt, or on the Caſe, to pay the Value of the Debt, with Damages and Coſts, to the Party grieved, and ſhall be forejudged of his Place or Office: And if ſuch Preference be unduly made by any his Deputy or Clerk, without Directions or Privity of his Maſter, then ſuch Deputy or Clerk only ſhall be liable to ſuch Action, Debt, Damages, and Coſts, and ſhall be for ever after incapable of his Place or Office; and in caſe the Auditor of the Receipt ſhall not direct, or the Clerk of the Pells record, or the Teller make Payment, according to each Perſon's due Place and Order, as afore directed, then he or they ſhall be adjudged to forfeit, and the reſpective Deputies and Clerks herein offending to be liable to ſuch Action, Debt, Damages, and Coſts, in ſuch Manner as aforeſaid: All which ſaid Penalties, Forfeitures, Damages, and Coſts, to be incurred by any of the Officers of the Exchequer, or any their Deputies or Clerks, ſhall and may be recovered by Action

Monies ariſing on the ſaid Duties, to be paid into the Exchequer.

Loan of 300,000l. thereupon,

and 650,000l. upon the Malt Act 2 & 3 Annæ, c. 2.

5 l. per Cent. Intereſt.

Such Loans not to be taxed.

Tallies of Loan to be ſtruck, &c. and Orders to be entred.

Payment in courſe.

Monies liable to ſatisfy the Lenders.

No Fee for regiſtring, &c.

Payments to be made according to each Perſon's due Place and Order.

Action of Debt, Bill, Plaint, or Information, in any of her Majeſty's Courts of Record at *Weſtminſter*, wherein no Eſſoin, Protection, Privilege, Wager of Law, Injunction, or Order of Reſtraint, ſhall be in any wiſe granted or allowed.

What ſhall not be accounted undue Preference.

XVII. Provided always, and be it hereby declared, That if it happen that ſeveral Tallies of Loan or Orders for Payment as aforeſaid, bear Date or be brought the ſame Day to the Auditor of the Receipt to be regiſtred, then it ſhall be interpreted no undue Preference, which of thoſe be entred firſt, ſo as he enters them all the ſame Day.

XVIII. Provided alſo, That it ſhall not be interpreted any undue Preference to incur any Penalty in Point of Payment, if the Auditor direct, and the Clerk of the Pells record, and the Tellers do pay ſubſequent Orders of Perſons that come and demand their Monies, and bring their Orders, before other Perſons that did not come to take their Monies, and bring their Orders, in their Courſe, ſo as there be ſo much Money reſerved, as will ſatisfy precedent Orders, which ſhall not be otherwiſe diſpoſed, but kept for them; Intereſt upon Loan being to ceaſe from the Time the Money is ſo reſerved, and kept in Bank for them.

Orders aſſignable.

XIX. And be it further enacted, That all and every Perſon and Perſons, to whom any Money ſhall be due for Loans, by Virtue of this or the ſaid former Act, after Order entered in the Book of Regiſter, for either of the ſaid Acts as aforeſaid, his or their Executors, Adminiſtrators, or Aſſigns, by Indorſement of his Order, may aſſign or transfer his Right, Title, Intereſt, and Benefit of ſuch Order, or any Part thereof, to any other; which being notified in the Office of the Auditor of the Receipt aforeſaid, and an Entry or Memorial thereof alſo made in the proper Book of Regiſtry aforeſaid for Orders, which the Officers ſhall upon Requeſt, without Fee or Charge, accordingly make, ſhall intitle ſuch Aſſignee, his Executors, Adminiſtrators, Succeſſors, and Aſſigns, to the Benefit thereof, and Payment thereon: And ſuch Aſſignee may in like Manner aſſign again, and ſo *toties quoties*; and afterwards it ſhall not be in the Power of ſuch Perſon or Perſons, who have or hath made ſuch Aſſignments, to make void, releaſe, or diſcharge the ſame, or any the Monies thereby due, or any Part thereof.

Clauſe of Appropriation.

XX. And be it further enacted by the Authority aforeſaid, That all the Monies which ſhall be lent to her Majeſty, on the Credit of the ſaid Subſidy and additional Duty by this Act granted, and all the Monies which are or ſhall be lent, contributed, or advanced to her Majeſty, upon every or any other Act or Acts of this Seſſion of Parliament, for granting any Aid or Supply to her Majeſty, for carrying on the preſent War, and other her Majeſty's neceſſary or important Occaſions, and ſo much of the ſeveral Taxes and Duties by this and the ſaid other Acts, or any of them granted, as ſhall remain (over and above ſuch Charges as are to be allowed for the raiſing of the ſaid Taxes and Duties reſpectively, and over and above the Monies thereof, which are in the firſt Place to go and be applied in Repayment and Satisfaction of of all the Loans made or to be made thereupon, or upon any of them, and the Intereſt thereof reſpectively) ſhall be appropriated, iſſued and applied, and the ſame are hereby appropriated for or towards the ſeveral Uſes and Purpoſes herein after expreſſed; that is to ſay, for or towards the defraying the Charge of the Ordinary of her Majeſty's Navy, and other Services of the Navy, and the Victualling thereof, and the Sea Service in the Office of the Ordinance, performed and to be performed; and for or towards the Land Services, performed and to be performed by the ſaid Office of the Ordnance; and to and for Subſiſtence, Off-reckonings, and Clearings for one Year, from the four and twentieth Day of *Decemb.r* one thouſand ſeven hundred and three, to her Majeſty's Guards and Garriſons in *England*, and the Dominions thereunto belonging (*Ireland* excepted) and the contingent Charges of the ſame; and for or towards the defraying the Charge of her Majeſty's Army, and ſuch Forces as are or ſhall be added thereunto in the *Low Countries*, within or for one Year, to be reckoned from the ſaid four and twentieth Day of *December* one thouſand ſeven hundred and three, and the contingent Charges thereunto belonging; and for or towards the defraying her Majeſty's Part of the Charge of the Forces acting or to act in Conjunction with the Forces of the King of *Portugal*, until the five and twentieth Day of *December* one thouſand ſeven hundred and four; and for or towards the Payment of her Majeſty's Proportion of the Subſidies due, or to be due, upon Treaties made, or to be made, with her Majeſty's Allies, and other Charges for the Service of the War, until the ſaid five and twentieth Day of *December* one thouſand ſeven hundred and four; and for and towards the Payment of any Sum, not exceeding five thouſand Pounds, for the Support of the Invalids; and for or towards the diſcharging of the *Præmiums*, and other Charges for circulating the Bills, commonly called *Exchequer Bills*; and for or towards the Satisfaction of the Sum, not exceeding eight hundred ſeventy-five Pounds, to be paid without Account, and free of all Taxes, as well for the Salaries of the five Commiſſioners appointed by Act of Parliament for ſtating the Accounts of the Army, Tranſports, and Prizes, during the laſt War, as for incident Charges in the Execution of their Truſt, for one Quarter, ending the nine and twentieth Day of *March* one thouſand ſeven hundred and four; and for or towards the Satisfaction of the Sum of three thouſand five hundred Pounds for Salaries, and any Sum not exceeding two thouſand five hundred Pounds for incident Charges, to be allowed without Account, and free of all Taxes, to the ſeven Commiſſioners appointed by Act of Parliament for ſtating the Accounts of all publick Monies, and to none other Uſe, Intent or Purpoſe whatſoever: Provided always, That out of the Monies to be iſſued to the Guards and Garriſons as aforeſaid, there ſhall and may be taken and applied, any Sum not exceeding eighty-ſeven thouſand one hundred twenty-five Pounds ten Shillings, towards the Charge of maintaining the Soldiers, raiſed and to be raiſed for Sea Service, with their Officers, and the contingent Charges thereunto belonging: And out of the Monies to be iſſued for the Service of the Navy and Sea Services as aforeſaid, there ſhall be taken and applied ſuch Sums, as, together with the ſaid Sum not exceeding eighty-ſeven thouſand one hundred twenty-five Pounds ten Shillings, ſhall be neceſſary for the Charge of maintaining the ſaid Soldiers for Sea Service, with their Officers,

Officers, and the contingent Charges thereunto belonging; any thing herein contained to the contrary notwithſtanding.

'XXI. And whereas by an Act of the firſt Year of her Majeſty's Reign, intituled, *An Act for making good Deficiencies, and for preſerving the publick Credit*, ſeveral Tallies therein mentioned do amount to five thouſand and ſeventeen Pounds nine Shillings one Penny, and the Orders thereupon for Reverſions of Annuities were directed to be iſſued to diſcharge ſuch Off-reckonings for Clothing, as were become due before the laſt Day of *December* one thouſand ſix hundred ninety-ſeven, which Off-reckonings being otherwiſe ſatisfied, the ſaid Tallies and Orders do ſtill remain in the Hands of the late Paymaſter General of the Army; and by the Act laſt-mentioned it was provided, That ſuch Perſon or Perſons as ſhould receive ſuch Debentures payable out of the forfeited Eſtates in *Ireland*, as are thereby directed, for Monies due to any Troops or Companies (over and above what was due for the perſonal Pay of the Commiſſion Officers) ſhould give Security to the Paymaſter General of double the Value thereof, and at the End of twelve Months ſhould return unto the ſaid Paymaſter an Account upon Oath, of all the Debentures by him or them iſſued in purſuance of that Act, and returning back to the Hands of the ſaid Paymaſter ſuch Debentures as ſhould remain not iſſued out to the End of the ſaid twelve Months; in purſuance whereof ſeveral of the ſaid Debentures have been returned, and others of them ought to be returned to the Hands of the late Paymaſter General of the Army, or to the Paymaſter General thereof for the time being, for the Publick Uſe and Service:' Now it is hereby further enacted and declared by the Authority aforeſaid, That it ſhall and may be lawful to and for the Lord High Treaſurer of *England*, or any three or more of the Commiſſioners of the Treaſury for the time being, to cauſe as well the ſaid Orders and Tallies, for the ſaid Reverſionary Annuities remaining undiſpoſed as aforeſaid; as alſo all and every or any the ſaid Debentures returned, or to be returned, to the ſaid late Paymaſter, or to the Paymaſter General of her Majeſty's Forces for the time being, purſuant to the ſaid Securities, or any of them, given or to be given, upon the Act laſt mentioned, to be iſſued, paid over, or applied for or towards Satisfaction of all or any Part of the Monies due in the Reign of his late Majeſty King WILLIAM the Third, to the Out-Penſioners of *Chelſea* Hoſpital, and ſuch other publick Debts as were incurred during the laſt War, as the ſaid Lord High Treaſurer or Commiſſioners of the Treaſury ſhall direct, and in ſuch Proportions, Manner and Form, as to him or them ſhall ſeem meet.

1 Annæ, ſtat. 1. c. 13.

Treaſury to apply the Tallies, &c. for the Reverſionary Annuities undiſpoſed of, as alſo the Debentures returnable to the Paymaſter General, for ſatisfying the Out-Penſioners of Chelſea Hoſpital, &c.

CAP. X.

An Act to enlarge the Time for the Purchaſers of the forfeited Eſtates in Ireland, to make the Payments of their Purchaſe Money. Times allowed to the Purchaſers of the forfeited Eſtates in *Ireland*, who have paid one third Part of their Purchaſe Money, for Payment of the Reſidue. On Non-payment at thoſe Times, Conveyance to be void. All unſatisfied Debentures to be regiſtered. EXP.

1 Annæ, ſtat. 2. c. 21. 11 W. 3. c. 2.

CAP. XI.

An Act for the making more effectual her Majeſty's gracious Intentions for the Augmentation of the Maintenance of the poor Clergy, by enabling her Majeſty to grant in Perpetuity the Revenues of the Firſt Fruits and Tenths; and alſo for enabling any other Perſons to make Grants for the ſame Purpoſe.

'WHEREAS at a Parliament holden in the ſix and twentieth Year of the Reign of King HENRY the Eighth, the Firſt Fruits, Revenues and Profits for one Year, upon every Nomination or Appointment to any Dignity, Benefice, Office or Promotion Spiritual, within this Realm, or elſewhere within the ſaid King's Dominions, and alſo a perpetual yearly Rent or Penſion, amounting to the Value of the tenth Part of all the Revenues and Profits belonging to any Dignity, Benefice, or Promotion Spiritual whatſoever, within any Diocеſe of this Realm, or in *Wales*, were granted to the ſaid King HENRY the Eighth, his Heirs and Succeſſors; and divers other Statutes have ſince been made touching the Firſt Fruits and annual Tenths of the Clergy, and the ordering thereof: And whereas a ſufficient ſettled Proviſion for the Clergy, in many Parts of this Realm, hath never yet been made, by reaſon whereof divers mean and ſtipendiary Preachers are in many Places entertained to ſerve the Cures, and officiate there; who depending for their neceſſary Maintenance upon the Good-will and Liking of their Hearers, have been, and are thereby under Temptation of too much complying and ſuiting their Doctrines and Teaching to the Humours rather than the Good of their Hearers, which hath been a great Occaſion of Faction and Schiſm, and Contempt of the Miniſtry: And foraſmuch as your Majeſty, taking into your princely and ſerious Conſideration the mean and inſufficient Maintenance belonging to the Clergy in divers Parts of this your Kingdom, has been moſt graciouſly pleaſed, out of your moſt religious and tender Concern for the Church of *England* (whereof your Majeſty is the only ſupream Head on Earth) and for the poor Clergy thereof, not only to remit the Arrears of your Tenths due from your poor Clergy, but alſo to declare unto your moſt dutiful and loyal Commons your royal Pleaſure and pious Deſire, that the whole Revenue ariſing from the Firſt Fruits and Tenths of the Clergy might be ſettled for a perpetual Augmentation of the Maintenance of the ſaid Clergy, in Places where the ſame is not already ſufficiently provided for:' We your Majeſty's moſt dutiful and loyal ſubjects, the Commons of *England*, in Parliament aſſembled, to the End that your Majeſty's moſt gracious Intentions may be made effectual, and that the Church may receive ſo great and laſting an Advantage from your Majeſty's parting with ſo great a Branch of your Revenue, towards the better Proviſion

26 H. 8. c. 3. 26 H. 8. c. 17. 27 H. 8. c. 8. 32 H. 8. c. 22, & c. 47. 34 & 35 H. 8. c. 17. 2 & 3 Ed. 6. c. 20. 7 Ed. 6. c. 4. 1 Eliz. c. 4. 5 Annæ, c. 24. 6 *Ann.* c. 27. 1 *Geo.* 1. c. 10. 3 Geo. 1. c. 10.

viſion for the Clergy not ſufficiently provided for; and to the Intent your Majeſty's ſingular Zeal for the Support of the Clergy, and the Honour, Intereſt, and future Security of the Church, as by Law eſtabliſhed, may be perpetuated to all Ages, do moſt humbly beſeech your Majeſty that it may be enacted; and be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That it ſhall and may be lawful for the Queen's moſt Excellent Majeſty, by her Letters Patents under the Great Seal of *England*, to incorporate ſuch Perſons as her Majeſty ſhall therein nominate or appoint, to be one Body Politick and Corporate, to have a common Seal, and perpetual Succeſſion; and alſo at her Majeſty's Will and Pleaſure, by the ſame, or any other Letters Patents, to grant, limit, or ſettle, to or upon the ſaid Corporation, and their Succeſſors for ever, all the Revenue of Firſt Fruits, and yearly perpetual Tenths of all Dignities, Offices, Benefices, and Promotions Spiritual whatſoever, to be applied and diſpoſed of, to and for the Augmentation of the Maintenance of ſuch Parſons, Vicars, Curates, and Miniſters, officiating in any Church or Chapel within the Kingdom of *England*, Dominion of *Wales*, and Town of *Berwick* upon *Tweed*, where the Liturgy and Rites of the Church of *England*, as now by Law eſtabliſhed, are or ſhall be uſed and obſerved, with ſuch lawful Powers, Authorities, Directions, Limitations and Appointments, and under ſuch Rules and Reſtrictions, and in ſuch Manner and Form, as ſhall be therein expreſſed; the Statute made in the firſt Year of her ſaid Majeſty's Reign, intituled, *An Act for the better Support of her Majeſty's Houſhold, and of the Honour and Dignity of the Crown*, or any other Law to the contrary in any wiſe notwithſtanding.

The Queen may erect a Corporation, and ſettle on them and their Succeſſors, the Firſt Fruits and Tenths, for Augmentation of the Maintenance of the meaner Clergy.

'By 5 Geo. 1. c. 10. a Collector is to be appointed.'

1 Annæ, ſtat. 1. c. 7.

II. Provided always, and it is hereby declared, That all and every the Statutes and Proviſions, touching or concerning the ordering, levying, and true anſwering and Payment, or Qualification of the ſaid Firſt Fruits and Tenths, or touching the Charge, Diſcharge, or Alteration of them, or any of them, or any Matter or Thing relating thereunto, which were in Force at the Time of making this Act, ſhall be, remain and continue in their full Force and Effect, and be obſerved and put in due Execution according to the Tenors and Purports of the ſame, and every of them, for ſuch Intents and Purpoſes nevertheleſs, as ſhall be contained or directed in or by the ſaid Letters Patents.

All Statutes, &c. relating to Firſt Fruits and Tenths to continue in force.

III. Provided alſo, That this Act, or any thing therein contained, ſhall not extend to avoid, or any way to impeach or affect any Grant, Exchange, Alienation, or Incumbrance, at any Time heretofore made, of or upon the ſaid Revenues of Firſt Fruits and Tenths, or any Part thereof; but that the ſame ſhall, during the Continuance of ſuch Grant, Exchange, Alienation, or Incumbrance reſpectively, be and remain of and in ſuch Force and Virtue, and no other, to all Intents and Purpoſes, as if this Act had not been made.

Act not to avoid any Grant, &c. heretofore made of any the ſaid Revenues.

IV. And for the Encouragement of ſuch well-diſpoſed Perſons as ſhall, by her Majeſty's Royal Example, be moved to contribute to ſo pious and charitable a Purpoſe, and that ſuch their Charity may be rightly applied; Be it enacted by the Authority aforeſaid, That all and every Perſon and Perſons, having in his or their own Right any Eſtate or Intereſt in Poſſeſſion, Reverſion, or Contingency, of or in any Lands, Tenements or Hereditaments, or any Property of or in any Goods or Chattels, ſhall have full Power, Licence and Authority, at his, her and their Will and Pleaſure, by Deed inrolled, in ſuch Manner, and within ſuch Time, as is directed by the Statute made in the twenty-ſeventh Year of the Reign of King HENRY the Eighth, for Inrolment of Bargains and Sales, or by his, her, or their laſt Will or Teſtament in writing, duly executed according to Law, to give and grant to, and veſt in the ſaid Corporation, and their Succeſſors, all ſuch his, her or their Eſtate, Intereſt or Property in ſuch Lands, Tenements and Hereditaments, Goods and Chattels, or any Part or Parts thereof, for and towards the Augmentation of the Maintenance of ſuch Miniſters as aforeſaid, officiating in ſuch Church or Chapel, where the Liturgy and Rites of the ſaid Church are or ſhall be ſo uſed or obſerved as aforeſaid, and having no ſettled competent Proviſion belonging to the ſame, and to be for that Purpoſe applied according to the Will of the ſaid Benefactor, in and by ſuch Deed inrolled, or by ſuch Will or Teſtament executed as aforeſaid, expreſſed: And in Default of ſuch Direction, Limitation or Appointment, in ſuch Manner as by her Majeſty's Letters Patents ſhall be directed or appointed as aforeſaid. And ſuch Corporation, and their Succeſſors, ſhall have full Capacity and Ability to purchaſe, receive, take, hold and enjoy, for the Purpoſes aforeſaid, as well from ſuch Perſons as ſhall be ſo charitably diſpoſed to give the ſame, as from all other Perſons as ſhall be willing to ſell or aliene to the ſaid Corporation any Manors, Lands, Tenements, Goods or Chattels, without any Licence or Writ of *Ad quod Damnum*; the Statute of *Mortmain*, or any other Statute or Law to the contrary notwithſtanding.

27 H. 8. c. 16. Perſons may give Lands, Tenements, or Goods, &c. to the ſaid Corporation,

or ſell or aliene any Manors, Lands, &c.

V. Provided always, That this Act or any thing therein contained ſhall not extend to enable any Perſon or Perſons, being within Age, or of *Non ſane* Memory, or Women Covert, without their Husbands, to make any ſuch Gift, Grant or Alienation; any thing in this Act contained to the contrary in any wiſe notwithſtanding.

Perſons excepted from making ſuch Gifts, &c.

'VI. And whereas four Bonds for four half yearly Payments of the Firſt Fruits, as the ſame are rated, 'and alſo a fifth Bond for a further Value or Payment, in reſpect of the ſame Firſt Fruits, have been re-'quired and taken from the Clergy, to their great and unneceſſary Burden and Grievance:' For Remedy thereof be it enacted and declared by the Authority aforeſaid, That from and after the twenty-fifth Day of *March* in the Year of our Lord one thouſand ſeven hundred and four, one Bond only ſhall in ſuch Caſe be given or required for the four Payments of the ſaid Firſt Fruits: Which ſaid Firſt Fruits, as well as the Tenths payable by the Clergy, ſhall hereafter be anſwered and paid by them according to ſuch Rates and Proportions only as the ſame have heretofore been uſually rated and paid: And no ſuch fifth Bond already given ſhall, from and after the ſaid twenty-fifth Day of *March* in the Year one thouſand ſeven hundred and four, be ſued or recovered.

One Bond only to be taken for the four Payments of the Firſt Fruits.

CAP.

CAP. XII.

An Act for raiſing the Militia for the Year one thouſand ſeven hundred and four, notwithſtanding the Month's Pay formerly advanced be not repaid. Militia Forces may be drawn out into actual Service any Time before 24 *June* 1705. notwithſtanding the one Month's Pay formerly advanced be not repaid. EXP.

13 & 14 Car. 2. c. 3.

CAP. XIII.

An Act for prolonging the Time by an Act of Parliament made in the firſt Year of her Majeſty's Reign, for importing Thrown Silk of the Growth of *Sicily*, from *Leghorn*. EXP.

2 W. & M. ſſ. 1. c. 9. 1 Annæ, ſtat. 1. c. 28.

CAP. XIV.

An Act for the better ſecuring and regulating the Duties upon Salt.

5 W. & M. c. 7.

'WHEREAS great Sums of Money are paid out of her Majeſty's Duties upon Salt, on account of Debentures for Salt ſhipped to be exported to foreign Parts; and it is found by Experience, 'that great Part of the Salt, for which ſuch Debentures have been paid, hath been fraudulently landed 'on the Coaſts of *England* and *Wales*, and not exported to any foreign Parts, or having been actually 'landed in *Ireland*, or other Places out of *England* and *Wales*, have been ſhipped off again from thence, 'and fraudulently brought into *England* or *Wales*; by which evil Practices her Majeſty's ſaid Duties are 'very much leſſened in the Produce thereof, and the Salt Makers, who pay their full Duties, are very 'much prejudiced and diſcouraged in their Trade, by reaſon they cannot ſell their Salt in Places which 'are ſupplied with Salt run as aforeſaid:" For Remedy whereof be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by Authority of the ſame, That no Salt whatſoever, being of the Produce or Manufacture of *England*, *Wales*, *Berwick* upon *Tweed*, *Scotland*, or *Ireland*, nor any other Salt coming from *Ireland*, *Scotland*, or the Iſle of *Man*, ſhall, after the firſt Day of *June* one thouſand ſeven hundred and four, be imported or brought into any Port or Place within *England*, *Wales*, or *Berwick* upon *Tweed*, nor be taken out of any Ship or Veſſel, nor put on ſhore within any of the ſaid Ports or Places, upon Pain that all the Salt ſo imported or brought in, taken out of any Ship or Veſſel, or landed or put on ſhore, contrary to the true Intent and Meaning of this Act, ſhall be forfeited and loſt; and that the Ship or Veſſel in which any ſuch Salt ſhall be ſo imported or brought in, or out of which any ſuch Salt ſhall be taken or put on ſhore, together with all her Tackle and Apparel, ſhall alſo be forfeited and loſt; and every Perſon that ſhall take any ſuch Salt out of any ſuch Ship or Veſſel, or carry the ſame on ſhore, or convey the ſame from the ſhore when landed, or be aiding or aſſiſting therein, ſhall forfeit the Sum of twenty Pounds for every ſuch Offence, or ſuffer ſix Months Impriſonment.

No Salt coming from Ireland, Scotland, or the Iſle of Man, to be imported.

'Further Proviſions for this Purpoſe by 5 Geo. 1. c. 18. ſ. 23.'

Forfeiture.

II. And be it further enacted, That it ſhall and may be lawful to and for any of the Officers for the ſaid Duties upon Salt, at any Time within two Months after the Importation or Landing any ſuch Salt, and not afterwards, to ſeize the Salt ſo imported or taken out of any Ship or Veſſel, or landed or put on ſhore, or conveying from the ſhore; and alſo the Ship or Veſſel in which ſuch Salt was imported, together with all her Tackle and Apparel: And in caſe the Owner of ſuch Salt or Ship ſhall not, within twenty Days after ſuch Seizure, claim the Salt and Ship ſo ſeized, and alſo give ſufficient Security to anſwer the Value thereof; then and in every ſuch Caſe, the Salt and Ship, with all her Tackle and Apparel, ſhall be ſold to the beſt Advantage.

Salt ſo imported may in two Months after be ſeized; alſo the Ship; and if not claimed in 20 Days may be ſold.

III. Provided nevertheleſs, That nothing in this Act ſhall extend, or be conſtrued to extend, to any Salt which ſhall be ſhipped, to be carried Coaſtwiſe, by Certificate from one Port to another in *England*, *Wales*, or *Berwick* upon *Tweed*, according to the Directions of the former Acts relating to the ſaid Duties.

Salt carried Coaſtwiſe excepted.

IV. Provided alſo, That in caſe where any Salt ſhall have been entred and ſhipped to be exported to foreign Parts, according to the Directions of the former Acts in that Behalf, and the Ship or Veſſel, laden with ſuch Salt, ſhall by Streſs of Weather, Enemies, or other unavoidable Neceſſities, be forced into any Port or Place within *England*, *Wales*, or *Berwick* upon *Tweed*, it ſhall and may be lawful to and for the Owner of ſuch Salt, or Maſter of ſuch Ship, within twenty Days after her coming into ſuch Port, to reland the ſaid Salt, ſo as due Entry be made, and the Duties again paid down for the whole Quantity of Salt that was entred to be exported, before any Part thereof ſhall be relanded, and not otherwiſe; any thing in this Act or any other Law or Statute to the contrary notwithſtanding.

Salt forced into any Port by Streſs of Weather, &c. may be re-landed.

V. Provided alſo, That in caſe where any Fiſherman ſhall have taken any Salt on board his Boat or Veſſel from any Part of *England*, *Wales*, or *Berwick* upon *Tweed*, for the ſalting of Fiſh at Sea, it ſhall and may be lawful for any ſuch Fiſherman to bring in and land any ſuch Salt ſo taken on board, ſo as Oath be made before the Landing thereof (which Oath the Officer for the ſaid Duties hath hereby Power, and is hereby directed to adminiſter, without Fee or Charge) that the particular Quantity of Salt, ſo to be landed, was taken on board from ſome Part of *England*, *Wales*, or *Berwick* upon *Tweed*, and at what Place it was taken on board, and that no Part thereof was taken out of any Ship or Veſſel at Sea; any thing in this Act or any other Statute to the contrary notwithſtanding.

Fiſherman may land Salt taken on board for ſalting Fiſh, on Oath made, &c.

VI. Provided alſo, That in caſe where any Ship or Veſſel ſhall come into any Port of *England*, *Wales*, or *Berwick* upon *Tweed*, from *Ireland*, or any other foreign Part, having on board any Quantity of Salt, which was taken in only for the neceſſary Proviſions of the Ship for ſuch Voyage, or for curing of Fiſh, it ſhall and may be lawful to and for the Maſter of ſuch Ship or Veſſel to land the ſaid Salt, ſo as Entry be

Allowance of Salt for Ship's Proviſion, or for curing Fiſh, &c.

'What forfeited upon Neglect of ſuch Entries by 5 Geo. 1. c. 18. ſ. 18.'

be made thereof within ten Days after his firſt coming into ſuch Port, and the Duties paid down or ſecured for the ſame, before the ſame, or any Part thereof, ſhall be landed or taken out of any ſuch Ship or Veſſel, in the ſame Manner as the Duties of foreign Salt imported are to be paid or ſecured; any thing in this Act or any other Statute to the contrary notwithſtanding.

No Salt to be brought out of Scotland by Land, into England. Penalty, Salt Officers to ſeize ſuch Salt, &c.

VII. And be it further enacted by the Authority aforeſaid, That from and after the ſaid firſt Day of *June* one thouſand ſeven hundred and four, no Salt ſhall be brought out of *Scotland* by Land, into any Part of *England*, or Town of *Berwick* upon *Tweed*, or Precincts thereof, on Pain of forfeiting the Salt ſo brought into any of the ſaid Places, and twenty ſhillings a Buſhel, and ſo proportionably for a greater or leſſer Quantity; and that it ſhall and may be lawful to and for any of the Officers for the Duties upon Salt, to ſeize any Salt ſo brought into any of the ſaid Places, and to apprehend the Perſon and Perſons who ſhall bring in the ſame, and to carry him, her, or them before any of her Majeſty's Juſtices of the Peace near the Place where ſuch Seizure ſhall be made; and if, upon full Proof of the Fact, ſuch Offender ſhall not pay down the ſaid Penalties by this Act impoſed, ſuch Juſtice ſhall commit ſuch Offender to the next Gaol, there to remain for the Space of ſix Months without Bail or Mainprize.

5 W. & M. c. 7. ſ. 11.

'VIII. And whereas by an Act of Parliament made in the fifth Year of the Reign of the late King 'WILLIAM and Queen MARY, intituled, *An Act for granting to their Majeſties certain Rates and Duties 'upon Salt, and upon Beer, Ale, and other Liquors, for ſecuring certain Recompences and Advantages, in the 'ſaid Act mentioned, to ſuch Perſons as ſhall voluntarily advance the Sum of ten hundred thouſand Pounds, to-'wards carrying on the War againſt* France; it is amongſt other Things enacted, That no Salt ſhall be 'delivered from any Salt Works or Pits, without Notice firſt given to the Officer appointed for that 'Purpoſe, upon Pain of Forfeiture of the Salt ſo delivered, and upon Pain of twenty Pounds to be for-'feited by the Owner or Owners of the Salt Works or Pits, where ſuch Salt ſhall be delivered: And 'whereas ſeveral Salt Makers have been, and others may be, ſubjected to the ſaid Penalties of twenty 'Pounds, by the evil Practices of Salt Carriers, and others, who convey Salt from the Salt Works with-'out a Warrant or Permit for conveying the ſame;' For preventing whereof be it enacted by the Au-

Penalty on Salt Carrier carrying Salt without a Permit.

thority aforeſaid, That from and after the ſaid firſt Day of *June* one thouſand ſeven hundred and four, as well the Carrier, or Perſon who ſhall carry or convey any Salt without a Warrant or Permit for carrying the ſame, as the Proprietor of the Salt Works, who ſhall deliver Salt without Notice firſt given, ſhall forfeit the ſaid Sum of twenty Pounds.

'Farther Proviſions relating hereto by 5 Annæ, c. 29. ſ. 16.'

'IX. And whereas in and by the ſaid Act of Parliament made in the fifth Year of the Reign of the late 'King WILLIAM and Queen MARY, and by ſeveral other Acts relating to the ſaid Duties upon Salt; 'it is amongſt other Things provided, That any Perſon, who ſhall export beyond the Seas any Salt, as 'well foreign as *Engliſh*, or any Rock Salt, ſhall, upon a Debentnre made out according to the Direc-'tion of the ſaid Acts, be repaid the Duties of ſuch Salt ſo exported: And whereas ſome Doubts and 'Controverſies have been made, whether Salt ſhipped and exported to *Scotland*, the Iſle of *Man*, or the 'Iſlands of *Jerſey* and *Guernſey*, be an Exportation of Salt within the Intent and Meaning of the ſaid 'Acts, ſo as to intitle the Exporter to a Drawback of the Duties of the Salt ſo exported:' For prevent-

Salt exported to Scotland, the Iſle of Man, or Jerſey and Guernſey, intitled to a Drawback.

ing of all ſuch Controverſies and Diſputes, be it enacted and declared by the Authority aforeſaid, That it was and is the Intent and Meaning of the ſaid Acts, that any Perſon exporting any Salt to *Scotland*, the Iſle of *Man*, or the Iſlands of *Jerſey* and *Guernſey*, according to the Directions of the ſaid Acts, is and ſhall be intitled to a Drawback of the Duties of the Salt ſo exported, and ſhall be repaid the ſame, in ſuch Manner, and under ſuch Conditions, as are directed and required by the ſaid Acts, in caſe of the Exportation of Salt to any other foreign Parts; any thing in the ſaid Acts or any other Law or Statute to the contrary in any wiſe notwithſtanding.

Salt ſhipped for Exportation, and periſhing in Port, by the ſinking of the Ship, &c.

X. Provided always, and it is further enacted by the Authority aforeſaid, That where any Salt or Rock Salt (the Duties whereof ſhall have been paid or ſecured to be paid, according to the Direction of the former Laws, relating to the ſaid Duties on Salt) ſhall from and after the firſt Day of *June* one thouſand ſeven hundred and four, be ſhipped or laid on board any Ship or Veſſel, in any Port, River, or Place within this Kingdom of *England*, or the Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, in order to be exported to Parts beyond the Seas, or be carried Coaſtwiſe; and the ſaid Salt or Rock Salt, ſo ſhipped or laid on board, ſhall happen to periſh by the ſinking of the Ship or Veſſel, on which the ſame ſhall be ſhipped or laid on board, before the ſaid Ship or Veſſel ſhall go out of ſuch Port or Place, and before the Exporter of ſuch Salt ſhall be intitled to a Drawback or Allowance of the Duties thereof; then and in ſuch Caſe the Exporter or Proprietor of the ſaid Salt or Rock Salt, ſo periſhed, ſhall, upon Proof made before the Juſtices of the Peace, at the next General Quarter-Seſſions of the Peace, to be held for the County, City, Riding, Diviſion, or Place next to the Place where the ſaid Salt or Rock Salt ſhall ſo periſh, of the Loſs of the Salt or Rock Salt ſo ſhipped, receive from the ſaid Seſſions a Certificate, that ſuch Proof was made before them, and upon producing the ſaid Certificate to any of her Majeſty's Collectors or Officers appointed to collect the ſaid Duties on Salt, the ſaid Collectors and Officers are hereby required to let the ſaid Exporter or Proprietor buy the like Quantity of Salt or Rock Salt, as is expreſſed in the ſaid Certificate to be ſo periſhed, without paying to her Majeſty any Duty of Exciſe for the ſame, in the ſame Manner as if ſuch Salt or Rock Salt had ſo periſhed going Coaſtwiſe from one Port of *England* to another.

Proprietor to buy the like Quantity, Duty free.

General Iſſue.

XI. Provided always, and be it further enacted, That if any Perſon or Perſons ſhall at any Time be ſued or proſecuted for any thing by him or them done or executed in purſuance of this Act, he or they ſhall or may plead the General Iſſue, and give this Act in Evidence for his Defence; and if upon a Trial a Verdict ſhall paſs for the Defendant or Defendants, or the Plaintiff or Plaintiffs be nonſuit, diſcontinue, or forbear proſecuting the ſaid Actions, then ſuch Defendant or Defendants ſhall have double Coſts to

Double Coſts.

him or them awarded againſt ſuch Plaintiff or Plaintiffs, for which Coſts he ſhall have ſuch Remedy, as in other Caſes where Coſts are by Law given to Defendants.

XII. And be it further enacted by the Authority aforeſaid, That the ſeveral Penalties and Forfeitures, hereby given and impoſed, ſhall be recovered and levied by the ſame Ways, Means and Methods, as any Penalties and Forfeitures can or may be recovered and levied by any of the Laws of Exciſe, or by Action of Debt, Bill, Plaint or Information, in any of her Majeſty's Courts of Record at *Weſtminſter*, wherein no Eſſoin, Protection, or Wager of Law, nor any more than one Imparlance ſhall be allowed; and that the ſaid Penalties and Forfeitures ſhall be diſtributed in manner following (to wit) one Moiety thereof to her Majeſty, her Heirs and Succeſſors, and the other Moiety to him or them that will ſue or inform for the ſame.

Penalties and Forfeitures how to be recovered.

'XIII. And whereas it is found by Experience, that great Quantities of Fiſh, which have been cured 'at Sea, or in *Ireland*, or other Parts not within *England*, *Wales*, or *Berwick* upon *Tweed*, with Salt, for 'which the Duties have not been anſwered and paid, have been imported or brought into *England*, *Wales*, 'or *Berwick* upon *Tweed*, by which Practice her Majeſty, and the *Engliſh* Fiſhery, are very much pre-'judiced:' For Remedy whereof be it enacted by the Authority aforeſaid, That from and after the ſaid firſt Day of *June* one thouſand ſeven hundred and four, no Herrings, Pilchards, Scads, Codfiſh, Ling, Hake, Salmon, or dried red Sprats whatſoever, or by whomſoever caught or cured, ſhall be imported, brought in, or landed within *England*, *Wales*, or *Berwick* upon *Tweed*, unleſs the Owner or Proprietor of ſuch Fiſh, or the Maſter of the Veſſel, ſhall make Oath before the Officer for the ſaid Duties on Salt, in the Port or Place where ſuch Fiſh ſhall be imported, brought in, or landed (who ſhall adminiſter the ſame without Fee or Charge) that all the Salt wherewith the ſaid Fiſh was cured, was laden or put on board from ſome Part of *England*, *Wales*, or *Berwick* upon *Tweed*, and when and where the ſame was ſo put on board, and that no Drawback or Allowance, or Debenture for the ſame, hath to his Knowledge or Belief been had or obtained upon the Exportation or carrying out of the ſaid Salt, or any Part thereof, or is intended to be had or obtained on account of ſuch Exportation; upon Pain of forfeiting ſuch Fiſh that ſhall be imported, brought in, or landed contrary to the Intent and Meaning hereof, and double the Value thereof, to be recovered of the Importer or Proprietor thereof.

No Herrings, Pilchards, Scads, Codfiſh, Ling, Hake, Salmon, &c. ſhall be imported or landed, unleſs Oath be made, that the Salt wherewith ſuch Fiſh was cured, was laden from England, &c. and no Drawback allowed on Exportation, &c. Penalty.

XIV. Provided, That nothing in this Act ſhall extend to prohibit the importing and landing any Codfiſh, Ling, or Hake, which have been caught and cured at *Newfoundland* or *Iſeland*, ſo as Oath be firſt made before the landing thereof by the Owner or Proprietor of ſuch Fiſh, or the Maſter of the Veſſel, before the Officer for the ſaid Duties, in the Port or Place where ſuch Fiſh ſhall be imported, brought in, or landed (who ſhall adminiſter the ſame without Fee or Charge) that all the Fiſh ſo imported came from *Newfoundland* or *Iſeland*, and were caught and cured there, and ſo as the ſaid Fiſh be at the landing thereof, and before the ſame be removed from the Shore, tendered to the Officer of the Port for the ſaid Duties, to have Part of the Tail of every ſuch Codfiſh, Ling, or Hake cut off, that no Allowance for ſuch Fiſh be obtained upon Exportation; and the ſaid Officer is hereby impowered and required to cut off Part of the Tail of all ſuch Fiſh on the Importation thereof: And in caſe any ſuch Fiſh ſhall be landed before the ſame ſhall be tendered to the Officer, to have Part of the Tail cut as aforeſaid, all the Fiſh, ſo imported and landed, ſhall be forfeited, and double the Value thereof, to be recovered of the Importer or Proprietor thereof; to wit, one Moiety thereof to the Queen, the other Moiety thereof to him or them who ſhall proſecute or ſue for the ſame.

Newfoundland or Iſeland Fiſh, excepted.

Part of the Tail of ſuch Fiſh to be cut off.

Penalty on landing the ſame before Tender thereof made.

'Proviſion is made by 4 Annæ, c. 12. §. 12. for Codfiſh, &c. imported from the North Sea.'

'XV. And whereas the Proprietors who have given Securities at their Works or Pits for the Duty of 'Salt or Rock Salt bought of them, do often ſuffer Damage by Frauds committed in the Exportation 'without their Privity:' For Remedy whereof be it enacted by the Authority aforeſaid, That where any Salt or Rock Salt ſhall, after the firſt Day of *June* one thouſand ſeven hundred and four, be entred, and Security ſhall be given for the Duties, and certified to the Officer, according to the former Laws relating to the Duties on Salt, no ſuch Salt or Rock Salt ſhall afterwards be entred for Exportation by any Perſon or Perſons, not bound in the Security firſt given as aforeſaid, until ſuch Perſon or Perſons ſo exporting ſuch Salt or Rock Salt, ſhall give or find ſufficient Security for the Duties thereof (which the Officer for the ſaid Duties at the Port where the ſame is ſo entred for Exportation is hereby required to take); and the ſame Officer ſhall deliver *gratis*, and without delay, a Certificate of ſuch new Security taken, and upon producing ſuch Certificate to the Officer of the Place where the Duty of the ſaid Salt, was firſt ſecured to be paid, ſuch firſt Security ſhall be diſcharged.

Where Salt is entred, and the Duties ſecured, no ſuch Salt ſhall afterwards be entred for Exportation by any Perſon not bound in the firſt Security, till Security given for the Duties, &c.

'XVI. And whereas by ſeveral Leaſes, Grants, or Contracts, made before the ſixth Day of *November* 'one thouſand ſix hundred ninety-three, certain Rents payable in Salt were reſerved, granted, or agreed 'to be paid out of or for divers Lands, Tenements, or Hereditaments; and it is evident that the im-'poſing the preſent Duties on Salt, ſince the making the ſaid Leaſes, Grants, or Contracts, doth in Ef-'fect increaſe the ſaid Rents, and make them more burdenſome to the Perſons liable thereunto;' it is therefore enacted and declared by the Authority aforeſaid, That when the Owners, Proprietors, and Tenants of ſuch Lands, Tenements, and Hereditaments, ſo charged by any Leaſes, Grants, or Contracts, made before the Time aforeſaid, do from and after the five and twentieth Day of *December* one thouſand ſeven hundred and three, pay or deliver any ſuch Rent in Salt, the Perſon or Perſons, who ſhall receive the ſame, ſhall be obliged by this Act to pay to him or them, who ſhall make ſuch Payments of Salt in kind, ſo much Money as the Duty and Duties paid or payble to her Majeſty for the ſame Salt, by any Act or Acts of Parliament made ſince the ſaid ſixth Day of *November* one thouſand ſix hundred ninety-three, do amount unto.

Tenants paying their Rent in Salt, to be allowed ſo much as the Duty comes to.

Guernſey Bay Salt may be imported during the War, not exceeding 4000 Buſhels per Annum.

No Drawback allowed.

XVII. Provided always, and it is hereby enacted, That it ſhall and may be lawful, during the preſent War, to bring in Bay Salt of the Produce of the Iſland of *Guernſey*, upon paying the ſame, and no higher or other Duty, than what is or ſhall be laid upon Salt made in *England*, and ſo as the ſame Salt ſo to be imported ſhall be imported in the Ports of *Yarmouth* in *Norfolk*, *Portſmouth*, *Plymouth*, and *Falmouth*, or any of them, and ſhall not exceed in the whole four thouſand Buſhels in any one Year, ſo as due Entry (according to the Law) be made of the ſame, for which Salt no Drawback ſhall be allowed upon the Exportation thereof; any thing in this preſent Act, or any other Act, contained to the contrary thereof in any wiſe notwithſtanding.

Salt loſt at Sea by ſtormy Weather, &c.

Owners to buy the ſame Quantities ſo loſt, without paying Duty.

'This Privilege extended by 8 Geo. 1. c. 4. §. 11. to all Merchants in general.'

'XVIII. And whereas divers Merchants, and other Perſons, being Subjects of this Realm of *England*, 'do ſhip Salt that hath paid the Duty to her Majeſty, to convey it to ſome Part of *England*, and the ſame 'or Part thereof may be loſt at Sea, by violent or ſtormy Weather, or by being thrown over board for 'preſerving Mens Lives, or the Veſſel in which ſuch Salt is ſhipped, as aforeſaid;' Be it therefore enacted by the Authority aforeſaid, That from and after the ſaid firſt Day of *June* one thouſand ſeven hundred and four, in ſuch Caſe any Merchant or Perſon, Owner of the ſaid Salt, ſhall, upon Proof made (by the Oaths of two or more credible Witneſſes, whereof the Maſter or Mate of the Veſſel to be one, before the Juſtices of the Peace at the Quarter-Seſſions held for the County, Riding, Diviſion, or Town wherein he doth inhabit, in open Court) of the Loſs of ſuch Salt ſo ſhipped, and that the ſame was not occaſioned by any Leekage of the Ship or Veſſel, or by any Negligence or Default of the Maſter or Mariners, receive from the ſaid Seſſions a Certificate that ſuch Proof was made before them, and upon producing the ſaid Certificate to any of the Officers appointed to collect the Duties on Salt, the ſaid Officer or Officers are hereby required to let ſuch Perſons buy the like Quantity of Salt, as is expreſſed in the Certificate to be loſt, without paying to her Majeſty, her Heirs or Succeſſors, any Duty or Exciſe for the ſame; any thing in this Act or any other Act contained to the contrary notwithſtanding.

Two Ships with Salt drove into Holland by Streſs of Weather, and the Salt there ſold, Proprietors intitled to the Drawback.

'XIX. And whereas in the late violent Storms, which happened in the Months of *November* and *De-* 'cember one thouſand ſeven hundred and three, two Veſſels laden with Salt from *Newcaſtle* to the *Humber*, 'were by Streſs of Weather blown into *Holland*, and the Maſters did there unlade and ſell the ſaid Salt;' Be it therefore enacted by the Authority aforeſaid, that upon Proof made thereof, upon the Oath of two credible Witneſſes, the Proprietor or Proprietors of the ſaid Salt ſhall be intitled to the Drawback upon the ſame, as if the ſaid Salt had been entred for exportation into Parts beyond the Seas; any thing in this or any former Law to the contrary notwithſtanding.

1 Annæ, ſtat. 1. c. 21. *ſec.* 10. *which is explained by* 8 Geo. 2. c. 12.

'XX. And whereas by an Act made in the firſt Year of the Reign of her preſent Majeſty it is enacted, 'That no Rock Salt whatſoever ſhall be refined or made into White Salt in any Place or Places what- 'ſoever, within the Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, except 'in ſuch Places as are or ſhall be within ten Miles Diſtance of the reſpective Pit or Pits, from whence 'ſuch Rock Salt ſhall be taken, or at ſuch Places as, on or before the tenth Day of *May* one thouſand ſeven 'hundred and two, ſhall have been uſed for the refining Rock Salt, under a penalty therein expreſſed: 'And whereas *Lawn Marſh* in the County of *Carmarthen* hath been an ancient Place uſed for making Salt 'from Sea Water; and upon ſeveral Occaſions Rock Salt is very uſeful to ſtrengthen the Brine in the ſaid 'Work, when weakened by freſh Water, or other Accidents; but the proper Uſe of the ſaid Salt Work 'not being for the refining Rock Salt, it hath been doubted whether Rock Salt might be there uſed:' For preventing ſuch Doubts for the future be it enacted and declared by the Authority aforeſaid, That Rock Salt may be ſo uſed in the making Salt from Sea Water in the Salt Works at *Lawn Marſh* aforeſaid; any thing in the ſaid Act or in any other Law or Statute to the contrary notwithſtanding; ſo as her Majeſty's Duties for all the Salt proceeding as well from the ſaid Rock Salt, as from the Sea Water, be duly charged, anſwered, and paid to her Majeſty's Uſe.

Rock Salt may be uſed in making Salt at Lawn Marſh, ſo as the Duties be paid.

Farther Proviſions concerning Salt,

4 *Ann.* c. 12. 5 *Ann.* c. 29. 6 *Ann.* c. 12. 9 *Ann.* c. 23. 12 *Ann. ſt.* 2. c. 2. 5 *Geo.* 1. c. 18. 8 *Geo.* 1. c. 4 & 16. 11 *Geo.* 1. c. 30. 3 *Geo.* 2. c. 20. 5 *Geo.* 2. c. 6. 8 *Geo.* 2. c. 12. 14 *Geo.* 2. c. 22. 26 *Geo.* 2. c. 3 & 32.

CAP. XV.

An Act for the better and more regular paying and aſſigning the Annuities after the Rate of three Pounds *per Centum per Annum*, payable to ſeveral Bankers, and other Patentees, or thoſe claiming under them.

32 W. 3. c. 12.

'WHEREAS by an Act of Parliament made in the twelfth Year of the Reign of our late Sove- 'reign Lord King WILLIAM the Third (of Glorious Memory) intituled, *An Act for appropriating* 'three thouſand ſeven hundred Pounds weekly out of certain Branches of Exciſe, for publick Uſes, and for making 'a Proviſion for the Service of his Majeſty's Houſhold and Family and other his neceſſary Occaſions; It was 'amongſt other Things enacted, That in lieu and diſcharge of certain perpetual annual Payments, and of 'all Arrears thereof, granted by his late Majeſty King CHARLES the Second to the reſpective Patentees 'therein named, the Hereditary Revenue of Exciſe, in the ſaid Act mentioned, ſhould from and after 'the twenty-ſixth Day of *December* one thouſand ſeven hundred and five, be and ſtand charged for ever 'with the Payment of annual Sums after the Rate of three Pounds *per Centum per Annum*, for the princi- 'pal Sums mentioned in the ſaid reſpective Letters Patent, to be iſſued and paid out of the ſaid Revenue, 'by quarterly Payments, out of the Receipt of the Exchequer, by the Officers of the ſame, unto the re- 'ſpective Owners and Proprietors of the ſeveral annual Sums, and to their Heirs and Aſſigns for ever, 'without any further or other Warrant, to be ſued for, had, and obtained in that Behalf; the ſaid annual

'Payments, after the Rate of three Pounds *per Centum*, to be ſubject nevertheleſs to be redeemed, on Payment of a Moiety of the principal Sums mentioned in the ſaid reſpective Letters Patent,: And whereas by an Act of Parliament made in the firſt Year of the Reign of her preſent Majeſty, intituled, *An Act for the better Support of her Majeſty's Houſhold, and of the Honour and Dignity of the Crown*, it is (amongſt other Things) enacted, That from and after the Expiration of the Term of five Years therein mentioned, ſo much Money as, together with the ſaid Payments, after the Rate of three Pounds *per Centum per Annum*, ſhould make up the Sum of three thouſand ſeven hundred Pounds for every Week, during her Majeſty's Life, ſhould and might be taken out of the ſaid Hereditary Duties of Exciſe, and out of the Duties of Exciſe thereby granted for her Majeſty's Life, and either or any of them; and the ſaid Payments, after the Rate of three Pounds *per Centum per Annum*, being deducted out of the Hereditary Part thereof, the Reſidue of the ſaid three thouſand ſeven hundred Pounds a Week ſhould be applied and diſpoſed of to and for the publick Uſe and Service: And whereas by an Act of this preſent Seſſion of Parliament, intituled, *An Act for granting an Aid to her Majeſty for carrying on the War, and other her Majeſty's Occaſions, by ſelling Annuities at ſeveral Rates, and for ſuch reſpective Terms and Eſtates, as are therein mentioned*; It is (amongſt other Things) enacted, That from and after the five and twentieth Day of *December* in the Year of our Lord one thouſand ſeven hundred and five, the ſaid full, clear, and entire weekly Sum of three thouſand ſeven hundred Pounds out of all the Monies ariſing by the ſaid Hereditary Duties of Exciſe, and by the ſaid Duties of Exciſe payable during her Majeſty's Life, and by every and any of them, according to the Tenour and Direction of the Act of Parliament above recited in that Behalf; and from and after her Majeſty's Deceaſe, then the like, full, clear, entire, and weekly Sum of three thouſand ſeven hundred Pounds, of lawful *Engliſh* Money, out of all the Monies to ariſe by the ſaid Hereditary Duties of Exciſe, and every or any of them, from Time to Time for ever, ſhall be brought and paid into the Receipt of the Exchequer; and that out of the Monies of the ſaid Hereditary Duties of Exciſe, ariſing in or by ſuch weekly Payments at the Exchequer, as aforeſaid, the ſaid annual Sums, after the Rate of three Pounds *per Centum per Annum*, preſcribed by the ſaid Act, made in the Parliament holden in the twelfth Year of the Reign of his late Majeſty King WILLIAM the Third, ſhall be ſatisfied and paid, according to the Directions therein contained, and ſubject to the Power of Redemption therein mentioned, as by the ſaid ſeveral Acts, Relation being thereunto had, more at large may appear:' Now for the better and more regular paying and aſſigning the ſaid Annuities, after the Rate of three Pounds *per Centum per Annum*, be it enacted, *&c.*

1 Annæ, ſtat. 1. c. 7.

2 & 3 Annæ, c. 3.

12 W. 3. c. 12.

'Theſe Annuities were ſubſcribed to the South Sea Stock.'

6 Geo. 1. c. 4.

" Auditor to certify to the Lord Treaſurer the Names of Perſons intitled to Annuities at 3 *l. per Centum* " *per Annum*. Every Perſon to have a Warrant for Payment. Payments to be made quarterly. Orders " to be ſigned by the Lord Treaſurer, *&c.* Annuities may be aſſigned or deviſed, and not revocable, ſo " as Entry be made thereof. Annuities free from Taxes, and to be as a perſonal Eſtate, and not deſcend- " able to Heir. Officers in the Exchequer to take 2 *d.* in the Pound. Perſons intitled to Annuities in " Right of their Wives, not to diſpoſe of ſuch Annuities, unleſs the Wife be a Party to the Aſſignment. " Divers Annuities may be comprehended in one Order, and reduced into one Yearly Sum."

CAP. XVI.

An Act for the Diſcharge out of Priſon ſuch Inſolvent Debtors as ſhall ſerve or procure a Perſon to ſerve, in her Majeſty's Fleet or Army. Juſtices of Peace, on Petition of poor Priſoners for Debt, may ſummon the Creditors before them, and alſo the Gaoler. Priſoner to take an Oath. Creditor to ſhew cauſe why Priſoner ſhould not be diſcharged. In caſe Priſoner be detained, Creditor to allow him 4 *d. per* Day, and if no Eſtate appear in three Months, Juſtices may diſcharge the Perſon of Priſoner, but the Debt not thereby diſcharged, and Judgment againſt Priſoners Lands, *&c.* to ſtand good. Perſons diſcharged, and again arreſted, on ſhewing a Duplicate of their Diſcharge ſhall again be diſcharged. Perſon of Priſoner for ever free. Penalty on Sheriff, *&c.* diſobeying Juſtices Summons. Priſoners before Diſcharge ſhall declare on Oath what Effects or Debts are belonging to them. A Schedule thereof to be made. Creditors may ſue for ſuch Debts in Priſoner's Name. Perſons diſcharged, freed from Chamber Rent and Gaoler's Fees, *&c.* Priſoners Wearing Apparel, Tools in Trade, not liable to Attachment. No Perſon to be diſcharged who is indebted more than 100 *l.* to one Perſon: Nor from his Impriſonment, unleſs he liſt himſelf in the Queen's Service, or procure one in his Stead. Penalty on Perſons convicted of wilful Perjury.

1 Annæ, ſtat. 2. c. 25. EXP.

CAP. XVII.

An Act for the better charging ſeveral Accountants with Intereſt Monies by them received and to be received.

'WHEREAS by an Act of the twelfth Year of the Reign of his late Majeſty King WILLIAM the Third, for granting to his Majeſty ſeveral Duties upon Low Wines, or Spirits of the firſt Extraction, and for continuing ſeveral Duties therein mentioned, Proviſion is made, that the reſpective Treaſurers of the Navy, and Paymaſters of the Land Forces, and the Officers in the ſubordinate Offices therein mentioned, ſhould be chargeable with the Intereſt Monies by them or their Agents reſpectively received upon Tallies and Orders for Monies impreſted to them ſeverally, during the late War againſt

12 W. 3. c. 12. *ſec.* 28. EXP.

'*France*,

'*France*, or at any Time before the making of the ſaid Act, in the Manner and Form thereby preſcribed; 'and that every ſuch Charge ſhould be examined by the Entries and Vouchers in the Receipt of the Exchequer, before the reſpective Account or Accounts of the ſaid Treaſurers, Paymaſters, or other Officers ſhould be declared; and by an Act of the firſt Year of her Majeſty's Reign, intituled, *An Act for making good Deficiencies, and for preſerving the publick Credit*, It was enacted, That the reſpective Accounts of any the ſaid Treaſurers, Paymaſters, or other Officers, of the Monies by them received for the Service of the ſaid Navy, Forces, and for Services in the ſaid ſubordinate Offices, ſhould and might be declared and finiſhed, according to the ancient Uſage and Methods of the Exchequer, ſo as before the declaring of the laſt Accounts of the Monies by them ſeverally received, as aforeſaid, for the ſaid reſpective Services, all the ſaid Intereſt Monies be duly examined and charged, as the ſaid former Act directed, as by the ſaid ſeveral Acts may more fully appear: And whereas it appears, that the Auditor of the ſaid Receipt of Exchequer doth or can charge Accountants, as aforeſaid, with Intereſt Monies by them or their Agents received, upon Tallies or Orders that are ſatisfied and diſcharged in the ſaid Receipt; but it is difficult to charge ſuch Accountants with Intereſt Money upon ſuch of the ſaid Tallies or Orders, as are ſtanding out and unſatisfied; and it is utterly impoſſible for him to charge upon ſuch Accountants the Intereſt hereafter to be paid upon any ſuch unſatisfied Tallies and Orders, until the Principal thereupon comes in courſe of Payment, and the ſaid Tallies and Orders, be brought to the ſaid Receipt to be diſcharged; and it will be a great Detriment to her Majeſty's Service, in caſe the final Accounts of the ſaid reſpective Treaſurers, Paymaſters, and other ſubordinate Officers (which contain large Sums of Money, and may have many *Supers* depending thereupon) ſhould be deferred until all the ſaid Orders and Tallies be fully diſcharged:' To obviate which Miſchief, be it enacted, *&c.*

2 Annæ, ſtat. 1. c. 13.

" Auditor to proceed in examining the ſeveral Intereſt Accounts purſuant to the Act 12 & 13 W. 3. c. 11. " and ſurcharge the Intereſt Monies omitted. Lord Treaſurer, *&c.* on ſuch Charge may proceed in " finiſhing the Accounts of the Treaſurers and Paymaſters of the Navy, Forces, *&c.* Auditor to exa- " mine the Accountant's Intereſt Accounts, and certify the Sums which ought to be ſurcharged for " Intereſt Money. Certificate a legal Charge againſt ſuch Accountant. In Caſe it appears that Intereſt " Money charged on Accountant's was paid over to Creditors, *&c.* Accountant to be allowed for ſo " much. Salaries of the Army Commiſſioners to be made without Account.

CAP. XVIII.

An Act for the further Explanation and Regulation of Privilege of Parliament in Relation to Perſons in publick Offices.

12 & 13 *W.* 3. c. 3.

'WHEREAS it is moſt juſt and reaſonable, that Perſons employed in Offices and Places of publick Truſt, ſhould at all Times be accountable for any Miſdemeanors therein, and the publick Juſtice of the Realm requireth a vigorous Proſecution of ſuch Offenders:' To the end therefore that your Majeſty's good Subjects may not lie under any Doubts or Diſcouragements, whereby ſuch Proſecutions might be prevented or delayed; may it pleaſe your moſt Excellent Majeſty that it may be enacted; and be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That any Action or Suit ſhall and may be commenced and proſecuted in any of her Majeſty's Courts at *Weſtminſter*, againſt any Officer or Perſons intruſted or imployed in the Revenue of her Majeſty, her Heirs and Succeſſors, or any Part or Branch thereof, or any other Office or Place of publick Truſt, for any Forfeiture, Miſdemeanor, or Breach of Truſt, of, in, or relating to ſuch Office or Place of Truſt, or any Penalty impoſed by Law to enforce the due Execution thereof; and that no ſuch Action, Suit, or any other Proceſs, Proceeding, Judgment, or Execution thereupon, although ſuch Officer or Perſon ſhall be a Peer of this Realm, or Lord of Parliament, or one of the Knights, Citizens, or Burgeſſes of the Houſe of Commons, or otherwiſe intitled to the Privilege of Parliament, ſhall be impeached, ſtayed, or delayed by or under Colour or Pretence of any Privilege of Parliament.

Action may be proſecuted againſt any Officer of the Revenue, or any other Place of publick Truſt, for any Miſdemeanor, &c.

No ſuch Action to be ſtayed on Pretence of Privilege of Parliament.

II. Provided nevertheleſs, and be it further enacted by the Authority aforeſaid, That nothing in this Act ſhall extend to ſubject the Perſon of ſuch Officer, being a Peer of this Realm, or Lord of Parliament, to be arreſted or impriſoned; but that all Proceſs ſhall iſſue againſt ſuch Officer or Perſon, being a Peer of this Realm, or Lord of Parliament, as ſhould have iſſued againſt him out of the Time of Privilege: Nor ſhall extend to ſubject the Perſon of ſuch Officer, being a Knight, Citizen, or Burgeſs of the Houſe of Commons, to be arreſted or impriſoned, during the Time of Privilege of Parliament; and that againſt ſuch Officer or other Perſon, being a Knight, Citizen, or Burgeſs of the Houſe of Commons, intitled to Privilege, ſhall be iſſued Summons and Diſtreſs infinite, or original Bill, Summons, Attachment, and Diſtreſs infinite, which the ſaid reſpective Courts are hereby impowered to iſſue in ſuch Caſe, until the Party ſhall appear upon ſuch Proceſs according to the Courſe of ſuch reſpective Court.

Act not to ſubject the Perſon of Peer to Impriſonment:

Nor Member of the Houſe of Commons.

Further Proviſions concerning Parliament, 6 *Ann.* c. 7 & 23. 9 *Ann.* c. 5. 10 *Ann.* c. 19 & 23. 1 *Geo.* 1. c. 38 & 56. 2 *Geo.* 2. c. 24. 6 *Geo.* 2. c. 23. 8 *Geo.* 2. c. 30. 9 *Geo.* 2. c. 38. 11 *Geo.* 2. c. 24. 13 *Geo.* 2. c. 20. 15 *Geo.* 2. c. 22. 19 *Geo.* 2. c. 28. 31 *Geo.* 2. c. 14. 33 *Geo.* 2. c. 20.

CAP. XIX.

CAP. XIX.

An Act for raiſing Recruits for the Land Forces and Marines, and for diſpenſing with Part of the Act for the Encouragement and Increaſe of Shipping and Navigation during the preſent War. EXP.

CAP. XX.

An Act for puniſhing Mutiny, Deſertion, and falſe Muſters, and for better paying of the Army and Quarters, and for ſatisfying divers Arrears, and for a further Continuance of the Powers of the five Commiſſioners for the examining and determining the Accounts of the Army. Officers or Soldiers, who ſhall mutiny or deſert, to ſuffer Death. General to call Courts Martial for puniſhing Offenders. Court Martial to conſiſt of 13 Commiſſion Officers. Officer or Soldier not to be exempt from the ordinary Proceſs of Law. Act not to extend to the Militia Forces. Every Officer at a Court Martial to take an Oath. Nine Officers to concur in giving Sentence of Death againſt Offender. No Trial to be but between eight and one. Penalty on Perſon making falſe Certificate to excuſe Soldier from Muſter. Penalty on Officer making falſe Muſter. Commiſſary to give Notice of the Muſter to the Mayor, &c. Mayor, &c. to be preſent at Muſter. No Muſter Roll to be allowed, unleſs ſigned by Mayor, &c. Penalty on Perſon falſly muſtered. Horſe muſtered not belonging to the Troop forfeited, &c. Penalty on Paymaſter, &c. detaining Officers or Soldiers Pay, &c. Officer to bring a Certificate of Men ſick or abſent. Penalty on Officer muſtering Servants, &c. 31 Car. 2. c. 1. Officers and Soldiers may be quartered in Inns, Livery Stables, &c. Penalty on quartering Officers or Soldiers in private Houſes, &c. Juſtices to ſet Rates for all neceſſary Proviſions for Soldiers in their March. Penalty on Officer taking Money to excuſe the quartering of Soldiers. No Paymaſter, &c. to deduct Fees out of Officers or Soldiers Pay, &c. Officer, on Receipt of Subſiſtence Money, to give Notice thereof to Innkeepers, &c. who are to bring in their Accounts. Rates allowed for Diet, &c. for Officers and Soldiers. Officer to make up Accounts before he leaves his Quarters, &c. All Accoutrements of War ſhall be bought in *England*. Muſter Rolls to be cloſed the ſame Day as taken: One whereof to be returned to the Paymaſter General, and another to the Comptroller of the Army Accounts. Carriages to be provided for the Forces in their March. Penalty on Officer forcing Waggon, &c. to travel more than one Day's Journey, or forcing Horſes from the Owners. Penalty on Officer quartering Wives, Children, &c. of Soldiers in Houſes againſt Conſent of Owner. Penalty on Civil Officer ſo doing. Penalty on Officers or Soldiers deſtroying the Game without Leave. Account of Money due to every Regiment in the Queen's Service, to be made up between the Paymaſter General and the Colonel, &c. and ſo every four four Months, &c. Colonel to account with his Captains, &c. Penalty on Perſons harbouring Deſerters, &c. Inhabitants of *Epſom*, &c. not liable to quarter Soldiers. EXP.

'XXXIV. And foraſmuch as there is not any effectual Proviſion made for the Government of her 'Majeſty's Land Forces out of the Realms of *England* and *Ireland*;' Be it further enacted and declared, That if any Officer or Soldier in her Majeſty's Army ſhall, either upon Land out of *England*, or upon the Sea, hold Correſpondence with any Rebel or Enemy of her Majeſty, or give them Advice or Intelligence, either by Letters, Meſſages, Signs, or Tokens, or any Manner of Way whatſoever, or ſhall treat with ſuch Rebels or Enemies, or enter into any Condition with them, without her Majeſty's Licence, or Licence of the General, Lieutenant General, or chief Commander, then every ſuch Perſon ſo offending, ſhall be deemed and adjudged to be guilty of High Treaſon, and ſuffer ſuch Pains and Penalties as in caſe of High Treaſon. Officer or Soldier correſponding with the Queen's Enemies beyond Sea, guilty of High Treaſon.

XXXV. And be it further enacted by the Authority aforeſaid, That if any Officer or Soldier of her Majeſty's Army, either upon Land out of *England*, or upon the Sea, ſhall raiſe, or cauſe to be raiſed, any Mutiny or Sedition in the Army, or ſhall refuſe to obey his ſuperior Officer, or ſhall reſiſt any Officer in the Execution of his Office, or ſhall ſtrike, draw, or offer to draw, or lift up, any Weapon againſt his ſuperior Officer, upon any Pretence whatſoever; all and every the Perſon and Perſons ſo offending, in any of the Matters before mentioned, ſhall be adjudged and taken to be guilty of Felony, and ſhall ſuffer as in Caſes of Felony; and every of their ſaid Offences ſhall be deemed to be Felony, and ſhall ſuffer as in caſe of Felony; and the Offenders being thereof convicted, or being indicted or arraigned thereof, and ſtanding mute, or challenging peremptorily above the Number of twenty returned to be of the Jury, ſhall ſuffer Death as in caſe of Felony. Officer or Soldier beyond Sea raiſing any Mutiny, or reſiſting his Officer, &c. guilty of Felony.

XXXVI. And be it further enacted by the Authority aforeſaid, That all and every the Treaſons and Felonies before mentioned, that ſhall be committed, perpetrated, or done, may be inquired of, heard and determined in her Majeſty's Court, commonly called the *Queen's Bench*, by good and lawful Men of the ſame County where the ſaid Court ſhall ſit and be kept, or before ſuch Commiſſioners, and in ſuch County of this Realm, as ſhall be aſſigned by the Queen's Majeſty, and by good and lawful Men of the ſame County, in like Manner and Form, to all Intents and Purpoſes, as if the ſaid Treaſon and Felonies had been committed, perpetrated, and done within the ſame County. All Treaſons and Felonies may be tried in the Queen's Bench at Weſtminſter, &c.

XXXVII. Provided always, That this Act, or any thing therein contained, ſhall not extend to abridge her Majeſty's Power of forming, making, and eſtabliſhing Articles of War, and erecting and conſtituting Courts-martial, and inflicting Penalties by Sentence or Judgment of the ſame, in ſuch Manner as might have been done by her Majeſty's Authority beyond the Seas, in the Time of War, before the making of this Act. This Act not to abridge the Queen's Power of making Articles of War, &c.

XXXVIII. And

Court-martial may try Offences committed out of the Realm, not before tried.

XXXVIII. And be it further enacted by the Authority aforeſaid, That her Majeſty may, from Time to Time, grant a Commiſſion to ſuch General, Lieutenant General, or other Officers, as aforeſaid, for the holding a Court-martial within this Realm, in which all Officers and Soldiers, who ſhall at any Time hereafter, during the Continuance of this Act, commit any Crime or Offence out of this Realm, againſt the Rules, Articles, or Laws of War, and ſhall not be tried for the ſame by a Court-martial, before their Return into this Realm, ſhall and may be tried and proceeded againſt, and puniſhed, according to the Rules and Articles of War afore-mentioned.

How Officers or Soldiers deſerting the Queen's Service beyond Sea, ſhall be tried.

XXXIX. Provided always, That if any Officer or Soldier ſhall deſert her Majeſty's Service in any Parts beyond the Seas, and ſhall eſcape or come into this Realm or *Ireland*, before he be tried by a Court-martial for ſuch Offence, then and as often as any ſuch Caſe ſhall happen, if it ſhall alſo happen that the Regiment, Troop, or Company, to which ſuch Officer or Soldier ſhall belong, ſhall continue in her Majeſty's Service beyond the Seas, it ſhall and may be lawful, upon Oath thereof made to any one of her Majeſty's Juſtices of the Peace, where ſuch Offender ſhall be taken, for ſuch Juſtices of the Peace to cauſe ſuch Offender to be ſent to the General Court-martial in *England* or *Ireland*, who are hereby enabled, if they think fit, for Example's Sake, to ſend ſuch Offenders to the reſpective Regiment, Troop, or Company beyond the Seas, to which the Offender ſhall belong, there to be proceeded againſt according to the Directions of this Act.

Perſons acquitted by a Court-martial not to be proſecuted again.

XL. Provided alſo, That if any Perſon or Perſons ſhall, in a Court-martial conſtituted as aforeſaid, be tried and acquitted, or convicted of any of the Crimes or Offences herein before mentioned, ſuch Acquittal or Conviction ſhall be a full Bar to any Indictments or Proceedings for the ſame Offence.

No Attainder to corrupt the Blood of Heir, &c.

XLI. Provided always, That no Attainder for any Crime or Offence made Felony by this Act, ſhall extend or be adjudged to make any Corruption of Blood to any Heir of ſuch Offender, or to debar the Wife of ſuch Offender of her Title of Dower.

How a Peer of England ſhall be tried for any Offence by this Act.

XLII. Provided alſo, That if any Peer of this Realm ſhall commit any of the Offences aforeſaid, in any Parts beyond the Seas, and ſhall not have been there tried for the ſame by Martial Law, and after his Return into this Realm ſhall be indicted of any Offence hereby declared or enacted to be Treaſon or Felony, that then, and after ſuch Indictment, he ſhall have his Trial by his Peers, in ſuch like Manner and Form as hath been accuſtomed.

Perſons indicted of Treaſon, &c. to have the Benefit of the Act 7 W. 3. c. 3.

XLIII. And be it declared and enacted by the Authority aforeſaid, That all and every Perſon and Perſons, who ſhall hereafter be accuſed, indicted, or proſecuted, for any thing made or declared Treaſon by this Act, ſhall be intitled to the Benefit of the Act of Parliament made in the ſeventh Year of the Reign of his late Majeſty King WILLIAM the Third, intituled, *An Act for regulating Trials in Caſes of Treaſon and Miſpriſion of Treaſon.*

" Officers and Soldiers of the Marine Regiments, *&c.* ſubject to the Penalties, *&c.* in this Act. Ac-
" count of each Regiment, Gariſon, *&c.* to be made up. Auditors to examine the ſame, and the Ac-
" countant on Oath. No Account to be hereafter declared by the Lord Treaſurer, *&c.* until Auditor
" certify the Examination thereof. Reſpite Money may be applied as Levy Money. The Debts owing
" in Quarters by the Invalids of *Chelſea* Hoſpital, *&c.* ſhall be paid. Perſons reprieved from Execution,
" in order to obtain their Pardon, *&c.* On Sight of the Queen's Warrant, for paſſing ſuch Pardon, Judge
" may direct the Delivery of Priſoner, to be liſted in the Queen's Service. Pardon, when paſſed to be
" inrolled, *&c.* Act, as to Mutineers and Deſerters, *&c.* to extend to the Forces in *Ireland.* The Pay
" of the 10,000 Men raiſed for Sea Service to be cleared to 25 *Dec.* 1703. Accounts of the *Engliſh* and
" *Dutch* Trains of Artillery to be examined, and Debentures iſſued out thereupon. Pay of the Forces at
" *NewYork* to be computed. Debentures to be iſſued for Payment. [1 Annæ, ſtat. 2. c. 20. conti-
" nued until 30 *June* 1704.]

Anno Regni ANNÆ Reginæ tertio & quarto,

' AT the Parliament begun at *Weſtminſter* the twentieth Day of *Auguſt*, *Anno Dom.* 1702. in the firſt
' Year of the Reign of our Sovereign Lady *ANNE*, by the Grace of God, of *England*, *Scot-*
' *land*, *France*, and *Ireland*, Queen, Defender of the Faith, *&c.* And from thence continued by ſeve-
' ral Prorogations and Adjournments to the * four and twentieth Day of *October* 1704. being the third
' Seſſion of this preſent Parliament.'

' * In the Inrolment it is, to the fourteenth Day of March.'

EXP.

CAP. I.

An Act for granting an Aid to her Majeſty by a Land Tax, to be raiſed in the Year one thouſand ſeven hundred and five. ' 4s. in the Pound.'

CAP. II.

An Act for raiſing Monies, by Sale of ſeveral Annuities, for carrying on the preſent War.

Moſt Gracious Sovereign,

Annæ,

' WHEREAS by an Act of Parliament made and paſſed in the ſecond Year of your Majeſty's
' Reign, intituled, *An Act for granting an Aid to her Majeſty, for carrying on the War, and other her*
' *Majeſty's*

'*Majesty's Occasions, by selling Annuities at several Rates, and for such respective Terms or Estates, as are therein mentioned*, and by several other Acts therein recited, Provision is made, That from and after the five and twentieth Day of *December* in the Year of our Lord one thousand seven hundred and five, the full, clear, and intire weekly Sum of three thousand seven hundred Pounds out of all the Monies arising by the Hereditary Duties of Excise, and by other Duties of Excise therein mentioned, payable during her Majesty's Life, and from and after her Majesty's Decease, then the like full, clear, and intire weekly Sum of three thousand seven hundred Pounds, out of all the Monies to arise by the said Hereditary Duties of Excise, from Time to Time for ever, shall be brought and paid into the Receipt of Exchequer every Week, in the Manner and Form, and under such Penalties, as are thereby prescribed: And it is thereby further enacted, That out of the Money of the said Hereditary Duties of Excise, arising in or by such weekly Payments at the Exchequer as aforesaid, certain annual Sums after the Rate of three Pounds *per Centum per Annum*, therein mentioned, shall be satisfied and paid, and that out of the Monies of the said several Branches of Excise, arising in or by the said weekly Payments, the several Annuities to be purchased in pursuance of the said Act of the second Year of your Majesty's Reign, should also be paid and satisfied; and that all the Rest and Residue of the Monies arising by the said weekly Payments, and which at the End of every Year, reckoning the first Year to begin from the said five and twentieth Day of *December* in the Year of our Lord one thousand seven hundred and five, should remain, after satisfying or reserving sufficient to satisfy all the Payments which should be then incurred or grown due, as well for and upon the said annual Sums, after the Rate of three Pounds *per Centum per Annum*, as also for and upon all the said Annuities, to be purchased upon the Act last mentioned, should be applied and disposed of to and for the publick Use and Service, and not otherwise: And whereas the said annual Sums, after the Rate of three Pounds *per Centum per Annum*, do amount in the whole to the yearly Sum of thirty-nine thousand eight hundred fifty-five Pounds sixteen Shillings and one Halfpenny; and the Annuities purchased on the said Act of the second Year of your Majesty's Reign, for the said Term of ninety-nine Years, do amount in the whole to sixty-seven thousand nine hundred twenty-four Pounds ten Shillings and six Pence Halfpenny; and the Annuities purchased severally on the same Act for single Lives, do amount in the whole to twenty-two thousand three hundred and thirteen Pounds six Shillings and eight Pence; and the Annuities severally purchased on the same Act for the Lives of two Persons, and the Survivor of them, do amount in the whole to ten thousand five hundred and twenty-eight Pounds; and the several Annuities purchased on the same Act for the Lives of three Persons, and the Survivors and Survivor of them, do amount in the whole to three thousand nine hundred seventy-nine Pounds thirteen Shillings and four Pence; and the Charges of paying the said Annuities do amount to the yearly Sum of twelve hundred Pounds; so that there doth remain at this Time undisposed, of the Money of the said weekly Payments, to be applied to the publick Use and Service, the yearly Sum of forty-six thousand five hundred ninety-eight Pounds thirteen Shillings and five Pence, or thereabouts, besides the Expectancies after the Determination of the said respective Estates, for one, two, and three Lives:' Now we your Majesty's most dutiful and loyal Subjects, the Commons of *England* in Parliament assembled, being desirous to raise the Money necessary for carrying on the present War, and other your Majesty's most pressing Occasions, by such Ways and Means as are most easy to your Majesty's Subjects, do chearfully and unanimously grant unto your Majesty a further Aid, to arise by Contributions for Annuities, to be purchased in the Manner and Form herein after mentioned; and do humbly beseech your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That it shall and may be lawful to and for any Person or Persons, Natives or Foreigners, to contribute, advance, and pay into the Receipt of her Majesty's Exchequer, for her Majesty's Use, at or before the respective Days and Times in this Act limited in that Behalf, any Sum or Sums of Money, not exceeding in the whole the Sum of eight hundred seventy-seven thousand nine hundred and thirty Pounds nineteen Shillings and three Pence Halfpenny, for purchasing such several and respective Annuities as are herein after-mentioned (that is to say) any Sum and Sums of Money, not exceeding six hundred and ninety thousand Pounds (Part of the said whole Sum not exceeding eight hundred seventy-seven thousand nine hundred and thirty Pounds nineteen Shillings and three Pence Halfpenny) for any Annuity or Annuities to be paid during the full Term of ninety-nine Years, to be reckoned from the said five and twentieth Day of *December* in the Year of our Lord one thousand seven hundred and five, at the Rate of fifteen Years Purchase; which Rate doth amount to the Sum of one hundred and fifty Pounds for every such Annuity of ten Pounds *per Annum*, and proportionably for any greater Annuity; and the same Rate or Consideration-money, for the said full Term of ninety-nine Years, is hereby appointed to be paid into the said Receipt at or before the respective Days and Times herein after-mentioned (that is to say) One third Part thereof on or before the first Day of *May* in the Year of our Lord one thousand seven hundred and five; one other third Part thereof, on or before the four and twentieth Day of *June* in the said Year of our Lord one thousand seven hundred and five; and the remaining third Part thereof on or before the nine and twentieth Day of *September* in the same Year of our Lord one thousand seven hundred and five: All which Annuities, so to be purchased for the said full Term of nine-nine Years, shall not exceed in the whole the Sum of forty-six thousand Pounds *per Annum*, and shall be paid and payable at the four most usual Feasts in the Year (that is to say) The Feast of the Annunciation of the Blessed Virgin *Mary*, the Nativity of St. *John Baptist*, St. *Michael* the Archangel, and the Birth of our Lord Christ, by even and equal Portions; the first Payment to be made at or upon the Feast of the Annunciation

'See 1 Geo. 1. stat. 1. c. 1. § 4.'

'By 6 Geo. 1. c. 4. the South-Sea Company take in these Annuities.'

What Sums may be advanced for Purchases, &c.

for 99 Years at 15 Years Purchase, to be paid into the Exchequer.

Times of Payment.

Annuities so purchased, not to exceed 46,000l per Annum.

The first Payment 25 March 1706.

ation of the Bleſſed Virgin *Mary*, which ſhall be in the Year of our Lord one thouſand ſeven hundred and ſix.

'II. And whereas the Perſons, who are or may be intitled to the reſpective Eſtates for Life or Lives, purchaſed upon the ſaid Act of the ſecond Year of your Majeſty's Reign, or ſome of them, are or may be willing and deſirous (for ſuch reſpective Prices or Conſiderations as are herein after-mentioned) to have ſuch their reſpective Eſtates for Life or Lives changed or converted into a certain Term or Terms for ninety-nine Years, to be computed from the ſaid five and twentieth Day of *March* in the Year of our Lord one thouſand ſeven hundred and four, of and in ſuch or the like Annuities as they have for Life or Lives as aforeſaid, or that they, or ſuch as they ſhall nominate his, her, or their Executors, Adminiſtrators, and Aſſigns reſpectively (for the like reſpective Prices or Conſiderations) ſhall or may be intitled to have, receive, and enjoy the like Annuity from and after the Determination of his, her, or their Eſtate for Life or Lives as aforeſaid, for and during the Reſidue which ſhall be then to come and unexpired of the ſaid Term of ninety-nine Years laſt mentioned; and in Caſes where the preſent Owner of any ſuch Annuity for Life or Lives is or may be unwilling (if any ſuch be) to purchaſe a further or more certain Eſtate or Intereſt therein, it is likely that ſome other Perſon or Perſons is or may be deſirous to be admitted to purchaſe a future Eſtate or Intereſt in ſuch or the like Annuity or Annuities, to take Effect from and after the Determination of the reſpective Eſtate for one, two, or three Lives in being, and to continue for and during the then Reſidue and Remainder of the ſaid Term of ninety-nine Years, to be reckoned from the ſaid five and twentieth Day of *March* one thouſand ſeven hundred and four, which ſhall be then to come and unexpired:'

III. Now for the raiſing any further Sum and Sums of Money, not exceeding one hundred eighty-ſeven thouſand nine hundred and thirty Pounds nineteen Shillings and three Pence Halfpenny, other Part of the ſaid Sum not exceeding eight hundred ſeventy-ſeven thouſand nine hundred and thirty Pounds nineteen Shillings and three Pence Halfpenny, for the Purpoſes aforeſaid; it is hereby further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for any Perſon or Perſons, Natives or Foreigners, being as original Contributors, or by Meſne Aſſignments, or by other lawful Ways and Means, intitled to any Eſtate for one Life in being, of or in any Annuity purchaſed or obtained upon the ſaid Act of the ſecond Year of your Majeſty's Reign, to advance and pay into the Receipt of your Majeſty's Exchequer, at or before the reſpective Days and Times in this Act limited in that Behalf, ſo much Money as every or any ſuch Annuity, being computed for ſix Years, doth or ſhall amount unto, either for changing or converting the ſaid Eſtate for a ſingle Life, into a certain Term for the ſaid ninety-nine Years, to be computed from the ſaid five and twentieth Day of *March* one thouſand ſeven hundred and four; or for the like Annuity to be paid to him, her, or them, his, her, or their Executors, Adminiſtrators, and Aſſigns, from and immediately after the Determination of the ſaid Eſtate for one Life, during the then Reſidue of the ſaid ninety-nine Years laſt mentioned, at the Election of the Purchaſers reſpectively; and that it ſhall and may be lawful to and for any Perſon or Perſons, being as aforeſaid, intitled to any Eſtate for two Lives now in being, of or in any Annuity purchaſed or obtained upon the ſaid Act of the ſecond Year of our Majeſty's Reign, to advance and pay into the Receipt of your Majeſty's Exchequer, at or before the reſpective Days and Times in this Act limited in that Behalf, for your Majeſty's Uſe, ſo much Money as every or any ſuch Annuity, being computed for four Years, doth or ſhall amount unto, either for changing or converting the ſame Eſtate for two Lives, into a certain Term for the ſaid ninety-nine Years, to be reckoned from the ſaid five and twentieth Day of *March* one thouſand ſeven hundred and four, or for the like Annuity, to be paid to him, her, or them, his, her, or their Executors, Adminiſtrators, and Aſſigns, from and immediately after the Determination of the ſaid Eſtate for two Lives, during the then Reſidue of the Term of ninety-nine Years laſt mentioned, at the Election of the Purchaſers reſpectively; and that it ſhall and may be lawful to and for any Perſon or Perſons being, as aforeſaid, intitled to any Eſtate for three Lives now in being, of or in any Annuity purchaſed or obtained upon the ſaid Act of the ſecond Year of your Majeſty's Reign, at any Time to advance and pay into the ſaid Receipt of your Majeſty's Exchequer, for your Majeſty's Uſe, at or before the reſpective Days and Times in this Act limited in that Behalf, ſo much Money as every or any ſuch Annuity, being computed for three Years, doth or ſhall amount unto, either for changing or converting the ſame Eſtate for three Lives into a certain Term for ninety-nine Years, to be reckoned from the ſaid five and twentieth Day of *March* one thouſand ſeven hundred and four, or for the like Annuity to be paid to him, her, or them, his, her, or their Executors, Adminiſtrators and Aſſigns, from and immediately after the Determination of the ſaid Eſtate for three Lives, during the then Reſidue of the Term of ninety-nine Years laſt mentioned, at the Election of the Purchaſers reſpectively; and it is hereby declared and appointed, That all the Conſideration Monies to be paid after the reſpective Rates of ſix Years Purchaſe, four Years Purchaſe, and three Years Purchaſe, in the ſeveral and reſpective Caſes before mentioned, ſhall be paid into the ſaid Receipt of Exchequer, for your Majeſty's Uſe, at or before the reſpective Days and Times herein after limited (that is to ſay) one third Part thereof on or before the laſt Day of *March* in the Year of our Lord one thouſand ſeven hundred and five; one other third Part thereof on or before the four and twentieth Day of *June* in the Year of our Lord one thouſand ſeven hundred and five; and the remaining third Part thereof on or before the nine and twentieth Day of *September* in the Year of our Lord one thouſand ſeven hundred and five; and the ſaid Annuities for which the ſaid Conſideration Monies ſhall be ſo paid after the ſaid Rates of ſix Years, four Years, and three Years Purchaſe as aforeſaid, ſhall be alſo paid and payable at the four moſt uſual Feaſts before mentioned, by even and equal Portions; the firſt Payment thereof to begin and to be made at ſuch of the ſaid Feaſts as ſhall next happen after the reſpective Times on which they

'What to be done where an Annuity is not demanded in 2 Years Time: 1 Geo. 1. ſtat. 2. c. 36. ſ. 16.'

Original Contributors intitled for one Life, &c. may advance ſo much Money, &c. as every Annuity amounts unto for ſix Years Purchaſe, for converting their Eſtate for one Life, &c. into a certain Term for 99 Years.

Or after the Determination of one Life, during the Reſidue of 99 Years, &c.

Two Lives for four Years Purchaſe, &c.

The like after the Determination for two Lives, &c.

Three Lives at three Years Purchaſe.

The like after the Determination for three Lives, &c.

Conſideration Monies, &c. to be paid into the Exchequer.

Times of Payment.

Annuities to be paid at the four moſt uſual Feaſts, &c.

Firſt Payment.

they are to take Effect, as aforeſaid; nevertheleſs in all Caſes where any Eſtate for Life or Lives ſhall be, in purſuance of this Act, changed into a certain Term for ninety-nine Years, as aforeſaid, for avoiding any double Payments thereupon, the quarterly Payments, which ſhall have been made on the ſaid Eſtate for Life or Lives, ſhall be deemed and taken to diſcharge ſo many of the quarterly Payments, which might otherwiſe be reckoned for the ſame Time, upon the ſaid certain Term of ninety-nine Years, and then ſuch preſent Eſtate for Life or Lives ſhall be underſtood to be merged or extinguiſhed in the ſaid Terms of Years reſpectively.

Eſtates for Lives changed for 99 Years.

Quarterly Payments thereon to diſcharge Quarterly Payments, reckoned on the Term of 99 Years, and then ſuch Eſtates for Lives to be extinguiſhed.

IV. And it is hereby further enacted, That if any Perſon or Perſons, being intitled to any Eſtate for one, two, or three Lives in being, in any ſuch preſent Annuity or Annuities, as aforeſaid, ſhall not, on or before the ſaid laſt Day of *March* in the Year of our Lord one thouſand ſeven hundred and five, advance and pay into the ſaid Receipt of Exchequer, one Third Part at the leaſt of ſuch reſpective Rate or Conſideration Money, as is before-mentioned, for changing his, her, or their Eſtate for one, two, or three Lives into a Term certain, or for a future Intereſt, as aforeſaid, that then, and in every ſuch Caſe, it ſhall and may be lawful to and for any Perſon or Perſons whatſoever, Natives or Foreigners (having or not having any Property or Intereſt in ſuch Eſtate for Life or Lives) at any Time or Times after the ſaid laſt Day of *March* one thouſand ſeven hundred and five, and within the reſpective Days and Times by this Act limited in this Behalf, to contribute, advance, and pay into the ſaid Receipt of Exchequer, for the Purpoſes aforeſaid, ſuch reſpective Rates or Conſideration Monies, as are herein after appointed for purchaſing of ſuch Annuities, to commence after the Determination of the ſaid Eſtates for one, two, or three Lives reſpectively, as are herein after expreſſed (that is to ſay) in every or any Caſe where any Annuity was purchaſed upon the ſaid former Act for one Life only ſtill in being, and the preſent Owner ſhall have made no further Payment for a future Intereſt, or certain Term therein, according to this Act, any Perſon or Perſons, as aforeſaid, may contribute and pay the Conſideration Money, after the Rate of ſix Years Purchaſe for ſuch or the like Annuity, to be paid and payable to him, her, or them, his, her, or their Executors, Adminiſtrators, and Aſſigns, from and immediatly after the Determination of every ſuch Eſtate for a ſingle Life (which is to be named in every Talley for ſuch Purchaſe Money, and in the Order thereupon) and to continue from thenceforth for and during all the reſt and Reſidue, which ſhall be then to come and unexpired, of and in the ſaid Term of ninety-nine Years, to be reckoned from the ſaid five and twentieth Day of *March* one thouſand ſeven hundred and four; and in every or any Caſe where any Annuity was purchaſed upon the ſaid former Act for two Lives ſtill in being, and the preſent Owner ſhall have made no further Payment for a future Intereſt, or a certain Term therein, according to this Act, any Perſon or Perſons, as aforeſaid, may contribute and pay the Conſideration-money after the Rate of four Years Purchaſe for ſuch or the like Annuity, to be paid and payable to him, her, or them, his, her, and their Executors, Adminiſtrators and Aſſigns, from and immediately after the Determination of every ſuch Eſtate for two Lives (which are to be named in every Talley for ſuch Purchaſe-money, and in the Order thereupon) and to continue from thenceforth, for and during all the reſt and Reſidue, which ſhall be then to come and unexpired, of and in the ſaid Term of ninety-nine Years, to be reckoned from the ſaid five and twentieth Day of *March* one thouſand ſeven hundred and four: And in every or any Caſe where any Annuity was purchaſed upon the ſaid former Act for three Lives ſtill in being, and the preſent Owner thereof ſhall have made no further Payment for a future Intereſt or a certain Term therein, according to this Act, any Perſon or Perſons, as aforeſaid, may contribute and pay the Conſideration-money, after the Rate of three Years Purchaſe, for ſuch or the like Annuity to be paid and payable to him, her, or them, his, her, or their Executors, Adminiſtrators, and Aſſigns, from and after the Determination of every ſuch Eſtate for three Lives (which are to be named in every Talley for ſuch Purchaſe-money, and in the Order thereupon) and to continue from thenceforth, for and during all the reſt and Reſidue, which ſhall be then to come and unexpired, of and in the ſaid Term of ninety-nine Years, to be reckoned from the ſaid five and twentieth Day of *March* one thouſand ſeven hundred and four. And it is hereby declared and appointed, That all the Conſideration-monies to be paid by the ſaid Perſons, who may purchaſe in Default of thoſe who have the preſent Eſtates for Life and Lives, as aforeſaid, ſhall be paid in the ſaid Receipt of Exchequer for your Majeſty's Uſe, after the ſaid laſt Day of *March* one thouſand ſeven hundred and five, and at or before the reſpective Days and Times herein after limited (that is to ſay) One third Part thereof on or before the firſt Day of *May* in the Year of our Lord one thouſand ſeven hundred and five; one other third Part thereof on or before the four and twentieth Day of *June* one thouſand ſeven hundred and five; and the remaining third Part thereof on or before the nine and twentieth Day of *September* one thouſand ſeven hundred and five; and the ſaid Annuities ſo to be purchaſed by any Perſons (in Default of thoſe who have the preſent Eſtates for Life or Lives, as aforeſaid) ſhall alſo be paid and payable, at the four moſt uſual Feaſts in the Year before-mentioned, by even and equal Portions; the firſt Payment thereof to begin, and to be made at ſuch of the ſaid Feaſts, as ſhall next happen after the reſpective Times, from which ſuch Annuities are to commence or take Effect, as aforeſaid.

If one third of the Conſideration Money, &c. be not paid before the laſt of March 1705, &c. any Perſon, &c. may purchaſe.

Conditions of Purchaſe for one Life.

Two Lives,

Three Lives, &c.

Conſideration-money to be paid into the Exchequer.

Times of Payment.

Annuities when payable.

V. And it is hereby enacted, That in the Offices of the Auditor of the Receipt, and Clerk of the Pells in the Exchequer, ſeverally, there ſhall be provided and kept a Book or Books, in which ſhall be fairly entred the Names of all who ſhall be Contributors, and of all Perſons by whoſe Hands the ſaid Contributors ſhall pay in any of the ſaid Sums upon this Act, and alſo the ſeveral Sums ſo paid, and the Times when the ſame are reſpectively paid; to which Book it ſhall be lawful for the reſpective Contributors, their

Contributors Names to be entred in the Offices of the Auditor and Clerk of the Pells.

Books to be inſpected without Fee.

their Executors, Adminiſtrators, and Aſſigns, from Time to Time, and at all ſeaſonable Times, to have reſort, and to inſpect the ſame without Fee or Reward.

All Annuities, &c. to be paid out of the weekly Payments, &c.

VI. And be it further enacted by the Authority aforeſaid, That all and every the Annuities whatſoever, which ſhall be any Way purchaſed upon, or in purſuance of, this preſent Act, ſhall be and are hereby charged upon, and ſhall be paid and payable out of, the Overplus of the Monies ariſing from Time to Time by the weekly Payments of Exciſe Money afore-mentioned (that is to ſay) the Money which ſhall remain, from Time to Time, over and above ſo much as ſhall be ſufficient to pay and ſatisfy the Monies, which ſhall from Time to Time be incurred and grown due, as well for and upon the ſaid annual Sums, after the Rate of three Pounds *per Centum per Annum*, as for and upon all the ſaid Annuities for Lives or Years, purchaſed upon the ſaid Act of the ſecond Year of your Majeſty's Reign; and ſo much of the ſaid overplus Monies, as are and ſhall be ſufficient to ſatisfy and diſcharge all the Annuities to be purchaſed upon this Act, according to the Purport and true Meaning of the ſame, are and ſhall be appropriated and applied to and for the ſatisfying and diſcharging of the ſame accordingly, and ſhall be iſſued, diſpoſed, or applied to that Uſe, and to no other Uſe, Intent, or Purpoſe whatſoever.

Overplus to diſcharge the Annuities, and applied to no other Uſe.

Contributors paying the Purchaſe-money, ſhall enjoy the Annuities ſo purchaſed,

and have ſure Eſtates therein,

free from Taxes;

VII. And be it further enacted by the Authority aforeſaid, That all and every Contributor and Contributors upon this Act, duly paying the Conſideration or Purchaſe-money after the reſpective Rates aforeſaid, at or before the reſpective Days and Times in this Act limited in that Behalf, for any Annuity or Annuities whatſoever, allowed to be purchaſed by this Act, according to the true Meaning of the ſame Act, or ſuch as he, ſhe, or they ſhall appoint, his, her, or their reſpective Executors, Adminiſtrators, and Aſſigns, ſhall have, receive, and enjoy, and be intitled, by Virtue of this Act, to have, receive, and enjoy the reſpective Annuity and Annuities ſo to be purchaſed, out of the Overplus Monies ariſing and to ariſe, as aforeſaid, from the reſpective Times on which ſuch Annuities are reſpectively to commence, for and during ſuch reſpective Term of Years, or remaining Term of Years, as are above-mentioned; and that all and every ſuch Purchaſers, their Executors, Adminiſtrators, and Aſſigns reſpectively, ſhall have good and ſure Eſtates and Intereſts in the ſeveral Annuities ſo by them to be purchaſed, according to the Nature of their reſpective Purchaſes, and the Tenor and true Meaning of this Act; and that all Annuities to be purchaſed on this Act for any Term, Eſtate, or Intereſt whatſoever, ſhall be free from all Taxes, Charges, and Impoſitions whatſoever.

and have Tallies for the ſame,

VIII. And be it further enacted by the Authority aforeſaid, That every Contributor upon any Part of this Act for any of the Annuities aforeſaid, his, her, or their Executors, Adminiſtrators or Aſſigns, upon Payment of the Conſideration or Purchaſe-money for the ſame, at the reſpective Rate in this Act before appointed, or any Part or Proportion thereof, within the Time or Times by this Act limited in that Behalf, ſhall immediately have one or more Talley or Talleys levied, importing the Receipt of ſo much Conſideration-money as ſhall be ſo paid, for or in Part of the ſaid reſpective Sums to be raiſed, as aforeſaid, and according to the Nature of his, her, or their Payments reſpectively; and upon Payment of all the Purchaſe-money for any ſuch Annuity or Annuities, as aforeſaid, at the Rate by this Act appointed, every ſuch Contributor reſpectively, his or her reſpective Executors, Adminiſtrators, or Aſſigns, ſhall have an Order for Payment of ſuch Annuity and Annuities, for and during ſuch reſpective Term, Eſtate, or Intereſt, as he, ſhe, or they ſhall or ought to have therein, as aforeſaid; which Order ſhall be ſigned by the Treaſurer and under Treaſurer of the Exchequer, or any three or more of the Commiſſioners of the Treaſury for the Time being; and, after the ſigning thereof, the ſame ſhall be firm, good, valid, and effectual in the Law, according to the Purport and true Meaning thereof, and of this Act, and ſhall not be determinable by or upon the Deaths or Removal of any Treaſurer or Under Treaſurer of the Exchequer, or any Commiſſioner or Commiſſioners of the Treaſury, or by or upon the Determination of the Power, Office or Offices of them or any of them; nor ſhall any Lord High Treaſurer of *England*, Treaſurer of the Exchequer, or any Commiſſioners of the Treaſury, now, or for the Time being, have Power to revoke, countermand, or make void ſuch Orders, ſo ſigned as aforeſaid, or any of them.

and Orders for Payment.

No Lord Treaſurer, &c. to revoke the ſame.

5 l. per Cent for prompt Payment.

IX. And for the Encouragement of the Contributors to advance and pay forthwith, into the Receipt of Exchequer, the Sums by them intended to be advanced upon any of the Terms aforeſaid, it is provided and enacted by the Authority aforeſaid, That every ſuch Contributor, who being to pay his or her Purchaſe money, or any Part thereof, on or before the ſaid laſt Day of *March* one thouſand ſeven hundred and five, ſhall pay the ſame, or any Part thereof, ſooner than the ſaid laſt Day of *March*, ſhall be paid out of the Contribution-money ariſing by this Act, after the Rate of five Pounds *per Centum per Annum*, for prompt Payment of the Money ſo advanced, from the Time of actual paying the ſame, until the ſaid laſt Day of *March* one thouſand ſeven hundred and five; and every Contributor on this Act, who being to pay his or her Purchaſe-money, or any Part thereof, on or before the ſaid firſt Day of *May* one thouſand ſeven hundred and five, ſhall pay the ſame, or any Part thereof, ſooner than the ſaid firſt Day of *May*, ſhall be paid out of the ſaid Contribution-money the like Rate of five Pounds *per Centum per Annum*, for ſuch prompt Payment of the Money ſo advanced from the Time of actual paying the ſame, until the ſaid firſt Day of *May* one thouſand ſeven hundred and five.

Contributors, &c. may aſſign or deviſe Annuities, and ſo toties quoties.

X. And be it further enacted, That it ſhall and may be lawful to and for any Contributor, his or her Executors, Adminiſtrators, or Aſſigns, at any Time or Times, having any preſent or future Term, Eſtate, or Intereſt, or any preſent Eſtate to take Effect *in futuro*, of and in any Annuity to be purchaſed upon this Act, or of or in any Part of ſuch Annuity, by any Writing under Hand and Seal, or by his or her laſt Will in Writing, to aſſign or deviſe ſuch Annuity and Annuities, or any Part thereof, or any Intereſt therein, to any Perſon or Perſons whatſoever, and ſo *toties quoties*, and no ſuch Aſſignment to be revocable ſo as an Entry or Memorandum of ſuch Aſſignment or Will be made in Books to be kept for that Purpoſe in the ſaid Office of the Auditor of the Receipt, within the Space of two Months after ſuch Aſ-

ſignment,

ſignment, or Death of the Deviſor; and that upon the producing ſuch Aſſignment, or Will, or Probate thereof, in the ſaid Office of Receipt, to be entred as aforeſaid, the Party ſo producing the ſame, ſhall bring therewith an Affidavit, taken before ſome Perſon authorized to take Affidavits in Cauſes depending in any of the Courts at *Weſtminſter*, of the due Execution of the ſaid Aſſignment or Will, which Affidavits ſhall be ſeverally filed in the ſaid Office; which ſaid Entry or Memorandum the proper Officers, in the ſaid Receipt of the Exchequer, are hereby required to make accordingly, and to file the ſaid Affidavits; and in Default of ſuch Aſſignment or Deviſe by Deed or Will, the Intereſt of ſuch Contributor ſhall go to his or her Executors or Adminiſtrators.

Entry of ſuch Aſſignments, &c. to be made on Affidavit.

Affidavits to be filed.

In Default of Aſſignment or Deviſe, &c. Intereſt of Contributor to go to his Executors, &c.

XI. And be it further enacted, That it ſhall and may be lawful for any Guardian or Truſtee, having the Diſpoſal of the Money of any Infant under the Age of one and twenty Years, for the Uſe and Benefit of ſuch Infant, to advance and pay the Sum of one hundred and fifty Pounds, of the Money of ſuch Infant, to purchaſe any Annuity upon this Act for the Benefit of ſuch Infant; and the ſaid Guardian and Truſtee, as to the ſaid Sum of one hundred and fifty Pounds ſo advanced, is hereby diſcharged.

Guardians may advance 150l. for the Benefit of Infant to purchaſe any Annuity on this Act.

XII. And be it further enacted, for the better encouraging Perſons to advance the ſaid ſeveral Sums on this Act, That all Receipts and Iſſues, and all other Things directed by this Act to be performed in the Exchequer, ſhall be done and performed by the Officers there, without demanding or receiving, directly or indirectly, any Fee, Gratuity, or Reward for the ſame; and in Caſe any of the Officers of the Exchequer ſhall take or demand any ſuch Fee or Reward, or ſhall divert or miſapply any of the ſaid weekly Sums to be paid into the Receipt of Exchequer, or any Part of the Monies which ſhould make good the Payment of the ſaid Annuities, or ſhall pay or iſſue out of the ſame, otherwiſe than according to the Intent of this Act, or ſhall not keep Books and Regiſters, and make Entries, and do and perform all other Things, which by this Act they are required to perform, every ſuch Officer ſhall forfeit his Office, and be for the future uncapable of any Office or Place of Truſt, and ſhall anſwer and pay treble Damages, with Coſts of Suit, to every Contributor or Perſon who ſhall be prejudiced thereby, to be recovered by Action of Debt, Bill, Plaint, or Information, in any of her Majeſty's Courts of Record at *Weſtminſter*, wherein no Eſſoin, Protection, Privilege of Parliament, or other Privilege, Wager of Law, Injunction, or Order of Reſtraint, or more than one Imparlance, ſhall be granted or allowed; and in the ſaid Action the Plaintiff upon Recovery ſhall have his full Coſts, one third Part of which Sum, ſo to be recovered for Damages, ſhall be to the Uſe of your Majeſty, your Heirs and Succeſſors; and the other two third Parts, with the Coſts, ſhall be to the Uſe of the Proſecutor: And in caſe there ſhall be any Colluſion or faint Proſecution between the Plaintiff and Defendant in ſuch Action, it ſhall be lawful for any other Contributor, his or her Executors, Adminiſtrators, or Aſſigns, to bring another Action, wherein he ſhall recover as aforeſaid, to the like Uſes as aforeſaid.

All Receipts and Iſſues in the Exchequer to be done without Fee.

Penalty.

Plaintiff on Recovery to have full Coſts.

In Caſe of faint Proſecution, any other Contributor, &c. may bring another Action.

XIII. Provided always, That no Perſon or Perſons whatſoever ſhall or may purchaſe or obtain any Annuity upon this Act, for which the Purchaſe-money or any Part thereof, is hereby appointed to be paid on or before the ſaid laſt Day of *March* one thouſand ſeven hundred and five, unleſs the whole, or one third Part of the Conſideration-money for the ſame, at ſuch reſpective Rates as aforeſaid, be advanced and paid into the ſaid Receipt of Exchequer on or before the ſaid laſt Day of *March* in the Year of our Lord one thouſand ſeven hundred and five; and that no Perſon or Perſons whatſoever ſhall or may purchaſe or obtain, or be admitted to purchaſe or obtain, any Annuity upon this Act, for which the Purchaſe-money, or any Part thereof, is hereby appointed to be paid on or before the ſaid firſt Day of *May* one thouſand ſeven hundred and five, unleſs the whole, or one third Part of the Conſideration-money for the ſame, at ſuch reſpective Rate, as aforeſaid, be advanced and into the ſaid Receipt of Exchequer on or before the ſaid firſt Day of *May* one thouſand ſeven hundred and five.

None to purchaſe any Annuity, unleſs one third Part of the Purchaſe money be paid in by the laſt of March 1705.

or unleſs one third be paid in by the firſt of May 1705.

XIV. Provided alſo, That in caſe any ſuch Contributor, as aforeſaid, who ſhall, on or before the reſpective Days by this Act appointed for his or her firſt Payment, have advanced one third Part only of his or her Purchaſe-money, his or her Executors, Adminiſtrators, or Aſſigns do not advance and pay, into the Receipt of Exchequer, one other third Part of his or her Conſideration-money, ſo to be paid for ſuch reſpective Annuity or Annuities, as aforeſaid, on or before the ſaid four and twentieth Day of *June* one thouſand ſeven hundred and five; and the remaining third Part thereof on or before the ſaid nine and twentieth Day of *September* one thouſand ſeven hundred and five; then, and in every ſuch Caſe reſpectively, no Order ſhall be drawn or ſigned for ſuch reſpective Annuity, for which the Conſideration-money ſhall not be fully paid, as aforeſaid; but ſo much of the Conſideration-money, as ſhall have been actually paid into the Exchequer for ſuch reſpective Annuity, ſhall be forfeited and loſt to your Majeſty, your Heirs and Succeſſors, and be applied, together with other the Monies to be raiſed by this Act, for the Purpoſes aforeſaid; any thing in this Act contained to the contrary notwithſtanding.

Contributors advancing one third Part, and not paying the two other Parts of the Conſideration Money within the Times limited,

ſuch Money ſo paid in, to be forfeited, &c.

XV. Provided always, and it is hereby enacted, That it ſhall and may be lawful to and for the Lord Treaſurer, or Commiſſioners of the Treaſury for the Time being, out of any of the Monies of the ſaid weekly Payments, to reward the Officers and Clerks in the Exchequer to be imployed in the Payment of the ſaid Annuities, or any of them, for their Labour, Pains, and Service therein reſpectively, in ſuch Proportions as to the ſaid Lord Treaſurer, or Commiſſioners of the Treaſury for the Time being, ſhall ſeem meet and reaſonable in that Behalf; any thing in this Act contained to the contrary notwithſtanding.

Allowances to Officers and Clerks imployed, &c.

CAP. III.

An Act for continuing the Duties upon Malt, Mum, Cyder, and Perry, for one Year. EXP.

CAP. IV.

CAP. IV.

An Act for continuing Duties upon Low Wines, and upon Coffee, Tea, Chocolate, Spices, and Pictures, and upon Hawkers, Pedlars, and Petty Chapmen, and upon Muslins; and for granting new Duties upon several of the said Commodities, and also upon Callicoes, *China* Ware, and Drugs.

Most Gracious Sovereign,

12 W. 3. c. 11. 6 W. 3. c. 7. 9 & 10 W. 3. c. 27.

'WHEREAS by an Act of Parliament made and passed in the twelfth Year of the Reign of your Majesty's late Royal Brother King WILLIAM the Third (of glorious Memory) intituled, *An Act for granting to his Majesty several Duties upon Low Wines or Spirits of the first Extraction, and continuing several additional Duties upon Coffee, Tea, Chocolate, Spices, and Pictures, and certain Impositions upon Hawkers, Pedlars, and Petty Chapmen, and the Duty of Fifteen* per Centum *upon Muslins, and for improving the Duties upon japanned and lacquered Goods, and for continuing the Coinage Duty, for the several Terms and Purposes therein mentioned*, certain Duties upon Low Wines, or Spirits of the first Extraction, were granted for a Term, to continue until the twenty-fifth Day of *March* one thousand seven hundred and six; and certain Duties, which, by an Act of the sixth Year of his said late Majesty's Reign, had been imposed upon Coffee, Cocoa Nuts, Chocolate, Cocoa Paste, Tea, Nutmegs, Cinnamon, Cloves, Mace, and Pictures, were by the said Act of the twelfth Year of his said late Majesty's Reign, enacted to be continued until the first Day of *May* one thousand seven hundred and six; and by the same Act certain Duties or Sums of Money to be paid by every Hawker, Pedlar, Petty Chapman, and other trading Persons described in a former Act for licensing Hawkers and Pedlars, and the Powers for granting such Licences, were enacted to be continued until the four and twentieth Day of *June* one thousand seven hundred and six; and a Duty upon Muslins, after the Rate of fifteen Pounds for every one hundred Pounds of the true and real Value thereof, was likewise, by the said Act of the twelfth Year of his said late Majesty's Reign, enacted to be continued until the thirtieth Day of *September* one thousand seven hundred and six, as by the same Act (Relation being thereunto had) may more fully appear:' Now we your Majesty's most dutiful and loyal Subjects, the Commons of *England* in Parliament assembled, as a further Supply for carrying on the present War, and other your Majesty's most necessary and important Occasions, have given and granted to your Majesty the several and respective Duties, and additional Duties hereafter in this Act expressed, and do most humbly beseech your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal and Commons, in this present Parliament assembled, and by Authority of the same, That all and every such or the like Duties for and upon all Low Wines or Spirits of the first Extraction, as by the said Act of the twelfth Year of his said late Majesty's Reign were continued or granted until the said twenty-fifth Day of *March* one thousand seven hundred and six, shall, by virtue of this Act, be further continued, and be paid and payable to her Majesty, her Heirs and Successors, for and upon all Low Wines and Spirits of the first Extraction, to be made or drawn by any Distiller, or other Person making or drawing Spirits or Strong Waters for Sale or Exportation, within the Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, from the four and twentieth Day of *March* one thousand seven hundred and six, until the four and twentieth Day of *June* one thousand seven hundred and ten; and that all and every such or the like several and respective Duties for and upon all Coffee, Cocoa Nuts, Chocolate, Cocoa Paste, Tea, Nutmegs, Cinnamon, Cloves, Mace, and Pictures, as by the said Act of the twelfth Year of his said late Majesty's Reign, were, as aforesaid, continued until the said first Day of *May* one thousand seven hundred and six, shall be continued and be paid and payable to her Majesty, her Heirs and Successors, for and upon all Coffee, Cocoa Nuts, Chocolate, Cocoa Paste, Tea, Nutmegs, Cinnamon, Cloves, Mace, and Pictures, which shall be imported into the Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, at any Time or Times from and after the last Day of *April* one thousand seven hundred and six, and before the said four and twentieth Day of *June* one thousand seven hundred and ten; and that all and every such and the like several Duties, Impositions, and Sums of Money to be paid by every Hawker, Pedlar, Petty Chapman, and such other Persons as are described in one Act of the ninth Year of his said late Majesty's Reign, for licensing Hawkers and Pedlars, and all the Powers for granting Licences, and other Powers, and all Clauses, Directions, Allowances, Penalties, Forfeitures, Articles, Matters and Things therein contained, which, by the said Act of the twelfth Year of his said late Majesty's Reign, have Continuance until the said four and twentieth Day of *June* one thousand seven hundred and six, shall be continued, and be paid, and be practised, observed, and put in Execution, by virtue of this Act, from the three and twentieth Day of *June* one thousand seven hundred and six, until the said four and twentieth Day of *June* one thousand seven hundred and ten; and that the same or the like Duty upon all Muslins described in the said Act of the twelfth Year of his said late Majesty's Reign, after the Rate of fifteen Pounds for every one hundred Pounds, of the true and real Value thereof, to be determined by the gross Price upon Sale by the Candle, as by the same Act hath Continuance until the thirtieth Day of *September* one thousand seven hundred and six, shall by Virtue of this Act be continued, and be raised, levied, collected, answered, and paid to her Majesty, her Heirs and Successors, for and upon all such Muslins as shall be imported or brought into the Kingdom of *England*, Dominion of *Wales*, and Town or Port of *Berwick* upon *Tweed*, at any Time or Times from and after the nine and twentieth Day of *September* one

Additional Duties granted on Low Wines, until 24 June 1710.

'Continued from June 1710. for 96 Years by 5 Annæ, c. 19. s. 1. and for ever by 7 Annæ, c. 7. §. 26. 1 Geo. 1. stat. 2. c. 12. s. 8.'

'The like on Coffee, Cocoa Nuts, Chocolate, &c. until 1710.

'These Additions repealed by 10 Geo. 1. c. 10. and new ones imposed on Coffee, &c.'

Duties to be paid by Hawkers and Pedlars continued until 1710.

Duties on Muslins continued until 1740.

thouſand ſeven hundred and ſix, and before the ſaid four and twentieth Day of *June* one thouſand ſeven hundred and ten; the ſaid ſeveral and reſpective Duties, Impoſitions, and Sums of Money, for and upon all Low Wines or Spirits of the firſt Extraction, and for and upon all Coffee, Cocoa Nuts, Chocolate, Cocoa Paſte, Tea, Nutmegs, Cinnamon, Cloves, Mace, and Pictures, and upon all Hawkers, Pedlars, Petty Chapmen, and other Perſons deſcribed as aforeſaid, and for and upon all Muſlins, to be paid during the reſpective Times for which they are granted, or are to continue, by virtue of this Act as aforeſaid (over and above all other Duties and Impoſitions whatſoever, already charged for or upon the ſame Commodities and Perſons, or any of them reſpectively, by any other Laws or Statutes now in Force) and to be aſcertained, ſecured, raiſed, levied, recovered, anſwered, paid, and accounted for, to the Uſes and Purpoſes in this Act expreſſed, by ſuch Rules, Ways, Means and Methods, and under ſuch Penalties and Forfeitures, and with ſuch Diſtribution of the ſaid Penalties and Forfeitures, and ſubject to ſuch Drawbacks, Allowances, and Repayments, and in ſuch Manner and Form in all Reſpects, as the like Duties, Impoſitions, and Sums of Money reſpectively granted or continued by the ſaid Act of the twelfth Year of his ſaid late Majeſty's Reign, are thereby, or by any other Law, whereunto the ſaid Act hath Reference, preſcribed, enacted, or appointed to be aſcertained, ſecured, raiſed, levied, recovered, anſwered, paid, and accounted for during the Continuance thereof reſpectively.

'For Pictures ſee 8 Geo. 1. c. 20. §. 49. How to be levied.

II. And it is hereby enacted by the Authority aforeſaid, That all ſuch of the Powers, Directions, Penalties and Forfeitures, Clauſes, Matters and Things, provided, ſettled, or eſtabliſhed by the ſaid Acts of the ſixth, ninth, and twelfth Years of his ſaid late Majeſty's Reign, or by any of them, or by any other Act now in Force, whereunto the ſame, or any of them, have or hath Relation, for the better raiſing, levying, recovering, anſwering, or paying the ſaid reſpective Duties thereby granted, or for making any Drawbacks, Repayments, or Allowances out of any of the ſaid ſeveral and reſpective Duties upon Exportations, ſhall be revived and be continued, and be in Force and Virtue during the Continuance of this Act, and further for the Recovery of all the Arrearages and Sums of Money, which ſhall become due or payable to her Majeſty, her Heirs or Succeſſors, upon this Act, in as full and ample Manner, to all Intents and Purpoſes, as if the ſaid Powers, Directions, Penalties, Forfeitures, Clauſes, Matters and Things, and every of them, were again repeated and re-enacted in the Body of this preſent Act.

Powers of the ſaid Acts revived.

III. And it is hereby enacted, That a certain Clauſe in an Act made in the ſecond Year of the Reign of King WILLIAM and Queen MARY, intituled, *An Act for the encouraging the diſtilling of Brandy and Spirits from Corn, and for laying ſeveral Duties on Low Wines or Spirits of the firſt Extraction*, relating to Strong Waters, Brandy, *Aqua Vitæ*, and other exciſeable Liquors brought from the Iſlands of *Guernſey*, *Jerſey*, *Sark*, or *Alderney*, and all the Charges, Duties, Penalties, and every Article and Thing therein contained, which were revived by the ſaid Act of the twelfth Year of his ſaid late Majeſty's Reign, and were to be of full Force during the Continuance thereof, ſhall be further continued, and be of full Force and Virtue, during the Continuance of this preſent Act, in as full and ample Manner, to all Intents and Purpoſes, as if the ſaid Clauſe was herein Word for Word repeated.

Clauſe of 2 W. & M. ſ. 2. c. 9. ſect. 12. revived.

"IV. *And whereas great Abuſes have been committed by ſeveral Perſons in lending or letting out to hire "the Licences by them taken out to trade as Hawkers, Pedlars, or Petty Chapmen*;" Be it enacted and declared by the Authority aforeſaid, That from and after the firſt Day of *May* one thouſand ſeven hundred and five, every Perſon, who being actually trading as an Hawker, Pedlar, or Petty Chapman (for which he or ſhe ought to have a Licence, purſuant to this or the ſaid Act of the twelfth Year of his ſaid late Majeſty's Reign) ſhall not, upon Demand, have his, her, or their Licences ready to be produced, ſhall be adjudged to forfeit, as if ſuch Perſon had traded without any Licence granted to him, her, or them; and ſuch Perſon in that Caſe ſhall and may be committed, and the Forfeiture recovered and levied in ſuch Manner, as is directed by this or any of the former Acts for licenſing Hawkers, Pedlars, and Petty Chapmen, in caſe of trading without Licence: And that from and after the ſaid firſt Day of *May* one thouſand ſeven hundred and five, in caſe any Perſon ſhall lend or let out to hire any Licence to him or her granted, the Perſon lending or letting out to hire ſuch Licence, and the Perſon trading under Colour of the ſame, ſhall either of them forfeit the Sum of forty Pounds, one Moiety thereof to the Queen's Majeſty, the other Moiety thereof to any Perſon that will inform or ſue for the ſame, to be recovered, with Coſts of Suit, by Action of Debt, Bill, Plaint or Information, in any of her Majeſty's Courts of Record, and the Perſon ſo lending or letting out to hire ſuch Licence ſhall alſo forfeit the ſame.

Penalty on Pedlar letting out his or her Licence.

V. And for the increaſing her Majeſty's Revenues upon ſome of the Commodities before in this Act charged (to wit) upon Coffee, Cocoa Nuts, Chocolate, Cocoa Paſte, Tea, Nutmegs, Cinnamon, Cloves, Mace, and Pictures, to be imported within or during the Term herein after-mentioned; and to the End more Money may be raiſed thereby for carrying on the ſaid War, and other her Majeſty's moſt neceſſary Occaſions, it is hereby further enacted by the Authority aforeſaid, That there ſhall be anſwered and paid to her Majeſty, her Heirs and Succeſſors, for and upon all and all Manner of Coffee, Cocoa Nuts, Chocolate, Cocoa Paſte, Tea, Nutmegs, Cinnamon, Cloves, Mace, and Pictures, which ſhall be imported into the Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, at any Time or Times after the firſt Day of *February* one thouſand ſeven hundred and four, and before the four and twentieth Day of *June* one thouſand ſeven hundred and ten, over and above all Duties, and additional Duties already payable for the ſame, or any of them, by any other Law now in force, and over and above the ſaid continued Duties chargeable thereupon by this Act, the new additional Rates and Sums following; that is to ſay, For every hundred Weight of Coffee imported as aforeſaid, accounting one hundred and twelve Pounds to the Hundred, ſix and fifty Shillings of lawful *Engliſh* Money; for every hundred Weight of Cocoa Nuts imported, and containing as aforeſaid, from any the Plantations belonging

Duties on Coffee, &c. continued, and to pay 56 s. per Hundred additional Duty. 10 Geo. 1. c. 10. 18 Geo. 2. c. 26. *which impoſe new Duties.*

Cocoa Nuts 5s. per Hundred from the Plantations: From any other Country 4l. 4s. per Cent. Chocolate imported 12d. per lib. Cocoa Paſte 2s. per lib. Tea 1s. per lib. Tea imported from Holland, &c. 2s. 6d. per lib. Nutmegs, Cinnamon, Cloves, and Mace imported 5l. per Cent. Pictures 20l. per Cent.

belonging to the Crown of *England*, ſix and fifty Shillings; for every hundred Weight of Cocoa Nuts imported, and containing as aforeſaid, from any other Country or Place from whence they may by Law be imported, four Pounds and four Shillings of like lawful *Engliſh* Money; for every Pound of Chocolate ready made, and imported as aforeſaid, one Shilling; for every Pound of Cocoa Paſte, imported as aforeſaid, two Shillings; for every Pound of Tea, regularly imported as aforeſaid, from whence the ſame might lawfully have been imported before the making of the ſaid Act of the ſixth Year of his ſaid late Majeſty's Reign, one Shilling; for every Pound of Tea, imported as aforeſaid, from *Holland*, or any other Country, not the Place of its growth, or uſual ſhipping, two Shillings and ſix Pence, and ſo proportionably for any greater or leſſer Quantity of any the Commodities imported as aforeſaid reſpectively; for all Nutmegs, Cinnamon, Cloves, and Mace imported as aforeſaid, five Pounds for every hundred Pounds Value thereof, according to the ſeveral Values charged on them reſpectively in the Book of Rates, and ſo in proportion for any greater or leſſer Quantity thereof; and for all Pictures imported within the Time aforeſaid, whether for private Uſe, or Sale (which are hereby permitted to be imported during the Continuance of this Act, any Law or Uſage to the contrary notwithſtanding) twenty Pounds of lawful *Engliſh* Money *per Centum* of the Value, to be affirmed by the Oath of the Importer, and ſo in proportion for any greater or leſſer Quantity thereof.

Proviſo for importing Nutmegs, Cinnamon, &c. *See further concerning Spices* 6 *Ann.* c. 16. 8 *Ann.* c. 7. 9 *Ann.* c. 6. 10 *Ann.* c. 26. 6 *Geo.* 1. c. 21. 8 *Geo.* 1. c. 15 & 18. * Repealed as to Tea by 7 Geo. 1. cap. 21. ſ. 12.'

VI. Provided always, and it is hereby enacted, That it ſhall and may be lawful for any Perſon or Perſons to import into the Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, during the Continuance of this Act, Nutmegs, Cinnamon, Cloves, Mace, and Tea, ſubject to the ſeveral Duties payable for the ſame, from any Parts beyond the Seas, in *Engliſh* Ships, ſo as the Maſter, and at leaſt one Moiety of the Mariners, during the Continuance of the preſent War, be *Engliſhmen*; and ſo as after the End of this War, and during the Continuance of this Act, the Maſter and at leaſt three Fourths of the Mariners be *Engliſh*; and ſo as Notice be firſt given to the Commiſſioners of her Majeſty's Cuſtoms, of the Quality and Quantity of the ſaid Spices and Tea ſo intended to be imported, and the Place in which they intend to import the ſame; and taking a Licence under the Hands of the Commiſſioners of the Cuſtoms for the time being, or any three of them, for the lading and importing thereof as aforeſaid; which Licence they are hereby authorized and required to grant without any Fee or Reward, or any other Charge to the Perſon demanding the ſame; any Law, Cuſtom or Uſage to the contrary notwithſtanding.

Drawback allowed on Exportation, &c.

VII. And be it enacted by the Authority aforeſaid, That all the additional Duties laſt-mentioned, for and upon the ſaid Coffee, Cocoa Nuts, Chocolate, Cocoa Paſte, Tea, Nutmegs, Cinnamon, Cloves, Mace, and Pictures, to be imported from and after the ſaid firſt Day of *February* one thouſand ſeven hundred and four, at any Time or Times before the ſaid four and twentieth Day of *June* one thouſand ſeven hundred and ten, and all Arrearages thereof (over and above all other Duties on the ſame Commodities reſpectively) ſhall be aſcertained, ſecured, raiſed, levied, recovered, anſwered, paid, and accounted for, to the Uſes and Purpoſes in this Act expreſſed, by ſuch Rules, Ways, Means and Methods, and under ſuch Penalties and Forfeitures, and with ſuch Diſtribution of the ſaid Penalties and Forfeitures, and ſubject to ſuch Drawbacks, Allowances, and Repayments to be made, of or out of the ſaid additional Duties laſt-mentioned reſpectively, upon the Exportation of the ſaid Commodities laſt enumerated (Coffee, Tea, and Cocoa Nuts, for which other Proviſion is made by this Act, only excepted) or any of them reſpectively, as the like reſpective Duties, by virtue of the ſaid Act of the twelfth Year of his ſaid late Majeſty's Reign, or by virtue of this preſent Act, or any other Act now in Force relating thereunto, are to be aſcertained, ſecured, raiſed, levied, recovered, anſwered, paid, or accounted for, during the Continuance thereof reſpectively; and upon the Exportation of Coffee, Tea, and Cocoa Nuts, within the Times limited by Law, ſo much as ſhall have been paid for the ſame, for ſuch of the ſaid Duties as are by this Act to commence from the ſaid firſt Day of *February* one thouſand ſeven hundred and four, ſhall be repaid to the Exporter, under ſuch Regulations as are preſcribed by any former Acts for Drawbacks, in caſe of Exportation of thoſe Commodities reſpectively.

See 7 Geo. 1. ſtat. 1. c. 21. ſ. 11.

Additional Duties on White Callicoes, Porcelan, and Drugs. * Continued by 6 Annæ, c. 22. for 4 Years, and perpetuated by 7 Annæ, c. 7. ſ. 26.'

Callicoes 15l. per Cent. China Wares 12l. per Cent.

Drugs (except dying Drugs) 10l. per Cent.

VIII. And her Majeſty's ſaid dutiful and loyal Subjects, the Commons of *England* in Parliament aſſembled, being deſirous by the moſt reaſonable Ways and Means to raiſe the Monies neceſſary for carrying on the ſaid War, and other her Majeſty's important Occaſions, have for that End and Purpoſe alſo given and granted to her Majeſty the further Duties herein after mentioned: And be it enacted, and it is hereby further enacted by the Authority aforeſaid, That there ſhall be anſwered and paid to her Majeſty, her Heirs and Succeſſors, for and upon all white Callicoes, Porcelan, commonly called *China* Ware, and Drugs (except Drugs for dying) which from and after the firſt Day of *February* one thouſand ſeven hundred and four, and at any Time or Times before the ſaid four and twentieth Day of *June* one thouſand ſeven hundred and ten, are or ſhall be imported into the Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed* (over and above all other Duties payable for the ſame at the Cuſtom-houſe) the further Rates and Sums following; that is to ſay, For and upon all white Callicoes (by which are meant, all Callicoes which do not pay Duties as Muſlins, and all Dimities and other Manufactures made of Cotton) which within the Times aforeſaid ſhall be imported as aforeſaid, a Duty after the Rate of fifteen Pounds of lawful *Engliſh* Money for every hundred Pounds of the true and real Value of the ſaid Callicoes, to be aſcertained upon the Sale at the Candle, as is herein after mentioned; and for and upon all Porcelan, commonly called *China* or *Japan* Ware, made of Earth, which within the Times aforeſaid are or ſhall be imported as aforeſaid, a Duty after the Rate of twelve Pounds of like Money for every hundred Pounds of the true and real Value thereof, to be alſo aſcertained by the Sale at the Candle, as is herein after mentioned; and for and upon all Drugs (dying Drugs excepted) which are rated in the Book of Rates, and are or ſhall be imported as aforeſaid, a Duty after the Rate of ten Pounds

of

of like Money for every hundred Pounds worth thereof, according to the ſeveral Values charged on them reſpectively in the ſaid Book of Rates; and for and upon unrated Drugs (dying Drugs excepted) which are or ſhall be imported within the Days and Times laſt mentioned, a Duty after the Rate of four Pounds of like Money for every hundred Pounds of the true and real Value thereof, to be aſcertained as is herein after mentioned, and ſo proportionably for any greater or leſſer Quantity of any the Commodities laſt mentioned reſpectively: And it is hereby declared, That by *unrated Drugs*, chargeable by this Act, are meant, all Bark called *Clove Bark*, all Bark called *Jeſuits Bark*, *Callabaſha*, *Caſſena*, *Feechia*, *Brugiata*, *Grana Germanica*, Gum Mountjack, Jeſſamine Ointment, *Lapis Hyacinthiæ*, Oil of Anniſeeds, Oil of Carraway-ſeeds, Oil of Cinnamon, Oil of Cloves, Oil of *Copavia*, or Balſam of *Copavia*, Oil of Juniper, Oil of *Lignum Rhodium*, Oil of Peony, Oil of Saſſafraſs, Pomatum, *Sal Tamariſcæ*, and all Chymical Salts, Snake Root, *Terra Dulcis*, Turpentine of *Germany*, all Chymical Preparations, Phyſical Oils and Medicinal Drugs (excepting unrated Drugs uſed for dying, and except Coffee, Tea, Chocolate, Cocoa Paſte, and Cocoa Nuts.) And it is hereby alſo declared, That by ſuch dying Goods, as are by this Act, or any other Acts, exempted from Payment of the reſpective Duties by this or the ſaid other Acts granted, are meant the Goods following (*viz.*) *Aqua-fortis*, *Argoll*, *Anotto*, Allom of all Sorts, *Archelia* or *Spaniſh* Weed, Cocheneal, Cream of Tartar, Copperas of all Sorts, Gum Arabick, Gum *Seneca*, Sticklack, Cakelack, Madder Roots, or *Rubea Tinctorum*, Saunders Red, Sal Armoniack, Sal Gem, Turneſole, Verdigreaſe, Iſing Glaſs, Platain, Litharge of all Sorts, Bayberries, Antimony, Pomegranate, Pills Arſenick, Agarick, Senna, Gauls, Indico of all Sorts, Litmus, Madder of all Sorts, Orchall, Safflore, Shumack, *Caſſumba*, Log Wood, Brazile Wood, Brazeletto Wood, Nickerago Wood, Fuſtick, Red Wood, Sapan Wood, Woad, Weld, Valonia Grain or Scarlet Powder, Grain of *Sevil* in Berries, and Grains of *Portugal* or *Rota*, *Engliſh* Berries from the Plantations, *French* Berries, and Salt Petre.

Unrated Drugs 4 l. per Cent.

What is meant by unrated Drugs.

[a] By 1 Geo. 1. ſtat. 2. c. 43. §. 3. Senna is to pay Duties.

IX. And be it further enacted by the Authority aforeſaid, That the ſaid Duties hereby granted for and upon all white Callicoes imported, ſhall be ſecured, aſcertained, valued, raiſed, levied, collected, anſwered and paid, according the groſs Price thereof, upon Sale at the Candle, by ſuch Ways and Means, and ſubject to ſuch or the like Allowances, and under ſuch Penalties and Forfeitures, and in ſuch Manner and Form, as the Duties of fifteen *per Centum* on Muſlins imported, by the ſaid Act of the twelfth Year of his ſaid late Majeſty's Reign, are to be ſecured, raiſed, levied, collected, anſwered or paid; and that the ſaid reſpective Duties hereby granted, for and upon the ſaid *China* or *Japan* Ware, and for and upon all ſuch of the ſaid unrated Drugs, imported from the *Eaſt Indies*, *Perſia*, *China*, or other Parts within the Limits of the Charters granted to the *Eaſt India* Companies, ſhall be ſecured, aſcertained, valued, raiſed, levied, collected, anſwered and paid, according to the Prices thereof, upon Sale at the Candle, by ſuch Ways and Means, and with ſuch ſeveral and reſpective Allowances, and under ſuch Penalties and Forfeitures, and in ſuch Manner and Form, as the Duties of unrated Goods from the *Eaſt Indies*, *China*, or other Parts within the Limits of the Charters granted to the *Eaſt India* Companies, are enacted, preſcribed, or appointed to be ſecured, aſcertained, valued, raiſed, levied, collected, anſwered or paid, by an Act paſſed in the ſecond Year of her Majeſty's Reign, intituled, *An Act for granting to her Majeſty an additional Subſidy of Tunnage and Poundage for three Years, and for laying a further Duty upon* French *Wines condemned as lawful Prize, and for aſcertaining the Values of unrated Goods imported from the* Eaſt Indies: And that the Value of all ſuch of the ſaid unrated Drugs, as ſhall be imported from any Parts or Places (other than the *Eaſt Indies*, *Perſia*, *China*, and other Parts within the Limits of the Charters aforeſaid) according to which the ſaid Duty of four *per Centum* is to be paid, ſhall be affirmed by the Oaths of the Importers of ſuch Drugs reſpectively.

How the Duties on Callicoes ſhall be aſcertained and paid; 12 W. 3. c. 11. and the Duties on China Ware and unrated Drugs. 2 Annæ, c. 9.

X. And be it further enacted by the Authority aforeſaid, That the ſaid Duties of four *per Centum*, by this Act impoſed upon unrated Drugs, imported from Parts not within the Limits of the Charters granted to the ſaid *Eaſt India* Companies, ſhall be paid by the reſpective Importers of the ſame upon the Importation thereof.

Importer to pay the 4 l. per Cent. on unrated Drugs.

XI. And it is hereby enacted, That in caſe any of the ſaid Callicoes, *China* Ware, rated or unrated Drugs, hereby charged as aforeſaid, ſhall be landed or put on Shore out of any Ship or Veſſel, before due Entry be made thereof at the Cuſtom-houſe in the Port or Place where the ſame ſhall be imported, and before the ſaid Duties by this Act charged or chargeable thereupon ſhall be ſecured or paid, as this Act doth require in the reſpective Caſes aforeſaid, or without a Warrant for the landing or delivering the ſame, firſt ſigned by the Commiſſioners, Collectors, or other proper Officer or Officers of the Cuſtoms reſpectively, that all ſuch imported Callicoes, *China* Ware, and Drugs, as ſhall be ſo landed and put on Shore, or taken out of any Ship or Veſſel, contrary to the true Meaning hereof, or the Value of the ſame, ſhall be forfeited, and ſhall and may be ſeized or recovered of the Importer or Proprietor thereof (to wit) two Thirds of the ſame to the Uſe of her Majeſty, her Heirs or Succeſſors (ſhe or they bearing the Charge of Proſecution) and the other Third to the Uſe of ſuch Perſon or Perſons as will ſeize, inform, or ſue for the ſame, or the Value thereof, by Action, Bill, Suit or Information, wherein no Eſſoin, Protection, or Wager of Law ſhall be allowed.

Goods landed before Entry forfeited.

XII. Provided always, and be it further enacted and declared by the Authority aforeſaid, That in caſe any of the ſaid Callicoes and *China* Wares, upon which the ſaid further Duties by this Act granted are paid or ſecured to be paid as aforeſaid, be again exported at any Time or Times within twelve Months by *Engliſh*, or within nine Months by Aliens; or if any of the ſaid rated or unrated Drugs, for which the ſaid further Duties by this Act granted ſhall be paid as aforeſaid, be again exported by any *Engliſh* Merchants within eighteen Months, or by Aliens within nine Months, to be accounted from the reſpective Times of the Entry of the ſaid Goods inwards, and that due Proof be firſt made upon Oath, that the

On Exportation Duties to be repaid. [a] Theſe twelve, nine, and eighteen Months, are enlarged to three Years by 7 Geo. 1. ſtat. 1. c. 21. §. 10.

the ſaid Callicoes, *China* Wares, and Drugs ſo exported be the ſame for which the ſaid Duties are paid and ſecured to be paid as aforeſaid, that then and in every ſuch Caſe (and not otherwiſe) the ſame Duties ſo paid ſhall, without any Delay or Reward, be wholly repaid out of any the Duties on imported Commodities by this Act granted, or the Security, for ſuch of the ſaid Duties as ſhall be ſecured, ſhall be vacated, as to ſo much of the ſaid Callicoes, *China* Wares, and Drugs, as ſhall be ſo exported; any thing in this Act to the contrary notwithſtanding.

Duties to be paid into the Exchequer.

XIII. And it is hereby further enacted, That all the Duties by this Act granted or continued (except the neceſſary Charges for raiſing and managing the ſame) ſhall, from time to time, by the reſpective Receivers thereof, be brought into her Majeſty's Receipt of the Exchequer, for the Purpoſes in this Act mentioned.

Wholeſale Traders not no be deemed Pedlars.

XIV. Provided nevertheleſs, That whereas ſeveral Doubts have ariſen touching Traders in the Woollen or Linen Manufactures, who trade by Wholeſale, and ſet many thouſands of Poor to work, and yet, for want of the Convenience of Water Carriage, are obliged to ſend their Goods, when manufactured, by Horſes and otherwiſe to the publick Markets, Fairs, and other Places; Be it enacted and declared by the Authority aforeſaid, That all Perſons trading in the Woollen or Linen Manufactures of this Kingdom, and ſelling the ſame by Wholeſale, ſhall not be deemed or taken to be Hawkers, Pedlars, or Petty Chapmen within this or any other Act, but that ſuch Perſon or Perſons, and thoſe that ſhall be immediately imployed under them to ſell by Wholeſale only, may carry abroad, expoſe, and ſell the ſaid Manufactures; any thing in this Act or any other Act or Acts to the contrary thereof notwithſtanding.

Proviſo:

XV. Provided always, and it is hereby declared, That no Goods or Merchandizes imported or brought into any Ports of *England* or *Wales*, before the ſaid firſt Day of *February* one thouſand ſeven hundred and four, and afterwards imported or brought into any other Port or Ports of this Kingdom from the Ports where they ſo firſt arrived, ſhall be liable to pay the new Duties by this Act granted, to commence from the ſame firſt Day of *February*; any thing in this Act contained to the contrary thereof in any wiſe notwithſtanding.

Clauſe of Loan not exceeding 700,000 l. at 6 l. per Cent. 12 W. 3. c. 11. 'See 6 Annæ, c. 22. & 7 Geo. 1. c. 7. §. 19.'

XVI. And be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for any Perſon or Perſons, Natives or Foreigners, Bodies Politick or Corporate, to lend to her Majeſty, at the Receipt of the Exchequer, upon Credit of all the Monies which ſhall ariſe by the ſaid Act of the twelfth Year of his ſaid late Majeſty's Reign, after Satisfaction of all the Loans, not exceeding three hundred thouſand Pounds, made thereupon, and all the Intereſt due and to be due for the ſaid Loans, and every of them, or reſerving ſufficient to ſatisfy the ſame, and upon Credit of all the ſeveral Duties upon Low Wines and Spirits of the firſt Extraction, Coffee, Tea, Chocolate, Cocoa, Spices, and Pictures, Hawkers, Pedlars, Petty Chapmen, and Muſlins, by this Act continued as aforeſaid, and upon Credit of the additional Duties of Coffee, Tea, Chocolate, Cocoa, Spices, and Pictures, by this Act granted, and of the new Duties upon Callicoes, *China* Ware, and Drugs, and upon Credit of all other Duties by this Act granted or continued; any Sum or Sums of Money, not exceeding in the whole the Sum of ſeven hundred thouſand Pounds, at an Intereſt not exceeding the Rate of ſix Pounds *per Centum per Annum*.

Money to be paid into the Exchequer.

A Book to be kept for entring the ſame.

XVII. And to the End all the Money, that ſhall be ſo lent to her Majeſty, may be well and ſufficiently ſecured and repaid with Intereſt as aforeſaid; be it further enacted by the Authority aforeſaid, That all the Monies ariſing by the ſaid Duties, upon which the ſaid Loans are to be made (other than the neceſſary Charges of raiſing and managing the ſaid Duties) ſhall be brought and paid from Time to Time weekly into the Receipt of the Exchequer; that is to ſay, on *Wedneſday* in every Week, if it be not an Holiday, and if it be, then the next Day after that is not an Holiday; and that there ſhall be provided and kept in her Majeſty's Exchequer, that is to ſay, in the Office of the Auditor of the Receipt, one Book, in which all the ſaid Monies, which ſhall be ſo paid into the Exchequer, ſhall be entred apart and diſtinct from all other Monies paid or payable to her Majeſty, her Heirs and Succeſſors, upon any Account whatſoever.

Tallies of Loan to be levied.

Orders for Repayment.

Intereſt paid every 3 Months.

Orders may be aſſigned.

A diſtinct Regiſter to be kept of all the Orders of Repayment.

Orders to be paid in Courſe.

No Fee to be taken for regiſtring or Searches.

Penalty.

XVIII. And be it further enacted by the Authority aforeſaid, That from Time to Time, upon making of ſuch Loans to be made in purſuance of this Act as aforeſaid, Tallies of Loan ſhall be levied for all and every Sum and Sums of Money ſo to be lent; and that Orders, according to the Courſe of the Exchequer ſhall be drawn and ſigned for Repayment of the ſame, and for Payment of ſuch Intereſt as aforeſaid, for the Forbearance thereof, the ſaid Intereſt to be paid every three Months, until Satisfaction of the Principal Sum; and that all and every ſuch Order and Orders, and the Monies therein to be contained, or any Part thereof, ſhall be aſſignable and transferrable without Power of Revocation, ſo as the Aſſignments thereof be indorſed upon the reſpective Orders, and entred and notified in the Office of the Auditor of the Receipt of Exchequer, in a Book to be there kept for that Purpoſe; and that a diſtinct Regiſter ſhall be kept in the ſaid Receipt of Exchequer of all the ſaid Orders of Repayment, not exceeding ſeven hundred thouſand Pounds Principal Money, in which the ſaid Orders ſhall be regiſtred in courſe, according to the Date of the Tallies reſpectively, without any other Preference of one before another; and that every Perſon ſhall be paid in Courſe, as his Order ſhall ſtand entred in ſuch Regiſter Book, out of the Monies ariſing by the ſaid Duties or Payments, upon the Credit whereof the ſaid Loans ſhall be made as aforeſaid, which are hereby appropriated thereunto; and that no Fee, Reward, or Gratuity, directly or indirectly, ſhall be demanded or taken for providing or making any ſuch Book or Regiſter, or for any View or Search in the ſame, by any of her Majeſty's Officers, their Clerks or Deputies; on Pain of forfeiting treble Damages to the Party grieved, with treble Coſts of Suit, to be recovered by Action of Debt, or on the Caſe, Bill, Plaint, or Information, in any of her Majeſty's Courts of Record at *Weſtminſter*, by any Perſon

Perſon or Perſons who will ſue for the ſame, wherein no Eſſoin, Protection, Wager of Law, Privilege of Parliament, or other Privilege, or more than one Imparlance, ſhall be granted or allowed, either for demanding or taking any ſuch Fee or Gratuity, or for giving any undue Preference in Point of Regiſtry or Payment, or for diverting or miſapplying any of the Monies of the ſaid Duties, contrary to the true Meaning of this Act.

XIX. Provided always, That if it ſhall happen that ſeveral of thoſe Tallies and Orders bear Date, or be brought the ſame Day to the Auditor of the Receipt to be regiſtred, it ſhall be interpeted no undue Preference which of thoſe be entred firſt. No undue Preference.

XX. Provided alſo, That it ſhall not be interpreted any undue Preference, to incur any Penalty in Point of Payment, if the Auditor direct, or the Clerk of the Pells record, and the Tellers do pay ſubſequent Orders of Perſons that come and demand their Monies, and bring their Orders, before other Perſons that did not come to demand their Monies, and bring their Orders in courſe, ſo as there be ſo much Money reſerved as will ſatisfy precedent Orders, which ſhall not be otherwiſe diſpoſed, but kept for them; yet ſo as that Intereſt of Loan ſhall in that caſe ceaſe from the Time the Money is ſo reſerved and kept in Bank for them.

CAP. V.

An Act for granting to her Majeſty a further Subſidy on Wines and Merchandizes imported.

'Two thirds Subſidy.'

Moſt Gracious Sovereign,

'WHEREAS by an Act of Parliament made and paſſed in the ninth Year of the Reign of your 'Majeſty's late Royal Brother King WILLIAM the Third, of glorious Memory, intituled, *An 'Act for granting to his Majeſty a further Subſidy of Tunnage and Poundage, towards raiſing the yearly Sum of 'ſeven hundred thouſand Pounds, for the Service of his Majeſty's Houſhold, and other Uſes therein mentioned, du-'ring his Majeſty's Life*, it was enacted, That over and above all Subſidies of Tunnage and Poundage, 'and over and above all additional Duties, Impoſitions, and other Duties whatſoever, therein mentioned, 'there ſhould be raiſed and paid to his Majeſty one other Subſidy, called *Tunnage*, for and upon all 'Wines, which from and after the laſt Day of *January* in the Year of our Lord one thouſand ſix hun-'dred ninety-nine, at any Time or Times during his Majeſty's Life, ſhould be imported or brought 'into the Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*; and one further 'Subſidy, called *Poundage*, of all Manner of Goods and Merchandizes imported or brought into this 'Realm, or any his Majeſty's Dominions to the ſame belonging, at any Time or Times after the ſaid 'laſt Day of *January* one thouſand ſix hundred ninety-nine, during his Majeſty's Life, by Way of Mer-'chandize (except ſuch Goods and Merchandizes as are therein excepted) and with ſuch Abatements, 'Regulations, Directions for making Repayments or Allowances upon Exportation, and ſubject to ſuch 'Rules, and other Matters and Things touching the ſaid ſeveral Subſidies, as in the ſaid Act are expreſ-'ſed; which ſaid further Subſidies of Tunnage and Poundage, and other Duties upon Wines, Goods, 'and Merchandizes, granted by the Act above recited, are to be raiſed and paid to your Majeſty during 'your Life, by Virtue of another Act of Parliament made and paſſed in the firſt Year of your Majeſty's 'Reign, intituled, *An Act for the better Support of her Majeſty's Houſhold, and of the Honour and Dignity of 'the Crown*: And by another Act made and paſſed in the ſecond Year of your Majeſty's Reign, intituled, '*An Act for granting to her Majeſty an additional Subſidy of Tunnage and Poundage for three Years, and for lay-'ing a further Duty upon* French *Wines condemned as lawful Prize, and for aſcertaining the Values of unrated 'Goods imported from the* Eaſt Indies, a further Subſidy of Tunnage upon all Wines, which were to be 'imported during the Term therein mentioned (that is to ſay) one third Part of ſuch or the like Duties, 'as by the ſaid recited Acts, or either of them, were impoſed upon Wines; and one other Subſidy of 'Poundage of Goods and Merchandizes, which were to be imported during the Term therein mentioned '(that is to ſay) one third Part of ſuch or the like ſeveral Duties as by the ſaid recited Acts, or either of them, 'are impoſed upon the ſame Goods and Merchandizes reſpectively (except as therein is excepted) are already 'granted to your Majeſty, in the Manner therein expreſſed, as by the ſaid ſeveral Acts (Relation being there-'unto ſeverally had) may more fully appear:' Now we your Majeſty's moſt dutiful and loyal Subjects, the Commons of *England* in Parliament aſſembled, for the better enabling your Majeſty to carry on the preſent War, and to defray your other neceſſary Expences, do cheerfully and unanimouſly give and grant unto your moſt Excellent Majeſty the additional Rates, Duties, and Sums of Money, herein after mentioned, and do moſt humbly beſeech your Majeſty, that it may be enacted: And be it enacted by the Queen's moſt Excelſent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That over and above the Subſidies of Tunnage and Poundage above mentioned, and over and above all other Subſidies, additional Duties, Impoſitions, and Payments whatſoever, by any other Act or Acts of Parliament, or otherwiſe however already due or payable, or which ought to be paid to her Majeſty for or upon any Wines, Goods, or Merchandizes whatſoever, imported or to be imported, there ſhall be raiſed, levied, collected, paid, and ſatisfied unto her Majeſty, one other Subſidy, called *Tunnage*, for and upon all Wines, which from and after the eighth Day of *March* one thouſand ſeven hundred and four, at any Time or Times within or during the Space of four Years from thence next and immediately enſuing, ſhall be imported or brought into the Kingdom of *England*, Dominion of *Wales*, and Town of *Berwick* upon *Tweed* (that is to ſay) two third Parts of ſuch or the like ſeveral and reſpective Duties, as by the ſaid Act of the ninth Year of his ſaid laid Majeſty's Reign were granted, and by the ſaid Act of the firſt Year of her Majeſty's Reign are continued and payable for or upon any kind of Wine or Wines reſpectively:

9 W. 3. c. 23. 'This Duty is made perpetual by 7 Ann. c. 7. 1 Geo. 1. c. 12. 3 Geo. 1. c. 8. & 5 Geo. 1. c. 3. and Part of the AggregateFund.'

'1 Annæ, ſtat. 1. c. 7. 2 Annæ, c. 9.'

'See 5 Geo. 1. c. 3. § 34.'

Additional Duty of Tunnage granted for 4 Years.

On all Wines imported.

Additional Poundage. * See 11 Geo. 1. c. 7.*

And one other Subſidy, called *Poundage*, of all Manner of Goods and Merchandizes to be imported or brought into this Realm, or any her Majeſty's Dominions to the ſame belonging, at any Time or Times after the ſaid eighth Day of *March* one thouſand ſeven hundred and four, during the ſaid Term of four Years, by way of Merchandize (that is to ſay) Two third Parts of ſuch or the like ſeveral and reſpective Duties, as by the ſaid Act of the ninth Year of his ſaid late Majeſty's Reign were granted, and by the ſaid Act of the firſt Year of her Majeſty's Reign are continued and payable for or upon the ſame Goods and Merchandizes reſpectively; except Tobacco, and ſuch Currans as ſhall be imported in *Engliſh* built Shipping, navigated according to the Laws now in Force, and Sugar from the *Engliſh* Plantations, and ſuch Goods and other Merchandizes as by the two Acts laſt mentioned, or either of them, are exempted from Payment of the Subſidies thereby granted.

Except Tobacco and Currans, and Sugar from the Engliſh Plantations.

Duties how to be raiſed and levied, and Drawbacks proportioned.

II. And it is hereby enacted, That in all Caſes where by the ſaid two Acts laſt mentioned, or either of them, any Drawbacks or Abatements are to be made of the whole or any Part of the Duties thereby impoſed, there ſhall be in the like Caſes proportionable Drawbacks and Abatements made of the whole or Part of the Duties by this Act granted reſpectively; and that the ſeveral Subſidies and Duties by this Act granted, during the Continuance thereof, ſhall be raiſed, collected, levied, ſecured, and paid, by the ſame Ways, Means, and Methods, and under ſuch Penalties and Forfeitures, and ſubject to ſuch Rules and Directions, as in and by the ſaid former Acts, or any of them, are preſcribed or appointed touching or concerning the ſaid Subſidies of Tunnage and Poundage, which were thereby granted, as aforeſaid; and that every Article Rule, and Clauſe contained in the ſaid recited Acts, or any of them, concerning the ſaid Subſidies of Tunnage and Poundage formerly granted, as aforeſaid, and now in Force, ſo far forth as the ſame do or may relate to the Subſidies or Duties formerly granted, as aforeſaid, ſhall be uſed, exerciſed, and put in Practice, for the raiſing, levying, collecting, and anſwering the Subſidies and Duties hereby before granted, as fully and effectually, as if the ſame Articles, Rules and Clauſes, and every of them, were again particularly and at large recited and re-enacted in the Body of this preſent Act; except only as to ſuch of the ſaid Articles, Rules, and Clauſes, touching which other Proviſions, Alterations, or Exemptions are made by any Act or Acts of Parliament now in being; which other Proviſions, Alterations or Exemptions ſhall be obſerved, with reſpect to the Duties hereby granted, during the Continuance of this Act, in the ſame Manner as they are to be obſerved with Reſpect to the ſaid Subſidies formerly granted, as aforeſaid.

* Currans imported in Veneſian Ships provided for by 8 Annæ, c. 13. §. 21.*

Acts aforeſaid to be in Force for levying the Duties hereby granted.

Exception.

Penalty on Officer taking Fee for Entry, &c.

III. And be it further enacted by the Authority aforeſaid, That the Officers of her Majeſty's Cuſtoms, or any of them, or any of their Clerks or Subſtitutes, ſhall not directly or indirectly receive, take, or demand any Fee, Gratuity, or Reward whatſoever, from any her Majeſty's Subjects or Aliens for any Entry, Warrant, Debenture, Certificate, Cocquet, or other Matter or Thing to be done or performed by them or any of them, in relation only to the ſaid Subſidies, of Tunnage and Poundage herein before granted; on Pain of forfeiting for every ſuch Offence the Sum of forty Pounds (to wit) One third thereof to her Majeſty, and the other two Thirds thereof (beſides Coſts of Suit) to the Party grieved, who may ſue for the ſame by Action of Debt, or on the Caſe, Bill, Suit, or Information, in any of her Majeſty's Courts of Record at *Weſtminſter*, wherein no Eſſoin, Protection, Wager of Law, or more than one Imparlance ſhall be allowed.

Proviſo.

IV. Provided, That nothing in this Act ſhall extend, or be conſtrued to extend, to charge any Goods or Merchandize chargeable by this Act, imported in any Port of *England* or *Wales* before the ſaid eighth Day of *March* one thouſand ſeven hundred and four.

Act not to affect Foreign Stores ſold for the Uſe of the Navy.

V. Provided nevertheleſs, and be it enacted by the Authority aforeſaid, That the new or additional Duties impoſed by this Act, ſhall not extend to affect ſuch foreign Stores, as have been ſold to the Uſe of her Majeſty's Navy, by Contract with the Navy Board, before the five and twentieth Day of *December* one thouſand ſeven hundred and four, ſo as a Certificate be given from the Commiſſioners of the Navy, that ſuch Foreign Stores have been ſo contracted for by them for her Majeſty's Service, as aforeſaid; and ſo as the Importer of the ſame do make Oath before the Commiſſioners appointed to manage the Cuſtoms (which Oath they are hereby impowered to adminiſter) of the Truth of the ſaid Contract, and that he will deliver the ſaid Goods into her Majeſty's Stores, purſuant to the Contract ſo certified by the Commiſſioners of the Navy.

Clauſe of Loan not to exceed 636,957 l. 4 s. ob.

with Intereſt at 6 l. per Cent.

Monies lent not to be taxed.

Lenders to have Tallies of Loan, and Orders for Re-payment.

Orders to be regiſtred and paid in Courſe.

VI. And be it further enacted by the Authority aforeſaid, That all the Monies ariſing by the ſaid Subſidy of Tunnage and Poundage, and other the Duties hereby granted, as aforeſaid (except the neceſſary Charges of raiſing and anſwering the ſame) ſhall from Time to Time be brought and paid into the Receipt of her Majeſty's Exchequer; and that it ſhall and may be lawful to and for any Perſon and Perſons, Natives or Foreigners, Bodies Politick or Corporate, to lend to her Majeſty at the ſaid Receipt, upon Credit thereof, any Sum or Sums of Money, not exceeding in the whole the Sum of ſix hundred thirty-ſix thouſand nine hundred fifty-ſeven Pounds four Shillings and a Halfpenny; and to have and receive, for the Forbearance thereof, Intereſt after the Rate of ſix Pounds *per Centum per Annum*, to be paid every three Months from the making of ſuch Loans, until Satisfaction of the principal Sums reſpectively; and that the Monies ſo to be lent ſhall not be rated or aſſeſſed to any Tax or Aſſeſſment whatſoever; and that every ſuch Lender ſhall immediately have a Talley of Loan ſtruck for the Money by him, her, or them lent, and an Order of the ſame Date for Repayment thereof, with ſuch Intereſt as aforeſaid; and that all ſuch Orders ſhall be regiſtred in courſe, according to their Dates, on a Regiſter to be kept by the Auditor of the ſaid Receipt for that Purpoſe; and all Perſons on the ſaid Regiſter ſhall be paid in courſe, as their Orders ſhall ſtand regiſtred, ſo as the Perſon, Native or Foreigner, his Executors, Adminiſtrators, or Aſſigns, whoſe Orders ſhall be firſt regiſtred, ſhall be accounted the Perſon to be firſt paid out of the Money to come in by this Act; and he or they, who ſhall have his or their Order or Orders next entred

tred, ſhall be taken to be the ſecond Perſon to be paid, and ſo in courſe; and that the Monies to come in by the ſaid Subſidy of Tunnage and Poundage, and other the Duties hereby granted, ſhall be in the ſame Order liable to the Satisfaction of the ſaid reſpective Perſons, their Executors, Adminiſtrators, or Aſſigns ſucceſſively, without undue Preference of one before another, and not otherwiſe, and ſhall not be diverted or divertible to any other Uſe, Intent, or Purpoſe whatſoever; and that no Fee, Reward, or Gratuity, directly or indirectly, be demanded or taken of any of her Majeſty's Subjects for providing or making of any ſuch Books or Regiſters, or any Entries, Views, or Search in or for Payment of Money lent, or the Intereſt thereof, as aforeſaid, by any of her Majeſty's Officer or Officers, their Clerks or Deputies, on Pain of Payment of treble Damages to the Party aggrieved by the Party offending, with treble Coſts of Suit; or if the Officer himſelf take or Demand any ſuch Fee or Reward, then to loſe his Place alſo; and if any undue Preference of one before another ſhall be made, either in point of Regiſtry or Payment, contrary to the true Meaning of this Act, by any ſuch Officer or Officers, then the Party offending ſhall be liable, by Action of Debt, or on the Caſe, to pay the Value of the Debt, with Damages and Coſts, to the Party grieved, and ſhall be for ever incapable of his Place or Office; and if ſuch Preference be unduly made by any his Deputy or Clerk, without Direction or Privity of his Maſter, then ſuch Deputy or Clerk only ſhall be liable to ſuch Action, Debt, Damages, and Coſts, and ſhall be for ever after incapable of his Place or Office; and in caſe the Auditor of the Receipt ſhall not direct, or the Clerk of the Pells record, or the Teller make Payment, according to each Perſon's due Place and Order, as afore directed, then he or they ſhall be adjudged to forfeit, and the reſpective Deputies and Clerks herein offending, to be liable to ſuch Action, Debt, Damages, and Coſts, in ſuch Manner as aforeſaid: All which ſaid Penalties, Forfeitures, Damages, and Coſts, to be incurred by any of the Officers of the Exchequer, or any their Deputies or Clerks, ſhall and may be recovered by Action of Debt, Bill, Plaint, or Information, in any of her Majeſty's Courts of Record at *Weſtminſter*, wherein no Eſſoin, Protection, Privilege, Wager of Law, Injunction, or Order of Reſtraint, ſhall be in any wiſe granted or allowed.

No undue Preference.

Nor Fee to be taken for Entries, &c.

Penalty on Officers or Clerks offending.

VII. Provided always, and be it hereby declared, That if it happen that ſeveral Tallies of Loan, or Orders for Payment, as aforeſaid, bear Date, or be brought the ſame Day to the Auditor of the Receipt to be regiſtred, then it ſhall be interpreted no undue Preference which of thoſe be entred firſt, ſo as he enters them all the ſame Day.

What ſhall not be accounted undue Preference.

VIII. Provided alſo, That it ſhall not be interpreted any undue Preference to incur any Penalty in Point of Payment, if the Auditor direct, and the Clerk of the Pells record, and the Tellers do pay ſubſequent Orders of Perſons that come and demand their Monies, and bring their Orders, before other Perſons that did not come to take their Monies, and bring their Orders in their Courſe, ſo as there be ſo much Money reſerved as will ſatisfy precedent Orders, which ſhall not be otherwiſe diſpoſed, but kept for them; Intereſt upon Loan being to ceaſe from the Time the Money is ſo reſerved and kept in Bank for them.

IX. And be it further enacted, That all and every Perſon and Perſons, to whom any Money ſhall be due for Loans by virtue of this Act, after Order entred in the Book of Regiſter, as aforeſaid, his or their Executors, Adminiſtrators, or Aſſigns, by Indorſement of his Order, may aſſign or transfer his Right, Title, Intereſt, and Benefit of ſuch Order, or any Part thereof, to any other; which being notified in the Office of the Auditor of the Receipt aforeſaid, and an Entry or Memorial thereof alſo made in the ſaid Book of Regiſtry (which the Officers ſhall upon Requeſt, without Fee or Charge, accordingly make) ſhall intitle ſuch Aſſignee, his Executors, Adminiſtrators, Succeſſors, and Aſſigns, to the Benefit thereof, and Payment thereon; and ſuch Aſſignee may in like Manner aſſign again, and ſo *toties quoties*, and afterwards it ſhall not be in the Power of ſuch Perſon or Perſons, who ſhall make ſuch Aſſignments, to make void, releaſe, or diſcharge the ſame, or any the Monies thereby due or any Part thereof.

Orders may be aſſigned, and Aſſignee may aſſign again.

X. And be it further enacted by the Authority aforeſaid, That all the Monies which ſhall be lent to her Majeſty on the Credit of the ſaid Subſidies and Duties by this Act granted, and all the Monies which are or ſhall be lent, contributed, or advanced to her Majeſty, upon every or any other Act or Acts of this Seſſion of Parliament, for granting any Aid or Supply to her Majeſty for carrying on the preſent War, and other her Majeſty's neceſſary and important Occaſions; and ſo much of the ſeveral Taxes and Duties granted in this Seſſion of Parliament for the Purpoſes aforeſaid, and charged or chargeable with Loans made or to be made thereupon, as ſhall remain (over and above the Monies thereof which are in the firſt Place to go and be applied in Repayment and Satisfaction of all the ſaid Loans, made or to be made thereupon, or upon any of them, and the Intereſt thereof reſpectively, and over and above the Charges to be allowed for raiſing the ſaid Taxes and Duties reſpectively) ſhall be appropriated, iſſued, and applied, and the ſame are hereby appropriated for or towards the ſeveral Uſes and Purpoſes herein after expreſſed (that is to ſay) for or towards the Defraying the Charges of the Ordinary of her Majeſty's Navy, and for Victuals, Wages, Wear, Tear, and other Services of the Navy, and the Victualling thereof, performed and to be performed; and for the Sea Service in the Office of the Ordnance, performed and to be performed, for or towards the ſupplying of Ordnance Stores for Sea Service, and for and towards the making of a Wharf and Storehouſe at *Portſmouth*, and for paying the Bounty or Reward, which her Majeſty ſhall be pleaſed to beſtow, in Conſideration of the good Service of thoſe who were on Board her Majeſty's Fleet, or at *Gibralter*, at the Time of the late Engagement in the *Mediterranean Sea*; and for or towards the Land Services, performed and to be performed, by the ſaid Office of the Ordnance, and to and for Subſiſtence, Off-reckonings, and clearings for one Year, from the three and twentieth Day of *December* one thouſand ſeven hundred and four, to her Majeſty's Guards and Gariſons in *England*,

Monies how appropriated.

and

and the Dominions thereunto belonging (*Ireland* excepted) and the contingent Charges of the ſame; and for Payment of Invalids for the ſaid Year, beginning from the ſaid three and twentieth Day of *December* one thouſand ſeven hundred and four; and for or towards the defraying the Charge of her Majeſty's Army, and ſuch Forces as are or ſhall be added thereunto in the *Low Countries*, or *Germany*, within or for one Year, to be reckoned from the ſaid three and twentieth Day of *December* one thouſand ſeven hundred and four, and the contingent Charges thereunto belonging; and for paying the Bounty or Reward which her Majeſty ſhall be pleaſed to beſtow, in Conſideration of the good Services performed by her Land Forces in *Germany*, during the laſt Summer; and for or towards the defraying her Majeſty's Part of the Charge of the Forces acting or to act in Conjunction with the Forces of the King of *Portugal*, until or at any Time before the five and twentieth Day of *December* one thouſand ſeven hundred and five; and for defraying extraordinary Expences of the War in the Year one thouſand ſeven hundred and three, purſuant to the late Treaty with *Portugal*; and for or towards the Payment of her Majeſty's Proportion of the Subſidies due upon Treaties made, or to be made, with her Majeſty's Allies, and other Charges for the Service of War, for any Time before, or until the ſaid five and twentieth Day of *December* one thouſand ſeven hundred and five; and for or towards the recruiting the Horſes of the *Engliſh* Horſe and Dragoons loſt at the Battles of *Schellemberg* and *Blenheim*; and for or towards her Majeſty's Proportion of the Levy Money, to recruit the Men and Horſes of the Foreigners in the Pay of her Majeſty and of the *States General* of the United Provinces of the *Netherlands*, which were loſt in the ſame Battles; and for or towards diſcharging of the *Præmiums*, and other Charges, for circulating the Bills commonly called *Exchequer Bills*; and for or towards the Charge of Tranſportation of the Land Forces, performed and to be performed; and for and towards the Charge of raiſing and maintaining five thouſand additional Forces, to enable her Majeſty to ſupply the like Number of Men to act in Conjunction with the Forces of her Majeſty's Allies, to ſerve with the Fleet; and for Payment of another Year's Intereſt, after the Rate of five Pounds *per Cent.* for the unſatisfied Debentures charged on the *Iriſh* Forfeitures; and for or towards the Sums to be paid by her Majeſty to the King of *Pruſſia*, purſuant to the late Treaty made with him for the Support of the Duke of *Savoy*; and to none other Uſe, Intent, or Purpoſe whatſoever.

Proviſo towards Maintenance of the Soldiers raiſed for Sea Service.

XI. Provided always, That out of the Monies to be iſſued to the Guards and Garriſons, as aforeſaid, there ſhall and may be taken and applied any Sum not exceeding eighty-ſeven thouſand one hundred twenty-five Pounds ten Shillings, towards the Charge of maintaining the Soldiers raiſed and to be raiſed for Sea Service, with their Officers, and the contingent Charges thereunto belonging; and out of the Monies to be iſſued for the Service of the Navy and Sea Services, as aforeſaid, there ſhall be taken and applied ſuch Sums, as, together with the ſaid Sum not exceeding eighty-ſeven thouſand one hundred twenty-five Pounds and ten Shillings, ſhall be neceſſary for the Charge of maintaining the ſaid Soldiers for Sea Service, with their Officers, and the contingent Charges thereunto belonging; any thing herein contained to the contrary notwithſtanding.

'12 Car. 2. c. 18. 25 Car. 2. c. 7.' 'This extended to Copper Ore by 8 Geo. 1. c. 18. §. 22.' 'Rice ſhipped in Carolina in America, may be carried to any Part of Europe Southward of Cape Finiſterre, &c. 3 Geo. 2. c. 28. §. 2.' From 29 Sept. 1705. Rice and Melaſſes to be under the like Securities as other Plantation Goods, &c.

'XII. And whereas by the Acts made in the twelfth and five and twentieth Years of the Reign of his late Majeſty King CHARLES the Second, the former intituled, *An Act for the encouraging and increaſing of Shipping and Navigation*, and the latter, intituled, *An Act for the Encouragement of the* Greenland *and* Eaſtland *Trade, and for the better ſecuring the Plantation Trade*, certain Commodities therein enumerated, of the Growth, Production, or Manufacture of any of the *Engliſh* Plantations in *America*, *Aſia*, or *Africa*, are obliged to be imported into this Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, or to ſome other of the ſaid Plantations, under the Securities and Penalties in the ſaid Acts particularly mentioned, to the end this Kingdom might be made a Staple, not only of the Commodities of thoſe Plantations, but alſo of the Commodities of other Countries, for ſupplying them; ſince the making of which Laws ſeveral Commodities, which are not in the ſaid Acts particularly enumerated, ſuch as Rice and Melaſſes, are produced and made in the ſaid Plantations, and carried to divers foreign Markets in *Europe*, without being firſt brought into this Kingdom, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, contrary to the true Intent and Meaning of the aforeſaid Laws, to the great Prejudice of the Trade of this Kingdom, and the leſſening the Correſpondence and Relation between this Kingdom and the aforeſaid Plantations:' For the Prevention whereof for the future, Be it enacted by the Authority aforeſaid, That from and after the nine and twentieth Day of *September* one thouſand ſeven hundred and five, all Rice and Melaſſes ſhall be under the like Securities and Penalties reſtrained to be imported into this Kingdom, Dominion of *Wales*, and Town of *Berwick* aforeſaid, as by the fore-recited Acts, or either of them, is provided for the Goods therein particularly enumerated.

Cargo of the Hern Frigot exempted from the new Duties.

XIII. Provided always, and be it enacted, That nothing in this Act contained, or any other Act of Parliament paſſed this Seſſions, ſhall extend, or be conſtrued to extend, to charge the Cargo, or any of the Goods or Merchandizes in the Ship called the *Hern Frigot*, *William Morris* Maſter thereof (which came from the *Weſt Indies*, and was chaſed into *Limerick* in *Ireland* by a *French* Privateer, in the Month of *July* laſt, and was forced to lie there until lately, for want of a Convoy, ſo that ſhe could not arrive at *Plymouth* until the ſixth Day of *February* one thouſand ſeven hundred and four) with any of the new Duties laid upon any of the ſaid Goods and Merchandizes, to commence from the firſt Day of *February* one thouſand ſeven hundred and four; any thing in this, or in any other Act of Parliament paſſed this Seſſion, contained to the contrary thereof in any wiſe notwithſtanding.

Lord Treaſurer to compound with the Sureties of Raymond Roodey,

'XIV. And whereas *Raymond Roodey*, late of the City of *Cheſter*, Merchant, became indebted to his late Majeſty King *William*, of glorious Memory, in ſeveral Sums of Money, for Cuſtoms, Impoſitions, and other Duties upon Goods imported, and entred into ſeveral Bonds to his ſaid Majeſty, with Sureties, for Payment of the ſame: And whereas the ſaid *Raymond Roodey* is ſince dead, and his Effects not viſible in

'*England*,

'*England*, and his Sureties have failed in their Credit, and are not able to pay the full Sums for which 'they ſo ſtand reſpectively engaged, but may by the Aſſiſtance of Friends, pay ſome Part of the ſaid Debts 'to her Majeſty, in caſe a Compoſition be made with them for the ſame;' Be it enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for the Lord High Treaſurer, or Commiſſioners of her Majeſty's Treaſury for the Time being, or any three or more of them, at any Time before the five and twentieth Day of *March* one thouſand ſeven hundred and ſix, to make ſuch Compoſition or Agreement, as to him or them ſhall ſeem reaſonable, with the reſpective Sureties of the ſaid *Raymond Roodey*, their Heirs, Executors, or Adminiſtrators, for ſuch Debts as aforeſaid; and, upon Payment of the Money ſo compounded for, to cauſe the ſaid Sureties, their Heirs, Executors, and Adminiſtrators reſpectively, to be diſcharged of and from the ſaid Bonds; but that the ſaid *Raymond Roodey*, his Heirs, Executors, and Adminiſtrators, and every of them, ſhall ſtand charged, and be liable to the Payment of the Money due upon the ſaid Bonds; any Thing herein contained to the contrary thereof in any wiſe notwithſtanding.

and on Payment, Sureties to be diſcharged.

CAP. VI.

An Act for the better enabling her Majeſty to grant the Honor and Manor of *Woodſtock*, with the Hundred of *Wootton*, to the Duke of *Marlborough* and his Heirs, in Conſideration of the eminent Services by him performed to her Majeſty and the Publick.

Moſt Gracious Sovereign,

'WHEREAS the eminent and unparalleled Services performed to your Majeſty and the Crown of '*England*, by the moſt noble *John* Duke of *Marlborough*, are well known, not only to your Ma'jeſty, and to all your Subjects, but to all *Europe*, who will always remember, That the Alliances 'which your Majeſty's Royal Brother King WILLIAM the Third, of glorious Memory, had, in a little 'Time before his Death, contracted by the Miniſtry of the ſaid Duke of *Marlborough*, as his Majeſty's 'Ambaſſador Extraordinary and Plenipotentiary to the *States General* of the United Provinces, for pre'ſerving the Liberties of *Europe*, againſt the Ambition of *France*, were immediately after your Majeſty's 'happy Acceſſion to the Throne, by the ſaid Duke, then employed by your Majeſty in the ſame Character, 'confirmed and improved, and others were contracted, whereby the Confederacy, which had been diſſolved 'at the End of the laſt War, was re-united in a ſtricter and firmer League: And that in the firſt Year of 'your Majeſty's Reign, the ſaid Duke of *Marlborough* did ſo well execute the Commiſſion and Orders 'which he received from your Majeſty, as Captain General and Commander in Chief of your Majeſty's 'Forces, that he not only ſecured and extended the Frontier of *Holland*, by taking the Towns and 'Fortreſſes of *Venlo*, *Ruremond*, *Stevenſweart*, and *Liege*, but ſoon obliged the Enemy (who had been at the 'Gates of *Nemighen*) to ſeek Shelter behind their Lines; and the next Campaign, by taking *Bon*, *Huy*, 'and *Limbourg*, added all the Country between the *Rhine* and the *Maes* to the Conqueſt of the preceding 'Year: And that in the memorable Year one thouſand ſeven hundred and four, when your Majeſty was 'generouſly pleaſed to take the Reſolution of reſcuing the Empire from that immediate Ruin, to which, 'by the Defection of the Elector of *Bavaria*, it was expoſed, the Meaſures, which by your Majeſty's Wiſ'dom and Goodneſs had been deviſed and conſerted, were purſued by the ſaid Duke with the utmoſt Dili'gence, Secrecy, and good Conduct, in leading the Forces of your Majeſty, and your Allies, by a long 'and difficult March, to the Banks of the *Danube*, where the ſaid Duke did immediately upon his Arrival, 'attack and force the *Bavarians* (aſſiſted by the *French*) in their ſtrong Intrenchments at *Schellenberg*, paſſed 'the *Danube*, diſtreſſed the Country of *Bavaria*, and a ſecond Time fought the Enemies, who had been re'inforced by a Royal Army of the *French* King's beſt Troops, commanded by a Marſhal of *France*; and 'on the ſecond Day of *Auguſt* one thouſand ſeven hundred and four, after a bloody Battle, at or near *Blen'heim* (although the Enemies had the Advantages of Number and Situation) did gain as abſolute and glo'rious a Victory, as is recorded in the Hiſtory of any Age; by which *Bavaria* being entirely reduced, *Ra'tisbon*, *Augsbourg*, *Ulm*, *Memminghen*, and other Imperial Towns recovered, the Liberty of the Diet and 'the Peace of the Empire was reſtored, and *Landau*, *Treves*, and *Traerbach*, being taken, the War is carried 'into the Dominions of *France*: And foraſmuch as the happy Atchievements of the ſaid Duke, having 'apparently tended not only to the Honour and Safety of your Majeſty, and your Subjects, and of their 'Poſterity, but alſo towards the future Tranquillity of *Europe*; your Majeſty's moſt dutiful and loyal 'Subjects, the Commons of *England* in Parliament aſſembled, thought themſelves obliged, in an humble 'Addreſs to your Majeſty, not only to expreſs their great Senſe of the ſaid glorious Victories, but alſo 'humbly to deſire your Majeſty, that you would be graciouſly pleaſed to conſider of ſome proper Means to 'perpetuate the Memory of ſuch ſignal Services: And your Majeſty having been thereupon pleaſed to ſig'nify your Intention to grant the Intereſt of the Crown in the Honor and Manor of *Woodſtock* and the Hun'dred of *Wootton*, to the ſaid Duke and his Heirs;' your Majeſty's ſaid dutiful and loyal Subjects, the Commons of *England* in Parliament aſſembled, duly conſidering the good and prudent Proviſion made by your Majeſty, by an Act of Parliament in the firſt Year of our Reign, for preſerving the Inheritance of ſeveral Revenues of the Crown, and believing that the Settlement of the ſaid Honor, Manor, and Hundred, on the ſaid Duke and his Heirs, can make no Precedent for Caſes where there is or ſhall be leſs Merit, do moſt humbly, cheerfully, and unanimouſly beſeech your Majeſty that it may be enacted; and be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame,

1 Annæ, ſtat. 1. c. 7.

Grant of the Manor of Woodstock and Hundred of Wootton, to the Duke of Marlborough and his Heirs.

same, That it shall and may be lawful to and for the Queen's most Excellent Majesty, by any Letters Patents under the Great Seal of *England*, hereafter to be made, to give and grant unto the said *John* Duke of *Marlborough*, and his Heirs and Assigns for ever, or to any other Person or Persons to the Use of or in Trust for the said Duke, his Heirs and Assigns for ever, all that the Honor and Manor of *Woodstock*, with the Rights, Members and Appurtenances thereof, situate, lying, and being in the County of *Oxon*, and all that the Hundred of *Wootton*, with the Rights, Members, and Appurtenances thereof, in the said County of *Oxon*, and all those the Manors, or reputed Manors of *Hardley*, *Wootton*, *Old Woodstock*, *Hanborough*, *Stonesfield*, *Combe*, and *Bladon*, with the Advowsons of the Rectories, Vicarages, or Churches of *Bladon* or *Stonesfield*, and all the Rights, Members and Appurtenances, to them or any of them belonging, in the County of *Oxon* aforesaid; and all Quit Rents, Rents of Assize, Chief Rents, Old Rents, Free Rents, Copyhold and Customary Rents, Rent Works, and all other Rents, and yearly Sum and Sums of Money whatsoever, to the said Honor, Hundred, and Manors, or reputed Manors, every or any of them, belonging, or in any wise appertaining; and also all that demolished Messuage, Court House, or Toft, with the Appurtenances, together with the Site thereof, now or formerly called

Woodstock Manor House.

Woodstock Manor House, situate, lying, and being in the said County of *Oxon*, within the Park herein after mentioned; and all Houses, Dove Houses, Edifices, Structures, Buildings, Barns, Stables, Out-houses, Orchards, Gardens, Yards, Backsides, Court Yards, and Curtilages to the same belonging or appertaining, containing by Estimation three Acres, one Rood, and fifteen Perches, more or less; and also all that Piece or Parcel of Ground, with the Appurtenances, commonly called or known by the Name

Woodstock Park.

of *Woodstock Park*, lying and being in the said County of *Oxon*, abutting upon *Woodstock* Town on the East, upon *Bladon* Parish towards the South, *Combe* Parish on the West, and upon *Wootton* Parish towards the North, containing in the whole by Estimation one thousand seven hundred ninety-three Acres, and two Roods, more or less; and all that Piece or Parcel of Meadow Ground, with the Appurtenances,

Podghill.

now or lately called or known by the Name of *Podghill*, containing by Estimation three Acres, and one Rood, more or less; and also all that other Piece or Parcel of Meadow Ground, with the Appurtenances,

Little Mill Mead.

now or lately called or known by the Name of *Little Mill Mead*, containing by Estimation two Acres and one Rood, more or less; and all that Piece or Parcel of Meadow Ground, now or lately called or

Great Mill Mead.

known by the Name of the *Great Mill Mead*, containing by Estimation four Acres, two Roods, and

Middle Mead.

thirty-seven Perches, more or less; and also all that other Piece or Parcel of Meadow Ground, now or lately called or known by the Name of the *Middle Mead*, containing by Estimation three Acres and two Roods, more or less; and also all that other Piece or Parcel of Meadow Ground, with the Appurte-

Little Park Mead.

nances, now or lately called or known by the Name of *Little Park Mead*, containing by Estimation nine Acres and thirty-three Perches, more or less; and also all that other Piece or Parcel of Meadow Ground,

Tennis Court Mead.

with the Appurtenances, now or lately called or known by the Name of *Tennis Court Mead*, containing by Estimation three Acres, three Roods, and nine Perches, be the same more or less; and also all that other Piece or Parcel of Meadow Ground, with the Appurtenances, now or lately called or known by

Hopyard.

the Name of the *Hopyard*, containing by Estimation one Acre, two Roods, and three Perches, more or less; and also all that other Piece or Parcel of Meadow Ground, with the Appurtenances, now or lately

Flaggmore Mead.

called or known by the Name of *Flaggmore Mead*, containing by Estimation six Acres, three Roods, and twenty-four Perches, more or less; and also all that Parcel of Meadow Ground, with the Appurte-

Mare Moore Mead.

nances, now or lately called *Mare Moore Mead*, containing by Estimation nine Acres, more or less; and also all that other Piece or Parcel of Meadow Ground, with the Appurtenances, now or lately called or

Staunton Custom.

known by the Name of *Staunton Custom*, containing by Estimation ten Acres and one Rood, more or less; and also all that other Piece or Parcel of Meadow Ground, with the Appurtenances, now or lately called

Southley Custom.

or known by the Name of *Southley Custom*, containing by Estimation five Acres and two Roods, more or

Hill Ground.

less; and also all that other Piece or Parcel of Meadow Ground, with the Appurtenances, to the last mentioned Meadow adjoining, and now or lately called or known by the Name of the *Hill Ground*, containing by Estimation one Rood, more or less; and also all that other Piece or Parcel of Meadow Ground,

Combe Custom.

with the Appurtenances, now or lately called or known by the Name of *Combe Custom*, containing by Estimation four Acres, more or less; and also all that other Piece or Parcel of Meadow Ground, with

Bladon Custom.

the Appurtenances, now or lately called or known by the Name of *Bladon Custom*, containing by Estimation one Acre and three Roods, more or less; and all that other Piece or Parcel of Meadow Ground,

Eight Acres.

with the Appurtenances, now or lately called or known by the Name of *Eight Acres*, containing by Estimation eleven Acres, two Roods, and twenty-four Perches, more or less; and also all that other Piece or Parcel of Meadow Ground, with the Appurtenances, now or lately called or known by the Name of

Hanborough Custom.

Hanborough Custom, containing by Estimation four Acres and two Roods, more or less; and all that other Piece or Parcel of Meadow Ground, with the Appurtenances, now or lately called or known by the

Pit Mead.

Name of the *Pit Mead*, containing by Estimation four Acres and five Perches, be the same more or less; and also all that other Piece or Parcel of Meadow Ground, with the Appurtenances, now or lately called

Borrow Mead.

or known by the Name of *Borrow Mead*, containing by Estimation eleven Acres, one Rood, and thirty Perches, more or less; and also all that other Piece or Parcel of Meadow Ground, with the Appurte-

Thistlehaim.

nances, now or lately called or known by the Name of *Thistlehaim*, containing by Estimation four Acres, three Roods, and four Perches, more or less; and also all that Piece and Parcel of Pasture Ground, with the Appurtenances, to the last-mentioned Meadow adjoining, now or lately called or known by the

Bailiff's Turrett.

Name of *Bailiff's Turret*, containing by Estimation two Roods and sixteen Perches, more or less; and all that other Piece or Parcel of Pasture Ground, with the Appurtenances, adjoining to the East Side of

Bailiff's Hook.

the last-mentioned Piece of Pasture Ground, now or lately called or known by the Name of *Bailiff's Hook*, containing by Estimation one Rood and ten Perches, more or less; and also all that Piece or Parcel

of

of Meadow Ground, with the Appurtenances, now or lately called or known by the Name of *Ruſh Mead*, containing by Eſtimation ſeventeen Acres, one Rood, and eight Perches, more or leſs; and alſo all that Piece or Parcel of Meadow Ground, with the Appurtenances, now or lately called or known by the Name of the *Palace Mead*, containing by Eſtimation two Acres, three Roods, and nine Perches, more or leſs: All which ſeveral Pieces and Parcels of Meadow and Paſture Ground before-mentioned, are ſituate, lying, and being within the Walls of the ſaid Park, in the ſaid County of *Oxon*: And alſo all that other Piece or Parcel of Meadow Ground, with the Appurtenances, now or lately called or known by the Name of the *Long Acre*, lying and being without the ſaid Park, within the Pariſh of *Bladon* aforeſaid, containing by Eſtimation twenty-four Acres, one Rood, and thirty Perches, more or leſs; and all that Parcel of Land lying in the Pariſh of *Combe*, in the ſaid County of *Oxon*, called by the Name of *Combe Rayes*, which were purchaſed by his late Majeſty King Charles the Second from ſeveral Perſons, and do contain in the whole, by Eſtimation, threeſcore Acres, be the ſame more or leſs; and alſo all that Meſſuage, Tenement, or Lodge, with the Appurtenances, now or lately called *Henſgrove Lodge*, ſituate and being in the South Eaſt Part of the ſaid Park; and alſo all that other Meſſuage, Tenement, or Lodge, with the Appurtenances, now or lately called *Streights Lodge*, ſituate and being in the South Weſt Part of the ſaid Park; and alſo all that other Meſſuage, Tenement, or Lodge, with the Appurtenances, now or lately called *New Lodge*, ſituate and being on the Weſt Part of the ſaid Park; and alſo all that other Meſſuage, Tenement, or Lodge, with the Appurtenances, now or lately called *Gorrell Lodge*, ſituate and being on the North Side of the ſaid Park; and all thoſe ſeveral Woods and Coppices, and the Soil and Ground of the ſame, commonly called the *Kings Woods*, within the ſaid Honor and Manor of *Woodſtock*, herein after-mentioned (that is to ſay) all that Wood and Coppice, commonly called or known by the Name of *Mill Wood*, lying and being in the Pariſh of *Hanborough*, in the ſaid County of *Oxon*, containing by Eſtimation ſeventeen Acres and two Roods, more or leſs; and all that Wood and Coppice commonly called or known by the Name of *Pinſly Wood*, alſo lying and being in the Pariſh of *Hanborough* aforeſaid, containing by Eſtimation fourſcore and one Acres and two Roods, more or leſs; and all that Wood and Coppice commonly called or known by the Name of *Wooll Coppice*, lying and being in the ſaid Pariſh of *Hanborough*, containing by Eſtimation ſixteen Acres, more or leſs; and all that Wood and Coppice, commonly called or known by the Name of *Wootton Wood*, lying and being in the Pariſh of *Wootton*, in the ſaid County of *Oxon*, containing by Eſtimation fifty-four Acres and twenty Perches, more or leſs; and all that Wood and Coppice called or known by the Name of *Fendon Wood*, lying and being within the ſaid Pariſh of *Wootton*, containing by Eſtimation ſeventeen Acres and two Roods, more or leſs; and all that Wood and Coppice called and known by the Name of *Ambroſe Coppice*, lying and being in the Pariſh of *Stonesfield*, in the ſaid County of *Oxon*, containing by Eſtimation one hundred thirty-nine Acres, more or leſs; and all her Majeſty's Timber and Trees, Wood, and Underwood whatſoever, now ſtanding, growing, or being, or hereafter to ſtand or grow, as well within or upon the ſeveral Woods, Coppices, and Wood Grounds before-mentioned, and every or any of them, as within or upon the ſaid Park, called *Woodſtock Park*, and within or upon any of Waſte Grounds belonging to the ſaid Honor and Manors, or within or upon any other of the Premiſſes ſo to be granted, and every or any of them reſpectively; and all and ſingular her Majeſty's Meſſuages, Tenements, Lands, Woods, Rents, Mills, Tolls, and Hereditaments whatſoever, ſituate, lying, being, or renewing within the ſaid Park, called *Woodſtock Park*, and in the Towns, Villages, Hamlets, Pariſhes, Precincts, or Territories of *Old Woodſtock*, *Hardley*, *Wootton*, *Bladon*, *Hanborough*, *Combe*, and *Stonesfield*, and every or any of them, or within the ſaid Hundred of *Wootton* in the ſaid County of *Oxon*; and alſo all and ſingular Houſes, Edifices, Buildings, Barns, Stables, Orchards, Gardens, Yards, Backſides, Curtilages; and alſo all Courts Leet, Courts Baron, Hundred Courts, and other Courts whatſoever, Services, Franchiſes, Cuſtoms, Cuſtom Works, Forfeitures, Eſcheats, Reliefs, Herriots, Fines, Iſſues, Amerciaments, Perquiſites and Profits of the ſaid Courts and Leets, and every of them, Goods and Chattels of Felons and Fugitives, Felons of themſelves, outlawed Perſons, and of Perſons put in Exigent, Waifs, Eſtrays, Deodands, Heaths, Moors, Mariſhes, Ways, Paſſages, Lights, Eaſements, Commons, Ground uſed for Common, Waſtes, Waſte Grounds, Rivers, Streams, Waters, Watercourſes, Wears, Dams, Stanks, Mill Pools, Hawking, Hunting, Fiſhing, Fowling, Right, Royalties, Juriſdictions, Liberties, Privileges, Immunities, Profits, Commodities, Advantages, Emoluments, Poſſeſſions, and Hereditaments whatſoever, with their and every of their Appurtenances, of what Nature or Quality ſoever, to the ſaid Honor, Manors, Park, Woods, or other the Premiſſes belonging or appertaining, or accepted, reputed, or taken, as Part, Parcel, or Member thereof, or which have been uſually held, exerciſed, or enjoyed therewith, or within the ſame, or any Part thereof, and ſuch other Franchiſes as her Majeſty ſhall think fit to grant by ſuch Letters Patents as aforeſaid, and the Reverſion and Reverſions, Remainder and Remainders of all and ſingular the Premiſſes, and of every or any Part or Parcel thereof, dependant or expectant upon any former Grant, Demiſe, or Leaſe, Grants, Demiſes, or Leaſes, made of the Premiſſes, or of any of them; and all the Rents, Iſſues, and Profits of the ſaid Honor, Manors, Park, and other the Premiſſes, and of every Part and Parcel thereof; and all the Eſtate, Right, Title, Intereſt, Property, Claim and Demand whatſoever of her Majeſty, of, into, or out of the ſame: To have and to hold the ſaid Honor, Hundred, Manors, Park, Woods, and other the Premiſſes ſo to be granted, with their and every of their Appurtenances, to the ſaid *John* Duke of *Marlborough*, or ſuch Perſon or Perſons as he ſhall nominate, as aforeſaid, his and their Heirs and Aſſigns for ever, to the only Uſe and Behoof of, or in Truſt for, the ſaid *John* Duke of *Marlborough*, his Heirs and Aſſigns for ever, and to no other Uſe, Intent, or Purpoſe whatſoever; to be holden of her Majeſty, her Heirs and Succeſſors, as of her Caſtle of *Windſor*, in free and common Socage by Fealty, and rendring to her Majeſty

Ruſh Mead. Palace Mead. Long Acre. Combe Rayes. Henſgrove Lodge. Streights Lodge. New Lodge. Gorrell Lodge. Kings Woods. Mill Wood. Pinſley Wood. Wooll Coppice. Wootton Wood. Fendon Wood. Ambroſe Coppice. Woodſtock Park. To be holden of the Queen as of her Manor of her Windſor in Fee.

her Heirs and Succeſſors, on the ſecond Day of *Auguſt* in every Year for ever, at the Caſtle of *Windſor*, one Standard or Colours with three *Flower de Luces* painted thereupon, for all manner of Rents, Services, Exactions, and Demands whatſoever.

Grant confirmed.

III. And be it further enacted by the Authority aforeſaid, That all and every the Grants and Clauſes to be contained in ſuch Letters Patents, as aforeſaid, for the better conveying and aſſuring of the ſaid Honor, Hundred, Manors, Park, Woods, and other the Premiſſes, to or for the Uſe or Benefit of the ſaid Duke, his Heirs or Aſſigns as aforeſaid, ſhall be, and are hereby enacted to be good and effectual in the Law, according to the Tenor and Purport thereof, in the ſaid Letters Patents to be expreſſed, notwithſtanding any Reſtriction, or other Matter or Thing contained in the Act of Parliament made in the firſt Year of her Majeſty's Reign, intituled, *An Act for the better Support of her Majeſty's Houſhold, and of the Honour and Dignity of the Crown*, and any other Law or Statute, or any Miſ-recital, Non-recital, Omiſſion, or other Defect in the ſaid Letters Patents hereafter to be made, in any wiſe notwithſtanding.

'1 Annæ, ſtat. 1. c. 7.'

Salvo of Right. *By 5 Ann. c. 3. theſe Honours are ſettled on his Poſterity.--- By 5 Ann. c. 4. an Annuity from the Poſt Office is ſettled on the Duke, and the 1 Geo. 1. ſt. 2. c. 12. ſ. 34. provides for paying the Arrears due for building Blenheim Houſe.*

IV. Saving to all and every Perſon and Perſons, their Heirs, Executors and Adminiſtrators, and to all Bodies Politick and Corporate, and their Succeſſors (other than to the Queen's Majeſty, her Heirs and Succeſſors) all ſuch Right, Title, Intereſt, Right of Common, Offices, Fees, Privileges, Properties, Profits and Demands whatſoever, which they, or any of them have, or are intitled to have, of, into, within, or out of the ſaid Honor, Hundred, Manors, Park, Woods, and other the Premiſſes, or any of them, or any Part thereof, before the making of this Act, as fully and effectually, to all Intents and Purpoſes, as if this Act had not been made; this Act, or any thing therein contained to the contrary notwithſtanding.

CAP. VII.

An Act for the effectual ſecuring the Kingdom of *England* from the apparent Dangers that may ariſe from ſeveral Acts lately paſſed in the Parliament of *Scotland*.

FOR preventing the many Inconveniencies which may ſpeedily happen to the two Kingdoms of *England* and *Scotland*, if a nearer and more compleat Union be not made between the ſaid Kingdoms; Be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That ſuch Perſons as ſhall be nominated by her Majeſty, under her Great Seal of *England*, or ſuch and ſo many of them as ſhall in that Behalf be appointed by her Majeſty to be of the *Quorum*, ſhall, by Force of this Act, have full Power, Commiſſion and Authority, at ſuch Time and Times, and in ſuch Place or Places, as her Majeſty ſhall pleaſe to appoint, to aſſemble and meet, and thereupon to treat and conſult, according to the Tenor or Purport of their Authority or Commiſſion in that Behalf, with certain Commiſſioners as ſhall be authorized by Authority of the Parliament of *Scotland*, of and concerning ſuch an Union of the ſaid Kingdoms of *England* and *Scotland*, and of and concerning ſuch other Matters, Clauſes and Things, as upon mature Deliberation of the greateſt Part of the ſaid Commiſſioners, aſſembled as aforeſaid, and the Commiſſioners to be authorized by the Parliament of *Scotland*, according to the Tenor or Purport of their Commiſſions in that Behalf, ſhall in their Wiſdoms think convenient and neceſſary for the Honour of her Majeſty, and the common good of both the ſaid Kingdoms for ever: Which Commiſſioners of both the ſaid Kingdoms ſhall, according to the Tenor or Purport of their ſaid Authorities or Commiſſions in that Behalf, reduce their Doings and Proceedings therein into Writings or Inſtruments Quadrupartite, every Part to be ſubſcribed and ſealed by them, to the End that one Part thereof may in all Humbleneſs be preſented to the Queen's moſt Excellent Majeſty, two other Parts thereof to be offered to the Conſideration of the Parliament for the Realm of *England*, and another Part to be offered to the Conſideration of the Parliament for the Realm of *Scotland*, at their next Seſſions, which ſhall be held in each Kingdom reſpectively, after ſuch Writings or Inſtruments ſhall be ſubſcribed and ſealed by the ſaid Commiſſioners, that thereupon ſuch further Proceedings may be had, as to her Majeſty, and both the ſaid Parliaments, ſhall be thought fit and neceſſary for the Weal and common good of both the ſaid Kingdoms, to whom the entire Conſideration of the whole, and the allowing or diſallowing the whole, or any Part thereof, as they ſhall think fit, is wholly reſerved.

Queen may appoint Commiſſioners under her Great Seal of England, to treat with Commiſſioners authorized by the Parliament of Scotland, for treating of a Union between both Kingdoms.

Commiſſioners to reduce their Proceedings into Writings Quadrupartite.

When ſuch Commiſſion ſhall commence.

II. Provided always, and be it enacted and declared, That no ſuch Commiſſion or Authority as aforeſaid, ſhall be granted, until an Act of Parliament ſhall be made in the Kingdom of *Scotland*, impowering her Majeſty to grant a Commiſſion under the Great Seal of that Kingdom, nominating Commiſſioners to treat concerning the Union of the two Kingdoms.

Nothing agreed on to have any Force till confirmed by Act of Parliament of England.

III. Provided alſo, and be it further enacted and declared, That no Matter or Thing to be treated of, agreed or propoſed by the ſaid Commiſſioners by virtue of this Act, ſhall have any Force or Effect to be put in Execution, until it be confirmed and eſtabliſhed by Act of Parliament of *England*.

" After 25 *December* 1705. no Native of *Scotland*, except ſettled Inhabitants, to inherit any Lands in " *England*, &c. The ſeven following Clauſes are repealed by 4 *Annæ*, c. 3. ſ. 10. Nor be ſupplied with " Horſes, Arms, or Ammunition from *England*. *Scotch* Cattle prohibited to be brought into *England* or " *Ireland*. Lawful to ſeize and detain Cattle ſo brought in. *Engliſh* Cattle intermixt with *Scotch* Cattle " and ſo ſeized, ſubject to the like Forfeiture. Penalty on Perſons conſpiring to avoid or evade ſuch " Seizures. After 25 *December* 1705. no *Scotch* Coals to be imported into *England* or *Ireland*. Nor *Scotch* " Linen.

XII. Provided

XII. Provided always, and be it enacted and declared by the Authority aforesaid, That the Commissioners to be named in pursuance of this Act, shall not by Virtue of such Commission, treat of or concerning any Alteration of the Liturgy, Rites, Ceremonies, Discipline or Government of the Church, as by Law established within this Realm.

Commissioners not to treat of altering the Liturgy or Government of the Church of England.

CAP. VIII.

An Act to permit the Exportation of *Irish* Linen Cloth to the Plantations, and to prohibit the Importation of *Scotch* Linen into *Ireland*..

'WHEREAS in and by an Act made in the fifteenth Year of the Reign of his late Majesty King CHARLES the Second, intituled, *An Act for the Encouragement of Trade*, it is amongst other 'Things enacted, That no Commodity of the Growth, Production or Manufacture of *Europe*, shall be 'imported into any Land, Island, Plantation, Colony, Territory, or Place, to his Majesty belonging, 'or which shall hereafter belong unto, or be in the Possession of his Majesty, his Heirs and Successors, 'in *Asia*, *Africa*, or *America* (except as is therein excepted) but what shall be *bona fide*, and without 'Fraud, laden and shipped in *England*, *Wales*, or the Town of *Berwick* upon *Tweed*, under the Penalties 'in the said Act contained: Yet forasmuch as the Protestant Interest in her Majesty's Kingdom of *Ireland* 'ought to be supported, by giving the utmost Encouragement to the Linen Manufactures of that King-'dom;' Her Majesty is graciously pleased, in tender Regard to her good Protestant Subjects of her said Kingdom, and for the further Encouragement of the Linen Manufactures thereof, That it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and the Commons, in this present Parliament assembled, and by Authority of the same, That from and after the four and twentieth Day of *June* one thousand seven hundred and five, it shall and may be lawful to and for any Native or Natives of *England*, or *Ireland*, to lade and ship in any Port of the said Kingdom of *Ireland* in *English* built Shipping, whereof the Master and one Moiety of the Mariners, during the present War, and afterwards the Master and three Fourths of the Mariners at least to be *English* or *Irish*, any white or brown Linen Cloth, which shall be of the Manufacture of the said Kingdom of *Ireland*, and no other, and the same to transport in such Ships, and so navigated, into any of the said Lands, Islands, Plantations, Colonies, Territories, or Places, and there freely to traffick with, and vend the same; any thing in the said Act, or in any other Act, to the contrary thereof in any wise notwithstanding.

15 Car. 2. c. 7.

28 H. 8. c. 4.
1 El. c. 12.
1 Ann. st. 2. c. 8.

After 24 June, 1705. Irish Linen may be transported, and sent to the English Plantations.

'This Part of the Act continued by 3 Geo. 1. c. 21. s. 1. under the Limitation therein mentioned.'

II. Provided nevertheless, That no Ship or Vessel coming to any of the said Lands, Islands, Plantations, Colonies, Territories, or Places, from the said Kingdom of *Ireland*, shall unlade, or break Bulk, until the Master or Commander of such Ship or Vessel shall first have made known to the Governor of such Land, Island, Plantation, Colony, Territory, or Place, or to such Person or Officer as shall be by him thereunto authorized and appointed, the Arrival of the said Ship or Vessel, with her Name, and the Name and Surname of the Master or Commander, and shall have delivered to such Governor or Officer, a true and perfect Inventory or Invoice of the Lading of such Ship or Vessel, together with a Certificate from the Chief Officer of the Port in *Ireland*, where such Ship or Vessel shall be laden, expressing the Particulars of such Lading, with the Names and Abodes of the Exporters, and of two Persons at the least, who shall have made Oath before such Chief Officer, that the said Goods and Linen are *bona fide* of the Manufacture of the said Kingdom of *Ireland*, and until the Master or Commander of such Ship or Vessel shall have made Oath before such Governor or Officer, that the said Goods, and every Parcel thereof, are the same Goods that he, the said Master or Commander, took on board by Virtue of such Certificate as is aforesaid, nor until such Ship or Vessel shall have been visited and searched by an Officer or Officers; and in case the Commander of any such Ship or Vessel shall unlade, or break Bulk, before such Notice given, and such Certificate produced, and such Oath made by such Commander, or before such Search made as aforesaid, or if upon such Search any Goods whatsoever of Woollen Manufacture, not laden in *England* (necessary Apparel of the Commander and Mariners only excepted) or any Linen Goods not laden in *England*, nor of the Manufacture of *Ireland*, shall be found in such Ship or Vessel; in all or any of the said Cases, such Ship or Vessel shall be, and is hereby adjudged forfeited, with all her Guns, Tackle, Ammunition and Furniture, together with all such Goods and Commodities, of what Kind soever, as shall be imported or found in such Ship; one third Part to her Majesty, her Heirs and Successors, one third Part to the Governor of such Land, Island, Plantation, Colony, Territory, or Place, into which such Goods shall be imported, if the said Ship, Vessel, or Goods be there seized, informed against, or sued for (or otherwise that third Part also to her Majesty, her Heirs and Successors) and the other third Part to him or them who shall sue for the same in her Majesty's Court, in such of the said Lands, Islands, Colonies, Plantations, Territories, or Places, where the Offence shall be committed, or in any of her Majesty's Courts at *Westminster*, by Bill, Plaint, Information, or other Action, wherein no Essoin, Protection, or Wager of Law shall be allowed.

No Ship to break Bulk until Notice of Arrival be first given to the Governor, and an Invoice of the Lading, &c. delivered.

Penalty on Commander offending.

III. And be it further enacted, That all Ships coming from *Ireland*, to any such Land, Island, Colony, Plantation, Territory, or Place, shall be subject to the same Rules, Visitations, Searches, Penalties, and Forfeitures, to which Ships coming from *England* to any of the said Colonies, Plantations, or Places, are subject or liable to by any Law now in Force. [The four next Sections are omitted, being repealed by 5 Ann. c. 8.]

Ships coming from Ireland, liable to be visited in like Manner as Ships from England.

" Penalty on importing *Scotch* Linen into *Ireland* after 25 *March* 1705. Linen ſo prohibited, to be ſeiz-
" ed, and Importers proſecuted. After Condemnation to be ſold by Inch of Candle. But not delivered
" until Bond given for exporting ſuch Goods in three Months out of *Ireland*, &c. How Bond ſhall be
" vacated. Penalty on not exporting ſuch Goods. Penalty on Officer conniving at the Importation of
" *Scotch* Linen. Forfeitures where recoverable."

General Iſſue.

VIII. And it is hereby further enacted, That if any Perſon or Perſons be ſued, moleſted or proſecuted, for or by reaſon of any Seizure made in purſuance of this Act, ſuch Perſon and Perſons may plead the General Iſſue, and give this Act, and the Special Matter in Evidence; and if afterwards a Verdict ſhall paſs for the Defendant or Defendants, or if the Plaintiff ſhall diſcontinue his Action, or be nonſuited, or if Judgment be given againſt him, then ſuch Defendant or Defendants ſhall have double Coſts.

Suits to be commenced within 12 Months after Offence.

IX. Provided always, That all Informations, Actions, and Suits, to be brought for any Offence againſt this Act, ſhall be brought and commenced within twelve Months after the Diſcovery of ſuch Offence.

Proviſo concerning Engliſh Ships laden for the Plantations, &c.

X. Provided alſo, and be it enacted, That if any Ship or Veſſel, being laden with Goods in *England*, *Wales*, or *Berwick* upon *Tweed*, for any of the Plantations aforeſaid, ſhall put into any Port or Place in *Ireland*, and ſhall there take in any White or Brown *Iriſh* Linen Cloth, in that Caſe, the like Certificate and Oaths ſhall be made, that the ſaid Linen Cloth is of the Manufacture of *Ireland*, as is before directed by this Act: And if, upon the Arrival of ſuch Ship or Veſſel in any of the ſaid Plantations, ſuch Certificate be produced, and Oaths made as aforeſaid, ſuch Ship or Veſſel, her Maſter, or Commander, and Lading, ſhall be ſubject and liable to ſuch Rules, Viſitations, Searches, Penalties, and Forfeitures, as they reſpectively were ſubject and liable to by Virtue of the Laws which were in Force before the paſſing of this Act, and no other; any thing in this Act to the contrary notwithſtanding.

Act to continue eleven Years.

XI. Provided, That this ſhall continue only for the Term of eleven Years. [Continued by 3 Geo. 1. c. 21.]

Farther Proviſions concerning Linen, 7 *Ann. c.* 7. 10 *Ann. c.* 19. 12 *Ann. ſt.* 2. *c.* 9, 19 & 21. 1 *Geo.* 1. *c.* 36. 3 *Geo.* 1. *c.* 7 & 21. 17 *Geo.* 2. *c.* 30. 18 *Geo.* 2. *c.* 24, 27 & 36. 21 *Geo.* 2. *c.* 26. 24 *Geo.* 2. *c.* 46. 29 *Geo.* 2. *c.* 15. *and* 32 *Geo.* 2. *c.* 32.

CAP. IX.

An Act for giving like Remedy upon Promiſſory Notes, as is now uſed upon Bills of Exchange, and for the better Payment of Inland Bills of Exchange.

WHEREAS it hath been held, That Notes in Writing, ſigned by the Party who makes the ſame, whereby ſuch Party promiſes to pay unto any other Perſon, or his Order, any Sum of Money therein mentioned, are not aſſignable or indorſable over, within the Cuſtom of Merchants, to any other Perſon; and that ſuch Perſon to whom the Sum of Money mentioned in ſuch Note is payable, cannot maintain an Action, by the Cuſtom of Merchants, againſt the Perſon who firſt made and ſigned the ſame; and that any Perſon to whom ſuch Note ſhould be aſſigned, indorſed, or made payable, could not, within the ſaid Cuſtom of Merchants, maintain any Action upon ſuch Note againſt the Perſon who firſt drew and ſigned the ſame:' Therefore, to the Intent to encourage Trade and Commence, which will be much advanced, if ſuch Notes ſhall have the ſame Effect as Inland Bills of Exchange, and ſhall be negociated in like Manner; be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That all Notes in Writing, that after the firſt Day of *May* in the Year of our Lord one thouſand ſeven hundred and five, ſhall be made and ſigned by any Perſon or Perſons, Body Politick or Corporate, or by the Servant or Agent of any Corporation, Banker, Goldſmith, Merchant, or Trader, who is uſually intruſted by him, her, or them, to ſign ſuch Promiſſory Notes for him, her, or them, whereby ſuch Perſon or Perſons, Body Politick and Corporate, his, her, or their Servant or Agent as aforeſaid, doth or ſhall promiſe to pay to any other Perſon or Perſons, Body Politick and Corporate, his, her, or their Order, or unto Bearer, any Sum of Money mentioned in ſuch Note, ſhall be taken and conſtrued to be, by Virtue thereof, due and payable to any ſuch Perſon or Perſons, Body Politick and Corporate, to whom the ſame is made payable; and alſo every ſuch Note payable to any Perſon or Perſons, Body Politick and Corporate, his, her, or their Order, ſhall be aſſignable or indorſible over, in the ſame Manner as Inland Bills of Exchange are or may be, according to the Cuſtom of Merchants; and that the Perſon or Perſons, Body Politick and Corporate, to whom ſuch Sum of Money is or ſhall be by ſuch Note made payable, ſhall and may maintain an Action for the ſame, in ſuch Manner as he, ſhe, or they might do, upon any Inland Bill of Exchange, made or drawn according to the Cuſtom of Merchants, againſt the Perſon or Perſons, Body Politick and Corporate, who, or whoſe Servant or Agent as aforeſaid, ſigned the ſame; and that any Perſon or Perſons, Body Politick and Corporate, to whom ſuch Note that is payable to any Perſon or Perſons, Body Politick and Corporate, his, her, or their Order, is indorſed or aſſigned, or the Money therein mentioned ordered to be paid by Indorſement thereon, ſhall and may maintain his, her, or their Action for ſuch Sum of Money, either againſt the Perſon or Perſons, Body Politick and Corporate, who, or whoſe Servant or Agent as aforeſaid, ſigned ſuch Note, or againſt any of the Perſons that indorſed the ſame, in like Manner as in Caſes of Inland Bills of Exchange: And in every ſuch Action the Plaintiff or Plaintiffs ſhall recover his, her, or their

Promiſſory Notes may be aſſigned or indorſed, and Action maintained thereon, as on Inland Bills of Exchange.

their Damages and Costs of Suit; and if such Plaintiff or Plaintiffs shall be nonsuited, or a Verdict be given against him, her, or them, the Defendant or Defendants shall recover his, her, or their Costs against the Plaintiff or Plaintiffs; and every such Plaintiff or Plaintiffs, Defendant or Defendants, respectively recovering, may sue out Execution for such Damages and Costs by *Capias*, *Fieri facias*, or *Elegit*. Plaintiff or Defendant may recover Costs.

II And be it further enacted by the Authority aforesaid, That all and every such Actions shall be commenced, sued and brought within such Time as is appointed for commencing or suing Actions upon the Case, by the Statute made in the one and twentieth Year of the Reign of King James the first, intituled, *An Act for Limitation of Actions, and for avoiding of Suits in Law.* How Action shall be brought. 21 Jac. 1. c. 16.

III. Provided, That no Body Politick or Corporate shall have Power, by Virtue of this Act, to issue or give out any Notes, by themselves or their Servants, other than such as they might have issued, if this Act had never been made. Proviso against giving out Notes.

'IV. And whereas by an Act of Parliament made in the ninth Year of the Reign of his late Majesty 'King William the Third, intituled, *An Act for the better Payment of Inland Bills of Exchange*, it is, 'among other Things, enacted, That from and after Presentation and Acceptance of the said Bill or Bills 'of Exchange (which Acceptance shall be by the underwriting the same under the Party's Hand so ac-'cepting) and after the Expiration of three Days after the said Bill or Bills shall become due, the Party 'to whom the said Bill or Bills are made payable, his Servant, Agent, or Assigns, may, and shall cause 'the same Bill or Bills to be protested in Manner as in the said Act is enacted: And whereas by there be-'ing no Provision made therein for protesting such Bill or Bills, in case the Party, on whom the same are 'or shall be drawn, refuse to accept the same, by underwriting the same under his Hand, all Merchants 'and others do refuse to underwrite such Bill or Bills, or make any other than a Promissory Acceptance, 'by which Means the Effect and good Intent of the said Act in that Behalf is wholly evaded, and no Bill 'or Bills can be protested before or for want of such Acceptance by underwriting the same as aforesaid: 9 & 10 W. 3. c. 17.

For Remedy whereof be it enacted by the Authority aforesaid, That from and after the first Day of *May* which shall be in the Year of our Lord one thousand seven hundred and five, in Case, upon presenting of any such Bill or Bills of Exchange, the Party or Parties, on whom the same shall be drawn, shall refuse to accept the same, by underwriting the same as aforesaid, the Party to whom the said Bill or Bills are made payable, his Servant, Agent, or Assigns, may and shall cause the said Bill or Bills to be protested for Non-acceptance, as in case of Foreign Bills of Exchange; any thing in the said Act or any other Law to the contrary notwithstanding: For which Protest there shall be paid two Shillings, and no more. Party refusing to underwrite Bill of Exchange, such Bill may be protested for Non-acceptance.

V. Provided always, That from and after the said first Day of *May* no Acceptance of any such Inland Bill of Exchange shall be sufficient to charge any Person whatsoever, unless the same be underwritten or indorsed in Writing thereupon; and if such Bill be not accepted by such Underwriting, or Indorsement in Writing, no Drawer of any such Inland Bill shall be liable to pay any Costs, Damages, or Interest thereupon, unless such Protest be made for Non-acceptance thereof, and within fourteen Days after such Protest, the same be sent, or otherwise Notice thereof be given to the Party from whom such Bill was received, or left in Writing at the Place of his or her usual Abode; and if such Bill be accepted, and not paid before the Expiration of three Days after the said Bill shall become due and payable, then no Drawer of such Bill shall be compellable to pay any Costs, Damages, or Interest thereupon, unless a Protest be made and sent, or Notice thereof be given, in Manner and Form above mentioned: Nevertheless, every Drawer of such Bill shall be liable to make Payment of Costs, Damages, and Interest upon such Inland Bill, if any one Protest be made of Non-acceptance, or Non-payment thereof, and Notice thereof be sent, given or left as aforesaid. No Acceptance of Inland Bills of Exchange to be sufficient, unless the same be underwritten, nor Drawer thereof liable to Costs, &c.

VI. Provided, That no such Protest shall be necessary, either for Non-acceptance or Non-payment of any Inland Bill of Exchange, unless the Value be acknowledged and expressed in such Bill to be received, and unless such Bill be drawn for the Payment of twenty Pounds Sterling or upwards; and that the Protest, hereby required for Non-acceptance, shall be made by such Persons as are appointed by the said recited Act to protest Inland Bills of Exchange for Non-payment thereof. No Protest necessary for Non-payment, unless the Bill be drawn for 20 l. or upwards.

VII. And be it further enacted, That from and after the said first Day of *May*, if any Person doth accept any such Bill of Exchange for and in Satisfaction of any former Debt, or Sum of Money formerly due unto him, the same shall be accounted and esteemed a full and compleat Payment of such Debt, if such Person, accepting of any such Bill for his Debt, doth not take his due Course to obtain Payment thereof, by endeavouring to get the same accepted and paid, and make his Protest as aforesaid, either for Non-acceptance, or Non-payment thereof. By whom Protest shall be made. Acceptance of Bill esteemed a full Payment of Debt.

VIII. Provided, That nothing herein contained shall extend to discharge any Remedy, that any Person may have against the Drawer, Acceptor or Indorser of such Bill. Proviso.

IX. And be it further enacted by the Authority aforesaid, That this Act shall continue and be in Force for the Space of three Years, from the said first Day of *May*, and from thence to the End of the next Session of Parliament, and no longer. [Made perpetual by 7 Annæ, c. 25. s. 3.] Act to continue 3 Years.

CAP. X.

An Act for encouraging the Importation of Naval Stores from her Majesty's Plantations in *America*.

'WHEREAS the Royal Navy, and the Navigation of *England*, wherein, under God, the Wealth, 'Safety and Strength of this Kingdom is so much concerned, depends on the due Supply of Stores 'necessary for the same, which being now brought in mostly from foreign Parts, in foreign Shipping, at 12 Car. 2. c. 18. 15 Car. 2. c. 7. 25 Car. 2. c. 7.

'exorbitant and arbitrary Rates, to the great Prejudice and Diſcouragement of the Trade and Navigation 'of this Kingdom, may be provided in a more certain and beneficial Manner from her Majeſty's own 'Dominions:' And whereas her Majeſty's Colonies and Plantations in *America* were at firſt ſettled, and 'are ſtill maintained and protected, at a great Expence of the Treaſure of this Kingdom, with a Deſign 'to render them as uſeful as may be to *England*, and the Labour and Induſtry of the People there, profi-'table to themſelves: And in Regard the ſaid Colonies and Plantations, by the vaſt Tracts of Land 'therein, lying near the Sea, and upon navigable Rivers, may commodiouſly afford great Quantities of 'all Sorts of Naval Stores, if due Encouragement be given for carrying on ſo great and advantageous an 'Undertaking, which will likewiſe tend, not only to the further Imployment and Increaſe of *Engliſh* Ship-'ping and Seamen, but alſo to the enlarging, in a great Meaſure, the Trade and Vent of the Woollen 'and other Manufactures and Commodities of this Kingdom, and of other her Majeſty's Dominions, in 'Exchange for ſuch Naval Stores, which are now purchaſed from foreign Countries with Money or Bul-'lion: And for enabling her Majeſty's Subjects, in the ſaid Colonies and Plantations, to continue to 'make due and ſufficient Returns in the Courſe of their Trade;' Be it therefore enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That every Perſon or Perſons that ſhall, within the Time appointed by this Act, import or cauſe to be imported into this Kingdom, directly from any of her Majeſty's *Engliſh* Colonies or Plantations in *America*, in any Ship or Ships that may lawfully trade to her Majeſty's Plantations, manned as by Law is required, any of the Naval Stores, hereafter mentioned, ſhall have and enjoy, as a Reward or *Præmium* for ſuch Importation, after and according to the ſeveral Rates for ſuch Naval Stores, as follows, (*viz.*)

Encouragement to import Naval Stores, from Engliſh Plantations in America.

'Farther Encouragement 8 Annæ, c. 13. ſ. 30. & 2 Geo. 2. c. 35. See 8 Geo. 1. c. 12. ſ. 4.

Rates allowed to Importer.

For Tar 4l. per Tun.

Pitch 4l. per Tun.

Rozin or Turpentine, 3l. per Tun.

Hemp 6l. per Tun. 'Continued, as to Hemp by 12 Ann. ſt. 1. c. 9. 8 Geo. 1. c. 12. 16 Geo. 2. c. 26.'

Maſts, &c. 20s. per Tun.

II. For good and merchantable Tar *per* Tun, containing eight Barrels, and each Barrel to gage thirty-one Gallons and an half, four Pounds.

For good and merchantable Pitch *per* Tun, each Tun containing twenty Groſs hundreds (Net Pitch) to be brought in eight Barrels, four Pounds.

For good and merchantable Rozin or Turpentine *per* Tun, each Tun containing twenty Groſs hundreds (Net Rozin, or Turpentine) to be brought in eight Barrels, three Pounds.

For Hemp, Water rotted, bright and clean, *per* Tun, each Tun containing twenty Groſs hundreds, ſix Pounds.

For all Maſts, Yards, and Bowſprits, *per* Tun, allowing forty Foot to each Tun, Girt Meaſure, according to the cuſtomary Way of meaſuring round Bodies, one Pound.

Præmiums to be paid by Commiſſioners of the Navy.

'Reſtrictions of ſuch Certificates to Pitch and Tar, 5 Geo. 1. c. 11. ſ. 16, 17. 8 Geo. 1. c. 12. ſ. 4.

III. Which ſeveral Rewards or *Præmiums*, for each Species afore-mentioned, ſhall be paid and anſwered by the Commiſſioners or principal Officers of her Majeſty's Navy, who are hereby impowered and required to make out Bill or Bills, to be paid in courſe for the ſame, upon Certificate of the reſpective Chief Officer or Officers of the Cuſtoms, in any Port of this Kingdom where ſuch Naval Stores ſhall be imported as aforeſaid; ſuch Bill or Bills to be made out and given to the Perſon or Perſons importing the ſame as aforeſaid, within twenty Days after the Diſcharge or unlading of the Ship or Veſſel, Ships or Veſſels, in which ſuch Stores ſhall be imported, upon a Certificate or Certificates, to be produced to the Chief Officer or Officers of the Cuſtoms (which Certificate or Certificates ſhall be under the Hand and Seal of the Governor, Lieutenant Governor, Collector of her Majeſty's Cuſtoms, and Naval Officer, or any two of them, reſiding and being within any of her Majeſty's ſaid Colonies or Plantations) That before the Departure of ſuch Ship or Veſſel, Ships or Veſſels, the Perſon or Perſons, Merchant, Trader or Factor, loading the ſame, had made Oath before them, That the ſaid Naval Stores, ſo ſhipt on board were truly and *bona fide* of the Growth and Produce of her Majeſty's ſaid Colonies and Plantations (which Oath the ſaid Governor, Lieutenant Governor, Collector of her Majeſty's Cuſtoms, and Naval Officer, or any two of them, are hereby authorized to adminiſter) as likewiſe, upon Oath to be made within any Port in *England*, by the Maſter or Maſters of ſuch Ship or Veſſel, Ships or Veſſels, importing ſuch Naval Stores, that the ſame were truly laden on board ſuch Ship or Veſſel, Ships or Veſſels, within ſome of her Majeſty's Colonies and Plantations in *America*, and that he or they know or believe that the ſaid Naval Stores were the Produce of the ſaid Colonies and Plantations.

Oath to be made, That the Naval Stores were of the Growth of the Plantations.

Proviſo.

IV. Provided always, That the Reward or *Præmium*, hereby granted, ſhall not be allowed or paid for the Importation of ſuch Maſts, Yards, Bowſprights, or other Naval Stores, as are already contracted for by the Commiſſioners of her Majeſty's Navy.

Commiſſioners of the Navy to to have the Preemption of Naval Stores ſo imported, if contracted for within 20 Days after Tender.

V. And to the End a particular Benefit may accrue hereby to her Majeſty's Royal Navy, and for the better Supply of the ſame with Naval Stores; Be it further enacted, That upon the importing of any Naval Stores from her Majeſty's ſaid Colonies and Plantations, for which a Reward or *Præmium* is hereby granted, the Preemption, or Refuſal of ſuch Naval Stores, ſhall be offered and tendred to the Commiſſioners of her Majeſty's Navy upon landing the ſame; and if, within the Term of twenty Days after ſuch Tender, the ſaid Commiſſioners ſhall not contract or bargain for the ſame, it ſhall and may be lawful for the Importer or Importers, Owner or Owners, of the ſaid Naval Stores, otherwiſe to diſpoſe of the ſame for his or their beſt Profit and Advantage.

Penalty on felling or deſtroying Pitch, Pine Trees, &c. in New England, &c.

VI. And for the better Preſervation of all Timber fit for the Uſes aforeſaid; Be it further enacted and ordained by the Authority aforeſaid, That no Perſon or Perſons within her Majeſty's Colonies of *New Hampſhire*, the *Maſſachuſets Bay*, *Rhode Iſland*, and *Providence Plantation*, the *Marraganſet Country*, or *Kings Province*, and *Connecticut* in *New England*, and *New York*, and *New Jerſey*, do or ſhall preſume to cut, fell, or deſtroy any Pitch, Pine Trees, or Tar Trees, not being within any Fence or actual Incloſure, under the Growth of twelve Inches Diameter, at three Foot from the Earth, on the Penalty or Forfeiture of five Pounds for each Offence, on Proof thereof to be made by one or more credible Witneſſes

on

on Oath, before one or more Juſtice or Juſtices of the Peace within or neareſt to ſuch Place where ſuch Offence ſhall be committed; one Moiety of ſuch Penalty or Forfeiture to be to her Majeſty, her Heirs or Succeſſors, the other Moiety to the Informer or Informers.

VII. And be it further enacted by the Authority aforeſaid, That no Perſon or Perſons, within the ſaid Colonies of *New Hampſhire*, the *Maſſachuſets Bay*, *Rhode Iſland*, and *Providence Plantation*, and *Marraganſet Country*, or *Kings Province*, *Connecticut* in *New England*, and *New York*, and *New Jerſey*, ſhall wittingly or willingly ſet Fire to any Woods or Foreſt, in which there are any Pitch, Pine Trees, or Tar Trees, prepared for the making of Pitch or Tar, without firſt giving notice to the Perſon or Perſons, Owner or Owners of the ſaid Trees, who had prepared or ordered the preparing of ſuch Trees, or to one of her Majeſty's Juſtices of the Peace there, on pain of forfeiting of ten Pounds for each Offence, to be recovered in ſuch Manner, and on ſuch Proof, and to be diſtributed, as aforeſaid; the ſaid Forfeitures and Penalties to be levied by Warrant under the Hands and Seals of ſuch Juſtice or Juſtices of the Peace. Penalty on burning Pitch Trees, &c. without Notice given to the Owner.

VIII. Provided always, That the Importation of all ſuch Naval Stores, for which a Reward or *Præmium* is granted by this Act, be ſubject to the ſame Regulations, Reſtrictions, and Limitations, in reference to the ſhipping and navigating thereof, and ſuch Security ſhall be given for importing the ſame into *England*, and ſubject to ſuch Penalties and Forfeitures, as the Importation of Sugar, Tobacco, Cotton-Wooll, Indico, Ginger, Fuſtick, and other Dying Wood, from her Majeſty's Colonies and Plantations in *America*, are ſubject unto. Stores ſubject to the ſame Penalties, &c. as other Plantation Goods.

IX. Provided alſo, That the ſeveral Directions and Proviſions in this Act ſhall commence and take effect from the firſt Day of *January* which ſhall be in the Year of our Lord one thouſand ſeven hundred and five, and ſhall continue and be in Force from thence forward, for the Space of nine Years, and no longer. Act to continue nine Years. *Farther Proviſions relating to the Plantations*, 6 *Ann. c.* 30. 8 *Ann. c* 13. 9 *Ann. c.* 17. 10 *Ann. c.* 22 & 26. 4 *Geo.* 1. *c.* 11. 8 *Geo.* 1. *c.* 12 & 15. 13 *Geo.* 1. *c.* 5. 3 *Geo.* 2. *c.* 12 & 28. 4 *Geo.* 2. *c.* 15. 5 *Geo.* 2. *c.* 7 & 9. 6 *Geo.* 2. *c.* 13. 8 *Geo.* 2. *c.* 19. 12 *Geo.* 2. *c.* 30. 15 *Geo.* 2. *c.* 31 & 33. 24 *Geo.* 2. *c.* 51 & 53. 29 *Geo.* 2. *c.* 5 & 35. and 30 *Geo.* 2. *c.* 9.

CAP. XI.

An Act for the better recruiting her Majeſty's Land Forces and the Marines, for the Year one thouſand ſeven hundred and five. EXP.

CAP. XII.

An Act for the Relief of the Creditors of *Thomas Pitkin*, a Bankrupt, and for the apprehending of him, and the Diſcovery of the Effects of the ſaid *Thomas Pitkin*, and his Accomplices. EXP.

CAP. XIII.

An Act for prohibiting all Trade and Commerce with *France*. Prohibition of Trade with *France* during the War. Ships ſeized by Privateers fraudulently, forfeited, and Privateer Ship condemned as good Prize. Proviſo for *French* Wines contracted for before 1 *January* 1704. So as the ſame be imported before 1 *Auguſt* 1705. Act not to prohibit Trade with *Spain*. Contraband Goods excepted. EXP.

CAP. XIV.

An Act to prevent all traiterous Correſpondence with her Majeſty's Enemies. Perſons ſending Arms, Ordnance, &c. to *France*, during the War, to ſuffer Death as in Caſes of Treaſon. Queen's Subjects returning from *France* without Licence guilty of High Treaſon. Perſons who have been in *France*, and returned without Licence, ſhall depart by 1 *May* 1705. unleſs they obtain the Queen's Licence for ſtaying here, or be deemed guilty of High Treaſon. Perſons without Licence going to *France*, during the War, guilty of High Treaſon. Offences committed beyond Sea may be tried in any County in *England*. Perſons indicted on this Act, to have the Benefit of the Act made 7 W. 3. c. 3. EXP. See 9 *Ann. c.* 23. §. 63.

CAP. XV.

An Act for the Relief of *Fulke Emes*, Gentleman, and others who had elapſed their Times, either for paying their Money, or naming their Nominees, for purchaſing Annuities; and alſo for Relief of Sir *John Mead*, Knight and Baronet, who had elapſed his Time for paying Part of his Purchaſe-money for a forfeited Eſtate in *Ireland*; and alſo for Relief of *Dorothy Ireland*, and others, in reſpect of ſeveral Tickets for Payment of Annuities, and of ſeveral Million Lottery Tickets, and Exchequer Bills, and Debentures to the Army, which have been burnt or loſt. *Fulke Emes* to have the Annuity of 20 *l. per Annum*, purchaſed by him for three Lives. The like to *Thomas Barnardiſton*, of 30 *l. per Annum*, for one Life. *Mary Gibſon* to have her Annuity of 20 *l. per Annum*, for two Lives. *Mary Highſtreet*, to enjoy the Annuity of 10 *l. per Annum*, purchaſed by her for her own Life. *Samuel Cook* to receive the Annuities of 40 *l.* and 10 *l. per Annum*, purchaſed by him for his own Life. Sir *John Mead*'s Time of Payment of *Iriſh* Purchaſe-money enlarged, with Intereſt at 8 *l. per Cent.* *Dorothy Ireland*'s Malt Tickets which were burnt or deſtroyed to be allowed on Affidavit. Annuity Tickets burnt or loſt, Officer on Certificate of Judge may diſcharge the ſame. The like on Million Lottery Tickets, and Malt Tickets, &c. burnt or loſt. EXP. 2 Annæ, c. 3. 5 W. & M. c. 7.

CAP. XVI.

3 & 4 Anne, c. 21. An Act for puniſhing Mutiny and Deſertion, and falſe Muſters; and for the better Payment of the Army, and their Quarters. Mutineers and Deſerters, *&c.* to ſuffer Death. The Queen may grant Commiſſions to her Generals to call Courts-martial. Courts-martial not to conſiſt of leſs than 13 Commiſſion Officers. Preſident to be a Field Officer. Soldiers not exempt from the ordinary Proceſs of Law. Act not to extend to Militia. Every Member of Court-martial to be ſworn. No Sentence of Death to be given, unleſs nine Officers concur. Penalty on falſe Certificates, to excuſe Soldiers from Muſter. Penalty on Officers making falſe Muſters. Muſter Rolls to be ſigned by the Mayor, *&c.* Penalty on Muſter Maſter neglecting to give Notice. Penalty upon Perſons falſly muſtered. Horſes falſly muſtered to be forfeited. Penalty on Agent, *&c.* detaining Officer's or Soldier's Pay. Penalty on Agent diſobeying Orders of Queen or Lord Treaſurer. Officer to bring a Certificate of Men Sick, *&c.* Penalty on Officer muſtering Servants, *&c.* No Soldiers to be quartered on private Houſes. Penalty on Conſtable, *&c.* quartering Soldiers otherwiſe than by this Act. Officers and Soldiers to pay reaſonable Rates for their Proviſions. Juſtices to ſet the Rates. Penalty on Officer taking Money to excuſe from quartering. No Paymaſter, *&c.* to make Deductions out of Officer's or Soldier's Pay. Lord Treaſurer may iſſue the Money due for Clothing every two Months. Paymaſters to deduct the Off-reckonings. Charge of Arms, Stores, *&c.* to be tranſmitted to Paymaſters, *&c.* Rates of Subſiſtence to be paid to Innkeepers, *&c.* for Soldiers Quarters. Penalty on Officer not paying Subſiſtence-money. No Muſters in *Weſtminſter* and *Southwark*, but in the Preſence of two Juſtices. All Clothes, *&c.* to be bought in *England*. Muſter Rolls to be cloſed on the Day of Muſter, and returned to the Paymaſter of the Forces, *&c.* Juſtices to iſſue out Warrants to the Conſtables to provide Carriages. Penalty on Officers forcing Waggon to travel more than one Day's Journey, *&c.* or obliging Conſtables to provide Saddle Horſes. Soldiers Wives, *&c.* not to be quartered without Conſent. Penalty on Officer or Soldier deſtroying the Game. Penalty on Perſons concealing Deſerter, or buying his Arms, Clothes, *&c.* No Soldiers to be billeted in *Epſom*, *&c.* Officers or Soldiers correſponding with the Queen's Enemies guilty of High Treaſon. Soldiers reſiſting Officer, Felony. All Trials for Treaſon, Felony, *&c.* may be determined in the *Queen's Bench*. Act not to abridge the Queen's Power of making Articles of War, *&c.* Queen may grant Commiſſions for holding Courts-martial. Deſerter to be returned to his own Regiment, there to be puniſhed. But one Trial for the ſame Offence. No Attainder to extend to Corruption of Blood, *&c.* Trial of a Peer to be by his Peers. Perſons tried for Treaſon on this Act to have the Benefit of the Act 7 W. 3. c. 3. Officers and Soldiers of the Marine Regiments ſubject to this Act. Felons may be liſted on the Queen's Warrant ſigned for their Pardon. Act to extend to Mutineers and Deſerters in *Ireland*. Perſons not tried before 24 *March* 1704. may be tried now by Court-martial. Penalty on Officer refuſing to give a juſt Account of Debentures. EXP.

2 & 3 Annæ, c. 20.
11 W. 3. c. 8.
13 W. 3. c. 1.
5 Annæ, c. 16.

CAP. XVII.

13 & 14 Car. 2. c. 3. An Act for raiſing the Militia for the Year one thouſand ſeven hundred and five, although the Month's Pay formerly advanced be not repaid. EXP.

CAP. XVIII.

An Act for making perpetual an Act for the more eaſy recovery of ſmall Tithes; and alſo an Act for the more eaſy obtaining Partition of Lands in Coparcenary, Joint Tenancy, and Tenancy in Common; and alſo for making more effectual and amending ſeveral Acts relating to the Return of Jurors.

'WHEREAS divers Temporary Laws, which by Experience have been found beneficial and uſe-'ful, are expired, or near expiring;' Therefore for continuing the ſame, be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That an Act made in the Seſſion of Parliament held in the ſeventh and eighth Years of the Reign of the late King WILLIAM the Third, intituled, *An Act for the more eaſy Recovery of ſmall Tithes*, which was to continue for three Years, and from thence to the End of the next Seſſion of Parliament, which Act was further continued by an Act made in the tenth and eleventh Years of the Reign of the ſaid King WILLIAM the Third, for ſeven Years from the Expiration thereof, which will expire at the End of the next Seſſion of Parliament after the Year one thouſand ſeven hundred and five, ſhall be, and is hereby continued, and ſhall be in force, and be made perpetual.

7 & 8 W. 3. c. 6. 'for recovering ſmall Tithes,' and further continued by 10 & 11 W. 3. c. 15. made perpetual.

II. And be it further enacted by the Authority aforeſaid, That an Act made in the Seſſion of Parliament held in the eighth and ninth Years of his ſaid late Majeſty King WILLIAM the Third, intituled, *An Act for the eaſier obtaining Partitions of Lands in Coparcenary, Jointenancy, and Tenancy in Common*, which will expire at the End of the next Seſſion of Parliament after the firſt Day of *May* one thouſand ſeven hundred and four, ſhall be, and is hereby continued, and ſhall be in force, and be made perpetual.

8 & 9 W. 3. c. 31. 'for the eaſier obtaing Partitions of Lands in Coparcenary, &c,' made perpetual.

'III. And whereas in an Act made in the Seſſion of Parliament held in the fourth and fifth Years of 'the late King WILLIAM and Queen MARY, intituled, *An Act for reviving, continuing, and explaining ſe-'veral Laws therein mentioned, which are expired and near expiring*, there are ſeveral good Clauſes and Proviſions

4 & 5 W. & M. c. 24.

'visions relating to the returning of Jurors, which Clauses and Provisions were by the said Act to con-
'tinue in force for seven Years after the first of *May* one thousand six hundred ninety-three, and to
'the End of the next Session of Parliament: And whereas the said Clauses and Provisions relating to the
'returning of Jurors were, by an Act made in the seventh and eighth Years of the late King WILLIAM
'the Third, intituled, *An Act for the Ease of Jurors, and better regulating of Juries*, continued for seven 7 & 8 W. 3. c. 32.
'Years, from the first of *May* one thousand six hundred ninety and six, and from thence to the End
'of the next Session of Parliament, and no longer; which said last-mentioned Act was also to continue
'but for the said Term of seven Years, from the first of *May* one thousand six hundred ninety and six,
'and to the End of the next Session of Parliament: And whereas the said Act made in the said Session of
'Parliament held in the seventh and eighth Years of the late King WILLIAM the Third, was by an Act
'made in the first Year of the Reign of her present Majesty, intituled, *An Act for continuing former Acts* 1 Annæ, stat. 2.
'*for exporting Leather, and for Ease of Jurors, and for reviving and making more effectual an Act relating* c. 13.
'*to Vagrants*, continued for seven Years from the Expiration thereof, and to the End of the next Ses-
'sion of Parliament: And whereas the said Clauses, Provisions, and Act have not proved effectual, by
'reason of some Defects in the said Act;' For Remedy whereof be it enacted by the Authority aforesaid,
That if any Sheriff of the said County of *York* shall, after the first Day of *May* one thousand seven hun- Penalty on Sheriff of York not keeping a Register Book of Jurors Names;
dred and five, during the Continuance of the said Act, refuse or neglect to provide and keep such Book
or Register, as in the said recited Act is directed, or shall refuse or neglect to enter therein the Names of
the Persons who served as Jurors in any the Assizes or General Quarter-Sessions of the Peace, to be held
in or for the said County, or any the Ridings therein, in or during the Time he shall be Sheriff of the
said County, with the Additions and Places of Abode, and Time and Places of such their Services, in such
Manner as in and by the said recited Act is directed, or shall refuse or neglect, within ten Days after the
next succeeding Sheriff of the said County shall be sworn into his Office, to deliver over to such suc-
ceeding Sheriff, as well all and every the Books and Registers that shall be made or prepared in the Year
wherein he shall have served Sheriff, as also all such other Books or Registers as were prepared in the
Sheriffwick of any of his Predecessors, Sheriffs of the said County, within four Years then next before,
and which were delivered over to him by any of his said Predecessors, or shall refuse or neglect to make
and deliver, by himself or his Under-Sheriff, such Certificate *gratis*, as in the said recited Act is mention-
ed, that then every such Sheriff of the said County of *York*, so refusing or neglecting in all or any the
said Cases aforesaid, shall for every such Offence forfeit the Sum of one hundred Pounds; one Moiety
whereof shall be to the Use of her Majesty, her Heirs or Successors, and the other Moiety to such Person
or Persons as shall sue for the same, in any of her Majesty's Courts of Record at *Westminster*, by Action
of Debt, Bill, Plaint, or Information, wherein no Essoin, Protection, or Wager of Law, nor more than
one Imparlance shall be allowed.

IV. And be it further enacted by the Authority aforesaid, That if any such Sheriff of the said County, Or returning one Person oftner than once in four Years.
for the Time being, his or their Under-Sheriff, Deputy, or Bailiff, during the Continuance of the said
Act, shall knowingly summon or return any Person or Persons to serve on any Jury or Juries, at any
the said Assizes or Sessions of the Peace, who shall, within four Years before such Summons or Return,
have served on any Jury at any the said Assizes or Sessions held within the said County, or any the Ridings
therein, and shall not, upon producing of such Certificate or Certificates, as aforesaid, to the Officer or
Person so summoning, or to the said Sheriff, or his Under-Sheriff or Deputy, discharge the said Summons
or Return, and thereof give Notice to the Party summoned, six Days before such Assizes or Sessions of
the Peace, at the which such Person shall be summoned or returned to appear, that then the said Sheriff,
Under-Sheriff, Bailiff, or Person so summoning or refusing to discharge, as aforesaid, shall forfeit and lose to
the Party so summoned the Sum of twenty Pounds, to be recovered in Manner and Form as is last herein
before-mentioned, together with his full Costs of Suit.

'V. And whereas many Constables, Tythingmen, and Headboroughs of Towns, have refused or neglect-
'ed to return, or give to the Justices of the Peace at the General Quarter-Sessions, a true list in Writing
'of the Names and Places of Abode of all Persons within the respective Places for which they serve, qua-
'lified to serve upon Juries, as in and by the said Act made in the seventh and eighth Years of the late
'King WILLIAM it is enacted and provided; by reason of which Neglect, the good Intent of the said
'Act has been eluded, and great Inconveniences have thereupon ensued:' For Remedy whereof be it
further enacted by the Authority aforesaid, That the Justices of the Peace for all Counties or Ridings, Penalty on Constables not returning a List of Persons fit for Jurors.
within the Kingdom of *England*, or Dominion of *Wales*, shall yearly and every Year, during the Con-
tinuance of the said Act, at the General Quarter-Sessions to be holden next after the four and twentieth
Day of *June*, issue forth their Warrant or Warrants, under the Hands and Seals of two or more of them,
to the Head or Chief Constable and Constables of every Hundred, Lathe, or Wapentake, requiring him
or them to issue forth his or their Precept or Precepts to the respective Constables Tythingmen, and
Headboroughs within his and their Hundred, Lathe, or Wapentake, thereby directing and requiring
them, and all and every of them, to convene and meet together with the said Head Constables of the
Hundred, Lathe, or Wapentake, within fourteen Days next after the Date of such Receipt, at some
usual or convenient Place in the Hundred, Lathe, or Wapentake, when and where the Constables, Ty-
thingmen, and Headboroughs, shall prepare and make a true List fair written and signed by them, of the
Names and Places of Abode of all the Persons within the respective Places for which they serve, qualified to
serve on Juries, according to the Direction of the said Act made in the fourth and fifth Years of King
WILLIAM and Queen MARY, with their Titles and Additions, between the Age of one and twenty
Years and the Age of seventy Years, as by the said Act of the seventh and eighth Years of the said King
WILLIAM is directed and appointed: Which List the said Constable, Tythingman, and Headborough,

'Continued by 9 Geo. 1. c. 8. s. 2. for 7 Years.'
'The Constable, &c. subscribing the List before a Justice, is sufficient by 3 Geo. 2. c. 25. s. 7.'
'See 10 Annæ, c. 14.'

or their Deputies, or ſome or one of them, yearly at the General Quarter-Seſſions of the Peace to be holden for each County, Riding, or Diviſion, or any Part thereof, in the Week after the Feaſt of Saint *Michael*, upon the firſt Day of the ſaid Seſſions, or upon the firſt Day that the ſaid Seſſions ſhall be held by Adjournment at any other particular Place or Diviſion, ſhall return and give to the Juſtices of the Peace in open Court: And any Head Conſtable of the Hundred, Lathe, or Wapentake failing to iſſue forth his or their Precept or Precepts to convene and meet together, with the Conſtables, Tythingmen, and Headboroughs, as aforeſaid, ſhall forfeit and incur the Penalty of ten Pounds; and any Conſtable, Tythingman, and Headborough, failing to meet the Head Conſtable of the Hundred, Lathe, or Wapentake, purſuant to his Precept, and failing to prepare and make a true Liſt, and to return and give in the ſame to the Juſtices in open Court, as aforeſaid, ſhall forfeit and incur the Penalty of five Pounds: And every ſuch High Conſtable, Conſtable and Tythingman, ſo offending, ſhall be proſecuted at the General Aſſizes, Seſſions of *Oyer* and *Terminer*, and General Gaol Delivery, or Seſſions of the Peace, before the Juſtices thereof, who ſhall have Power and Authority to hear and determine the ſame.

The foremen-tioned Acts to be read publickly every Quarter-Seſſions after 24 June, yearly.

VI. And for the better Obſervance of this Act, and of the ſaid Acts made in the fourth and fifth Years of King WILLIAM and Queen MARY, and in the ſaid ſeventh and eighth Years of the late King WILLIAM, the Juſtices of the Peace at the General Quarter-Seſſions, held after the four and twentieth Day of *June*, yearly, ſhall cauſe the ſaid ſeveral Acts to be publickly read in open Court.

Further Proviſions concerning Jurors, 3 *Geo.* 2. *c.* 25. 4 *Geo.* 2. *c.* 7. 6 *Geo.* 2. *c.* 37. 24 *Geo.* 2. *c.* 18. *and* 29 *Geo.* 2. *c.* 19.

Anno Regni ANNÆ Reginæ quarto.

'AT the Parliament ſummoned to be held at *Weſtminſter* the fourteenth Day of *June*, *Anno Dom.* 1705, 'in the fourth Year of the Reign of our Sovereign Lady *ANNE*, by the Grace of God, of '*England*, *Scotland*, *France*, and *Ireland*, Queen, Defender of the Faith, *&c.* And from thence conti-'nued by ſeveral Prorogations, to the five and twentieth Day of *October* 1705; * and then begun and 'holden, being the firſt Seſſion of this preſent Parliament.'

* In the Inrolment it is,' to the nineteenth Day of March.

CAP. I.

An Act for exhibiting a Bill in this preſent Parliament for naturalizing the moſt Excellent Princeſs *Sophia*, Electreſs and Dutcheſs Dowager of *Hanover*, and the Iſſue of her Body.

Princeſs Sophia of Hanover, and her Iſſue to be naturalized. 7 Ja. 1. c. 2.

'WHEREAS the moſt Excellent Princeſs *Sophia*, Electreſs and Dutcheſs Dowager of *Hanover*, 'and the Iſſue of her Body, are to be naturalized, and by Reaſon of their being beyond the Seas, 'they cannot qualify themſelves in Order thereto, according to the Act made in the ſeventh Year of the 'Reign of King JAMES the Firſt, which requires every Perſon to receive the Sacrament of the Lord's 'Supper, within one Month before any Bill for naturalization be exhibited, and alſo take the Oaths 'of Supremacy and Allegiance in the Parliament Houſe, before his or her Bill be twice read:' Be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and the Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That a Bill for the Naturalization of the ſaid moſt Excellent Princeſs *Sophia*, Electreſs and Dutcheſs Dowager of *Hanover*, and the Iſſue of her Body, ſhall and may be exhibited and brought into this preſent Parliament, and twice read; any Law, Statute, Matter, or Thing whatſoever to the contrary notwithſtanding.

A Bill to be exhibited for their Naturalization.

CAP. II.

An Act for granting an Aid to her Majeſty by a Land Tax, to be raiſed in the Year one thouſand ſeven hundred and ſix. EXP. 4s. in the Pound.

CAP. III.

An Act to repeal ſeveral Clauſes in the Statute made in the third and fourth Years of her preſent Majeſty's Reign, for ſecuring the Kingdom of *England* from ſeveral Acts lately paſſed in the Parliament of *Scotland*.

3 & 4 Anne, c. 7.

'WHEREAS in a Statute made in the third and fourth Years of her preſent Majeſty's Reign, in-'tituled, *An Act for the effectual ſecuring the Kingdom of* England *from the apparent Dangers that may 'ariſe from ſeveral Acts lately paſſed in the Parliament of* Scotland, there are Clauſes contained in theſe 'Words following (that is to ſay:)

Natives of Scotland (except ſettled Inhabitants in England, &c.) after 25 Dec. 1705, adjudged Aliens, &c.

'II. And be it further enacted by the Authority aforeſaid, That from and after the five and twentieth 'Day of *December* one thouſand ſeven hundred and five, no Perſon or Perſons, being a Native or Natives 'of the Kingdom of *Scotland* (except ſuch as are now ſettled Inhabitants within the Kingdom of *England*, 'or the Dominions thereunto belonging, and ſhall continue Inhabitants thereof, and ſuch as are now in 'Service in her Majeſty's Fleet or Army) ſhall be capable to inherit any Lands, Tenements, or

'Hereditaments within this Kingdom of *England*, or the Dominions thereunto belonging, or to enjoy 'any Benefit or Advantage of a natural born Subject of *England*; but every such Person shall be 'from thenceforth adjudged and taken as an Alien, born out of the Allegiance of the Queen of *Eng-* 'land, until such Time as the Succession to the Crown of *Scotland* be declared and settled by an 'Act of Parliament in *Scotland*, in the same Manner the Succession to the Crown of *England* is now 'settled by Act of Parliament in *England*, in Case of her Majesty's Demise without Issue of her Body.'

Horses, Arms, &c. conveyed in Scotland, Forfeiture 100 l. &c.

'III. And be it further enacted by the Authority aforesaid, That if any Person or Persons whatso- 'ever, shall at any Time from and after the twentieth Day of *February* one thousand seven hundred and 'four, until such Time as the Succession to the Crown of *Scotland* be declared and settled by an Act of 'Parliament in *Scotland*, in like Manner, as aforesaid, convey or send, or cause to be conveyed or sent 'from any Parts or Place in *England* or *Ireland*, any Horses, Arms, or Ammunition into the Kingdom of 'Scotland, every such Person or Persons shall forfeit the Sum of one hundred Pounds, and treble the Va- 'lue of such Horses, Arms, or Ammunition; one third Part thereof to the Queen's most Excellent Ma- 'jesty, her Heirs and Successors; and the other third Part thereof to him or them who will sue for the 'same in any of her Majesty's Courts at *Westminster*, by Action of Debt, Suit, Bill, Plaint, or Informa- 'tion, wherein no Essoin, Protection, or Wager of Law shall lie.

Scotch Cattle brought into England, &c. forfeited.

'IV. And be it further enacted by the Authority aforesaid, That from and after the said five and 'twentieth Day of *December* one thousand seven hundred and five, until such Time as the Succession 'to the Crown of *Scotland* be declared and settled by an Act of Parliament in *Scotland*, in like Manner, as 'aforesaid, no great Cattle or Sheep shall be brought out of, or from the Kingdom of *Scotland* into the 'Kingdom of *England* or *Ireland*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, under the Pe- 'nalty of forfeiting all such great Cattle or Sheep to him or them who will seize or sue for the same, and 'also the Value of such great Cattle or Sheep; one third Part to the Queen's most Excellent Majesty, 'her Heirs and Successors, and the other two third Parts thereof to him or them who will sue for the same, 'to be recovered as aforesaid.'

Cattle so brought may be detained 4 Days, &c.

'V. And be it further enacted, That it shall and may be lawful to and for any Person and Persons what- 'soever, to take and seize in any Place or Places whatsoever, the great Cattle or Sheep brought contrary 'to this Act into this Kingdom of *England* or *Ireland*, Dominion of *Wales*, or Town of *Berwick* upon 'Tweed, and detain the same, during the Space of four Days, in some publick or convenient Place where 'such Seizure shall be made, within which Time, if the Owner or Owners, or any on his or their Be- 'half, shall make it appear unto some Justice of the Peace of the same County where the same shall be so 'seized, by the Oath of two credible Witnesses (which Oath the said Justice of the Peace is hereby re- 'quired and impowered to administer) that the same were not brought from *Scotland*, after the said five 'and twentieth Day of *December* one thousand seven hundred and five, then the same upon the Warrant 'of such Justice shall be forthwith re-delivered.'

English Cattle intermixed, forfeited.

'VI. And be it further enacted, That if any *English* or other Cattle or Sheep, shall be, with the 'Privity or Knowledge of the Owner, or any Person employed by him, driven or intermixed, or caused 'to be driven or intermixed with great Cattle or Sheep, brought out of or from *Scotland*, and shall be 'seized with them, such Cattle and Sheep so intermixed and seized, shall be deemed *Scotch* Cattle, 'and shall be subject to the like Forfeiture, and ordered and disposed of in all Respects as if they were 'brought out of or from *Scotland*, contrary to this Act; and if any Person or Persons shall wilfully 'and fraudulently conspire, confederate, or agree together to avoid or evade the Seizures or Forfei- 'tures upon the bringing in of Cattle in this Act particularly specified, and the same shall put in 'Execution, then every such Person and Persons, being thereof indicted or presented within one 'Year, next after such Offence by him or them committed, and being thereof lawfully convicted or 'attainted, at any Time hereafter, shall forfeit the Sum of one hundred Pounds, to be recovered and 'distributed, as aforesaid.'

Persons sued, to plead the General Issue.

'VII. And be it further enacted by the Authority aforesaid, That if any Action, Suit, Bill, Plaint, or 'Information, shall be commenced or prosecuted against any Person or Persons for any Seizure, or other 'Thing done or made in Pursuance or Execution of this Act, such Person or Persons shall not be obliged 'to give any more than a common Appearance, and may plead the General Issue, and give the special 'Matter in Evidence; and if the Plaintiff or Prosecutor shall become nonsuit, or forbear Prosecution, or 'suffer Discontinuance, or if a Verdict pass against him in any such Action, Bill, Plaint, Suit, or Infor- 'mation, as aforesaid, the Defendants shall have treble Costs, for which they shall have the like Remedy 'as in any Case where Costs by Law are given to the Defendant.'

Scotch Coals imported forfeited.

'VIII. And be it further enacted by the Authority aforesaid, That from and after the five and twen- 'tieth Day of *December* one thousand seven hundred and five, until such Time as the Succession to the 'Crown of *Scotland* be declared and settled by an Act of Parliament in *Scotland*, in like Manner as afore- 'said, no *Scotch* Coals shall be imported out of the Kingdom of *Scotland* into the Kingdoms of *England* or 'Ireland, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, under the Penalty of forfeiting the Coals 'so imported; one Half to the Queen's most Excellent Majesty, the other Half to such Person as shall 'seize or sue for the same.'

Scotch Linen also.

'IX. And be it further enacted by the Authority aforesaid, That from and after the said five and 'twentieth Day of *December* one thousand seven hundred and five, until such Time as the Succession to 'the Crown of *Scotland* be declared and settled by an Act of Parliament in *Scotland*, in like Manner, as 'aforesaid, no *Scotch* Linen shall be imported or brought out of *Scotland* into the Kingdom of *England*, 'Dominion of *Wales*, Town of *Berwick* upon *Tweed*, or *Ireland*, under the Penalty of forfeiting the said 'Linen, and double the Value thereof, to be recovered with Costs of Suit in any of her Majestys Courts

'of Record; one Moiety thereof to the Queen's Majesty, the other Moiety to such Persons as shall 'seize, inform, or sue for the same.'

'X. And whereas, since the making the said Act, an Act hath been made and passed in the Parlia-'ment of *Scotland*, for enabling her Majesty to appoint Commissioners to treat with Commissioners for 'the Kingdom of *England*, of and concerning an Union of the said Kingdoms of *England* and *Scot-*'*land*:' Now to the End that the good and friendly Disposition of this Kingdom towards the King-dom of *Scotland* may appear; Be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in Parliament assembled, and by the Authority of the same, That the said Clauses be from henceforth absolutely repealed and vacated to all Intents and Purposes whatsoever.

The aforesaid Clauses repealed.

CAP. IV.

An Act for the Naturalization of the most Excellent Princess *Sophia*, Electress and Dutchess Dowager of *Hanover*, and the Issue of her Body.

'WHEREAS the imperial Crown and Dignity of the Realms of *England*, *France*, and *Ireland*, 'and the Dominions thereto belonging, after the Demise and Death of your Majesty, our most 'gracious Sovereign, without Issue of your Body, is limited by Act of Parliament, to the most Excellent 'Princess *Sophia*, Electress and Dutchess Dowager of *Hanover*, Grandaughter of the late King *James* the 'First, and the Heirs of her Body, being Protestants: And whereas your Majesty, by your Royal Care 'and Concern for the Happiness of these Kingdoms, reigns in the Hearts and Affections of all your Peo-'ple, to their great Comfort and Satisfaction, and will be a glorious Example to your Royal Successors 'in future Ages: And to the End the said Princess *Sophia*, Electress and Dutchess Dowager of *Hanover*, 'and the Issue of her Body, and all Persons lineally descending from her, may be encouraged to become 'acquainted with the Laws and Constitutions of this Realm, it is just and highly reasonable, that they, 'in your Majesty's Life Time (whom God long preserve) should be naturalized, and be deemed, taken, 'and esteemed natural born Subjects of *England*:' We your Majesty's most dutiful and loyal Subjects, the Lords Spiritual and Temporal, and Commons, in Parliament assembled, do most humbly beseech your Majesty that it may be enacted; and therefore be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and the Commons, in this pre-sent Parliament assembled, and by the Authority of the same, That the said Princess *Sophia*, Electress and Dutchess Dowager of *Hanover*, and the Issue of her Body, and all Persons lineally descending from her, born or hereafter to be born, be and shall be, to all Intents and Purposes whatsoever, deemed, taken, and esteemed natural born Subjects of this Kingdom, as if the said Princess, and the Issue of her Body, and all Persons lineally descending from her, born or hereafter to be born, had been born within this Realm of *England*; any Law, Statute, Matter, or Thing whatsoever to the contrary notwithstanding.

Princess Sophia of Hanover, and her Issue, naturalized.

II. Provided always, and be it further enacted and declared by the Authority aforesaid, That every Person and Persons, who shall be naturalized by virtue of this Act of Parliament, and shall become a Papist, or profess the Popish Religion, shall not enjoy any Benefit or Advantage of a natural born Subject of *England*; but every such Person shall be adjudged and taken as an Alien, born out of the Allegiance of the Queen of *England*, to all Intents and Purposes whatsoever; any Thing herein con-tained to the contrary notwithstanding.

No Papist, &c. to have the Benefit of a natural-born Subject.

CAP. V.

An Act for continuing the Duties upon Malt, Mum, Cyder, and Perry, for the Service of the Year one thousand seven hundred and six. EXP.

CAP. VI.

An Act for continuing an additional Subsidy of Tunnage and Poundage, and certain Duties upon Coals Culm, and Cynders, and additional Duties of Excise, and for settling and establishing a Fund thereby, and by other Ways and Means, for Payment of Annuities, to be sold for raising a further Supply to her Majesty, for the Service of the Year one thou-sand seven hundred and six, and other Uses therein mentioned.

'MAY it please your most Excellent Majesty, we your Majesty's most dutiful and loyal Subjects the 'Commons of *England* in Parliament assembled, duly considering your Majesty's great Occasions 'for Money to carry on the present War, and having Regard as well to the great Burthen of Taxes now 'lying upon your Majesty's Subjects, as to the present Condition of the publick Funds, and the pre-'sent Incumbrances thereupon, are therefore desirous, by such easy and effectual Ways and Means, as 'in this Act are expressed and intended, to raise a Sum of Money, not exceeding in the whole, two 'millions five hundred seventy-five thousand seven hundred sixty-one Pounds sixteen Shillings and two 'Pence, (Part of the Money necessary to be provided in this Session of Parliament for your Majesty's 'Supply) and such further Sum of Money as will be sufficient, during the first two Years of the Term 'herein after mentioned, to compleat the Payment of the Annuities to be purchased upon this Act; and

2575761 l. 16 s. 2 d. to be raised.

'have for that End and Purpoſe, cheerfully and unanimouſly given and granted, and do by this Act give 'and grant unto your Majeſty the Subſidy of Tunnage and Poundage upon Wines, Goods, and Mer- 'chandizes, and the ſeveral Duties upon Coal, Culm, and Cynders, and upon Beer, Ale, Cyder, and 'other Liquors hereafter in this Act mentioned, for ſuch ſeveral and reſpective Terms, and to commence 'at or from ſuch reſpective Days and Times, and to be paid and payable in ſuch Manner and Form, as 'in this Act are afterwards expreſſed: (That is to ſay) Whereas by an Act made and paſſed in the 'ninth Year of the Reign of his late Majeſty King WILLIAM the Third, of glorious Memory, (intituled '*An Act for granting to his Majeſty a further Subſidy of Tunnage and Poundage, towards raiſing the yearly* '*Sum of ſeven hundred thouſand Pounds, for the Service of his Majeſty's Houſhold, and other Uſes therein men-* '*tioned, during his Majeſty's Life*) it was enacted, That over and above the Subſidies, Impoſitions, and 'other Duties therein mentioned, there ſhould be raiſed and paid to his Majeſty, one other Subſidy called 'Tunnage, for and upon all Wines which from and after the laſt Day of *January* in the Year of our 'Lord one thouſand ſix hundred ninety and nine, at any Time and Times, during his Majeſty's Life, 'ſhould be imported or brought into the Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* 'upon *Tweed*; and one further Subſidy called Poundage of all Manner of Goods and Merchandizes im- 'ported or brought into this Realm, or any his Majeſty's Dominions to the ſame belonging, at any 'Time or Times after the ſaid laſt Day of *January* one thouſand ſix hundred ninety-nine, during his 'Majeſty's Life, by way of Merchandize (except ſuch Goods and Merchandizes as are therein excepted) 'and with ſuch Abatements, Regulations, Directions for making Repayments or Allowances upon Ex- 'portation, and ſubject to ſuch Rules and other Matters and Things touching the ſaid ſeveral Subſidies, 'as in the laſt-mentioned Act are expreſſed; which ſaid further Subſidies of Tunnage and Poundage, 'and other Duties upon Wines, Goods, and Merchandizes, granted by the Act above recited, are to be 'raiſed and paid to her Majeſty, during her Life, by virtue of another Act of Parliament made and paſſed 'in the firſt Year of her Reign, (intituled, *An Act for the better Support of her Majeſty's Houſhold, and the* '*Honour and Dignity of the Crown:*) And whereas by an Act made and paſſed in the ſecond Year of her 'Majeſty's Reign, (intituled, *An Act for granting to her Majeſty an additional Subſidy of Tunnage and Pound-* '*age for three Years, and for laying a further Duty upon* French *Wines condemned as lawful Prize, and for* '*aſcertaining the Values of unrated Goods imported from the* Eaſt Indies) It was enacted, That there ſhould 'be raiſed, levied, collected, paid and ſatisfied unto her Majeſty one other Subſidy called Tunnage, for 'and upon all Wines which from and after the eighth Day of *March* in the Year of our Lord one thou- 'ſand ſeven hundred and three, at any Time or Times within or during the Space of three Years from 'thence next and immediately enſuing, ſhould be imported or brought into the Kingdom of *England*, 'Dominion of *Wales*, and Town of *Berwick* upon *Tweed*; (that is to ſay) one third Part of ſuch or the 'like ſeveral and reſpective Duties as by the two Acts laſt recited or mentioned, or either of them, were 'impoſed or payable for or upon any Kind of Wine or Wines reſpectively: And one other Subſidy 'called Poundage of all Manner of Goods and Merchandizes to be imported or brought into this Realm, 'or any her Majeſty's Dominions to the ſame belonging, at any Time or Times after the ſaid eighth 'Day of *March* one thouſand ſeven hundred and three, during the ſaid Term of three Years, by way of 'Merchandize; (that is to ſay) one third Part of ſuch or the like ſeveral and reſpective Duties as by the 'ſaid two Acts laſt before recited or mentioned, or either of them, are impoſed or payable for or upon 'the ſame Goods and Merchandizes reſpectively, (except ſuch Goods and other Merchandizes as by the 'ſaid two Acts laſt-mentioned, or either of them, are exempted from Payment of the Subſidies thereby 'granted) as in and by the ſaid ſeveral Acts (Relation being thereunto reſpectively had) may more 'fully appear:' Now we your Majeſty's ſaid dutiful and loyal Subjects the Commons in Parliament aſ- ſembled, for the Ends and Purpoſes aforeſaid, do moſt humbly beſeech your Majeſty, that it may be enacted; and be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That over and above the Subſidies of Tunnage and Poundage above-mentioned, and over and above all other Subſidies, additional Duties, Impoſitions, and Payments whatſoever, by any Act or Acts of Parliament, or otherwiſe howſoever already due or payable, or which ought to be paid to her Majeſty, her Heirs or Succeſſors, for or upon any Wines, Goods, and Merchandizes whatſoever imported or to be imported, there ſhall be continued, and be raiſed, levied, collected, paid, and ſatisfied unto her Majeſty, her Heirs and Succeſſors, for and upon all Wines which from and after the eighth Day of *March* which ſhall be in the Year of our Lord one thouſand ſeven hundred and ſix, at any Time or Times, within or during the Term of ninety and eight Years from thence next and immediately enſuing, and fully to be compleat and ended, ſhall be imported or brought into the Kingdom of *England*, Dominion of *Wales*, and Town of *Berwick* upon *Tweed*, the ſame or the like Subſidy of Tonnage, as by the ſaid Act of the ſecond Year of her Majeſty's Reign was charged or impoſed, for or upon any kind of Wine or Wines whatſoever; (that is to ſay) one third Part of ſuch or the like ſeveral and reſpective Duties, as by the ſaid Act of the ninth Year of his ſaid late Majeſty's Reign, were granted to him during his Life, and by the ſaid Act of the firſt Year of her Majeſty's Reign, are continued to her during her Majeſty's Life, for or upon any kind of Wine or Wines reſpectively, and for and upon all manner of Goods and Merchandizes, which from and after the ſaid eighth Day of *March*, which ſhall be in the Year of our Lord one thouſand ſeven hundred and ſix, at any Time or Times within or during the ſaid Term of ninety and eight Years, ſhall be imported or brought into this Realm, or any her Majeſty's Dominions, to the ſame belonging, by way of Merchandize, there ſhall be continued, raiſed, levied, collected, paid, and ſatisfied to her Majeſty, her Heirs and Succeſſors, the ſame or the like Subſidy of Poundage, as by the ſaid Act of the ſecond Year of her Majeſty's Reign was laid or impoſed, for or upon any

Tunnage and Poundage, upon Wines, &c. granted.

9 & 10 W. 3. c. 23.

'New Subſidy.'

1 Annæ, ſtat. 2. c. 7.

2 & 3 Annæ, c. 9.

'One third Subſidy.'

Tunnage, &c. 2 Annæ, continued from 8 March 1706, for 98 Years.

For the Application of 40000 l. per Ann. of the Surplus Money ariſing from this Act, ſee 6 Ann. c. 5. ſ. 1, 2.

This Duty made perpetual by 1 Geo. 1. ſtat. 2. c. 12. ſ. 8. (viz.) one third Part, &c.

9 & 10 W. 3. c. 23.

9 & 10 W. 3. c. 23. 1 Annæ, ſtat. 1. c. 7. Except ſuch as are exempted from Payment.

any Goods or Merchandizes whatſoever; (that is to ſay) one third Part of ſuch or the like ſeveral and reſpective Duties, as by the ſaid Act of the ninth Year of his ſaid late Majeſty's Reign, were granted to him during his Life, and by the ſaid Act of the firſt Year of her Majeſty's Reign, are continued during her Majeſty's Life, for or upon the ſame Goods and Merchandizes reſpectively, (except ſuch Goods and other Merchandizes, as by the ſaid Subſidy Acts made in the ninth Year of his ſaid late Majeſty's Reign, and in the firſt and ſecond Years of her now Majeſty's Reign, or any of them, are exempted from Payment of the ſaid Subſidies thereby granted.)

Drawbacks, &c. allowed by this Act. 2 & 3 Annæ, c. 9.

II. And it is hereby enacted, That in all Caſes where by the ſaid Subſidy Act of the ſecond Year of her Majeſty's Reign, or by any general or particular Clauſes therein contained, any Drawbacks or Abatements of the Whole, or any Part of the Duties thereby granted, or any other Allowances whatſoever, are appointed to be made or given in reſpect of the Subſidy thereby granted, there ſhall be in the like Caſes reſpectively the ſame, or the like Drawbacks and Abatements of the Whole or Part of the Duties by this Act granted, and other Allowances made and given in reſpect of the Subſidy hereby impoſed; and that the ſaid ſeveral Subſidies and Duties by this Act payable, during the Continuance thereof, and all Arrearages of the ſame, ſhall be raiſed, levied, collected, ſecured and paid by the ſame Ways, Means and Methods, and under ſuch Penalties and Forfeitures, and ſubject to ſuch Rules and Directions as in and by the ſaid Subſidy Acts of the ninth Year of his ſaid late Majeſty's Reign, and of the firſt and ſecond Years of her now Majeſty's Reign, or by any general, relative, or particular Clauſes, or Words therein, or in any of them contained, and now in force, are preſcribed or appointed, touching or concerning the ſaid ſeveral Subſidies of Tonnage and Poundage, which were thereby reſpectively granted as aforeſaid; and that ſo much of the ſaid Subſidy Act of the ſecond Year of her Majeſty's Reign, and ſuch of the Branches and Clauſes therein contained, or thereby referred unto, as do concern only the Subſidy of Tonnage and Poundage thereby granted, (being one third Part of the Subſidies granted by the ſaid former Acts as aforeſaid) and are now in force, ſhall be uſed, exerciſed, put in Practice, and obſerved, in and for the raiſing, levying, collecting, and anſwering the Subſidies and Duties hereby before granted, as fully and effectually as if the ſame were again particularly and at large repeated and re-enacted in the Body of this preſent Act.

Duties how raiſed. 9 & 10 W. 3. c. 23. 1 Annæ, ſtat. 1. c. 7. 2 & 3 Annæ, c. 9.

Clauſes to be obſerved in collecting the Subſidy.

Duty on Currans from Venice exempted. 3 & 4 Annæ, c. 5. This Clauſe explained by 8 Annæ, c. 13. ſ. 21.

III. And it is hereby declared and enacted, That the Exception contained in the Act of the third Year of her Majeſty's Reign, intituled, *An Act for granting to her Majeſty a further Subſidy on Wines and Merchandizes imported*, whereby Currans imported in *Engliſh*-built Shipping, navigated according to the Laws then in force, are exempted from the Duties thereby granted, ſhall be extended to all ſuch Currans as after the five and twentieth Day of *March* one thouſand ſeven hundred and ſix, ſhall be imported in Ships belonging to any of the Subjects of the Republick of *Venice*, ſo that they alſo ſhall be exempted from Payment of the Subſidy granted by that Act; any thing therein contained to the contrary notwithſtanding.

Duties on Coal, Culm, &c. continued from 24 May 1708. to 30 Sept. 1710. 9 & 10 W. 3. c. 13.

IV. And her Majeſty's ſaid dutiful and loyal Subjects, the Commons in Parliament aſſembled, do alſo humbly beſeech her Majeſty that it may be enacted; and be it enacted by the Authority aforeſaid, That all ſuch and the like Impoſitions, Rates and Duties whatſoever, as in and by an Act of Parliament made and paſſed in the ninth Year of the Reign of his ſaid late Majeſty King WILLIAM the Third, (intituled, *An Act for granting to his Majeſty ſeveral Duties upon Coal and Culm)* were charged and impoſed upon the ſeveral Sorts of Coals and Culm therein mentioned, for the Term of five Years, which commenced from the fifteenth Day of *May* in the Year of our Lord one thouſand ſix hundred ninety-eight, and the Duty and Duties upon Cynders, which in and by an Act made and paſſed in the Parliament holden at *Weſtminſter*, in the tenth and eleventh Years of his late Majeſty's Reign (intituled, *An Act for laying further Duties upon Sweets, and for leſſening the Duties as well upon Vinegar, as upon certain Low Wines, and Whale Fins, and the Duties upon Brandy imported, and for the more eaſy raiſing the Duties upon Leather, and for charging Cynders, and for permitting the Importation of Pearl Aſhes, and for preventing Abuſes in the brewing of Beer and Ale, and Frauds in Importation of Tobacco*) were charged or impoſed upon ſuch Cynders as are therein mentioned, for four Years, commencing from the fifteenth Day of *May* in the Year of our Lord one thouſand ſix hundred ninety-nine; which ſeveral Duties upon Coals, Culm and Cynders were by an Act made in the firſt Year of her now Majeſty's Reign, (intituled, *An Act for continuing the Duties upon Coals, Culm, and Cynders)* continued from the fourteenth Day of *May* in the Year of our Lord one thouſand ſeven hundred and three, until the fifteenth Day of *May*, which ſhall be in the Year of our Lord one thouſand ſeven hundred and eight (Charcoals made of Wood being always excepted) ſhall by force and virtue of this Act be further continued from the fourteenth Day of *May* in the Year of our Lord one thouſand ſeven hundred and eight, until the thirtieth Day of *September*, which ſhall be in the Year of our Lord one thouſand ſeven hundred and ten, for the Purpoſes in this Act expreſſed, and ſhall, during all that Time and Term, be raiſed, levied, collected, and paid, for and upon all ſuch and the like Sorts of Coals, Culm, and Cynders, as by the ſaid former Acts touching the ſame, or any of them, were chargeable, in ſuch Manner and Form, and according to ſuch Rules, and under ſuch Penalties and Forfeitures, as by the ſame former Acts touching Coals, Culm, and Cynders, or the Duties thereof, or any of them, were preſcribed for or concerning the Duties thereby granted or continued.

10 & 11 W. 3. c. 21.

1 Annæ, ſtat. 2. c. 4.

Clauſes, &c. in former Acts revived, for levying the Duties on this Act. 9 & 10 W. 3. c. 13. 9 Annæ, c. 6.

V. And it is hereby enacted, That the ſaid Act (intituled, *An Act for granting to his Majeſty ſeveral Duties upon Coals and Culm)* and ſo much of the ſaid Act for laying Duties upon Sweets, and other Things, as concerns the ſaid Duty upon Cynders, and all and every the Powers, Authorities, Rules, Directions, Penalties and Forfeitures, Clauſes, Matters and Things therein contained, now being in

§. 9. *Concerning Duties on Coals, &c. ſee further* 8 *Ann. c.* 4. 9 *Ann. c.* 6 & 23. 12 *Ann. ſt.* 2. *c.* 9. 5 *Geo.* 1. *c.* 9. 6 *Geo.* 1. *c.* 4. 22 *Geo.* 2. *c.* 37. 30 *Geo.* 2. *c.* 19. *ſ.* 28.

force,

force, for governing, managing, raiſing, levying, ſecuring, collecting, receiving, paying, and accounting for the Duties upon Coals, Culm, and Cynders, by the ſaid former Acts granted or continued, during the ſaid ſeveral Terms therein mentioned, ſhall be and are by force and virtue of this preſent Act revived, and ſhall be in full force, and be duly obſerved, practiſed, and put in Execution, in and for the governing, managing, raiſing, levying, ſecuring, collecting, receiving, paying, and accounting for the Duties upon Coals, Culm, and Cynders by this Act granted, for and during the Term hereby granted of and in the ſame, and all Arrearages thereof, as fully and effectually, to all Intents and Purpoſes, as if the ſame Powers, Authorities, Rules, Directions, Penalties and Forfeitures, Clauſes, Matters and Things, were again expreſſed, and particularly repeated and re-enacted in the Body of this preſent Act.

'VI. And whereas in and by a certain Act of Parliament made in the fifth Year of the Reign of their late Majeſties King WILLIAM and Queen MARY, (intituled, *An Act for granting to their Majeſties certain Rates and Duties upon Salt, and upon Beer, Ale, and other Liquors, for ſecuring certain Recompences and Advantages in the ſaid Act mentioned, to ſuch Perſons as ſhall voluntarily advance the Sum of ten hundred thouſand Pounds, towards carrying on the War againſt* France) certain Rates and Duties of Exciſe therein mentioned, for and upon Beer, Ale, Vinegar, Vinegar Beer, Mum, Cyder, Perry, Brandy, Spirits, *Aqua Vitæ*, Metheglin, and other Liquors therein expreſſed, were granted or made payable to their ſaid late Majeſties, their Heirs and Succeſſors, for and during the Term of ſixteen Years, which commenced from the ſeventeenth Day of *May*, which was in the Year of our Lord one thouſand ſix hundred ninety-ſeven, and ſeveral Annuities therein mentioned, were thereby made payable to ſuch Perſons as ſhould contribute Monies upon the ſame Act, their Executors, Adminiſtrators and Aſſigns reſpectively, out of the Fund thereby provided, and charged upon the Duties of Salt, and the ſaid Duties of Exciſe, thereby granted for a certain Term of ſixteen Years, which will expire at the Feaſt of St. *Michael* the Archangel, which ſhall be in the Year of our Lord one thouſand ſeven hundred and ten, or at the End of twenty Days then next enſuing, as by the Act laſt before recited (Relation being thereunto had) may more fully appear:' Now her Majeſty's ſaid dutiful and loyal Subjects, the Commons in Parliament aſſembled, do likewiſe humbly beſeech your Majeſty that it may be enacted; and be it enacted by the Authority aforeſaid, That from and after the ſeventeenth Day of *May*, which ſhall be in the Year of our Lord one thouſand ſeven hundred and thirteen, there ſhall be within and throughout her Majeſty's Kingdom of *England*, Dominion of *Wales*, and Town of *Berwick* upon *Tweed*, raiſed, levied, collected, and paid unto her Majeſty, her Heirs and Succeſſors, for and during the Space and Term of ninety-five Years, from thence next and immediately enſuing, and fully to be compleat and ended, for Beer, Ale, Cyder, and other Liquors herein after expreſſed, by way of Exciſe, over and above all Duties, Charges and Impoſitions, by any former Act or Acts of Parliament ſet or impoſed, the ſeveral Rates and Duties of Exciſe herein after expreſſed: (That is to ſay)

5 & 6 W. & M. c. 7. Exciſe on Beer, Ale, &c. to be paid from 17 May 1713, during 95 Years. 'Made perpetual by 1 Geo. 1. ſtat. 2. c. 12. ſ. 8. and Part of the Aggregate Fund.'

VII. For every Barrel of Beer or Ale above ſix Shillings the Barrel, excluſive of the Duty of Exciſe, brewed by the common Brewer, or any other Perſon or Perſons, who doth or ſhall ſell or tap out Beer or Ale publickly or privately, to be paid by the common Brewer, or by ſuch other Perſon or Perſons reſpectively, and ſo proportionably for a greater or leſſer Quantity, over and above the Duties payable for the ſame, nine Pence.

For every Barrel of Beer or Ale above 6 s. (Exciſe excluſive,) 9 d.

VIII. For every Barrel of Beer or Ale of ſix Shillings the Barrel, or under, brewed by the common Brewer, or any other Perſon or Perſons, who ſhall ſell or tap out Beer or Ale publickly or privately, to be paid by the common Brewer, or by ſuch other Perſon or Perſons reſpectively as aforeſaid, and ſo proportionably for a greater or leſſer Quantity, over and above the Duties payable for the ſame, three Pence.

Every Barrel, &c. of 6 s. or under, 3 d.

IX. For every Barrel of Vinegar, or Vinegar Beer, or Liquors preparing for Vinegar, which ſhall be brewed or made of any *Engliſh* or foreign Materials, by any Perſon or Perſons whatſoever, for Sale, and ſo in proportion for a greater or leſſer Quantity (over and above the other Duties of Exciſe payable for the ſame) two Shillings and four Pence, to be paid by the Maker thereof.

Barrel of Vinegar, &c. 2 s. 4 d. Vinegar made for Pickles for Sale, is to pay Duty.

X. For every Barrel of Beer, Ale or Mum imported from beyond the Seas, or from the Iſlands of *Guernſey* or *Jerſey*, and ſo proportionably for a greater or leſſer Quantity, to be paid by the Importers before landing, over and above the Duties payable for the ſame, three Shillings.

8 Annæ, c. 7. ſ. 4. Barrel of Mum, Beer, Ale, &c. imported, 3 s.

XI. For every Tun of Cyder or Perry imported from beyond the Seas, and ſo proportionably for a greater or leſſer Quantity, to be paid by the Importer before landing, over and above the Duties payable for the ſame, four Pounds.

Cyder, &c. imported, 4 l. per Tun.

XII. For every Gallon of ſingle Brandy, Spirits or *Aqua Vitæ*, imported from beyond the Seas, to be paid by the Importer before landing, over and above the Duties payable for the ſame, two Shillings.

Single Brandy, Spirits, &c. imported, 2 s. per Gallon.

XIII. For every Gallon of Brandy, Spirits or *Aqua Vitæ*, above Proof, commonly called double Brandy, imported from beyond the Seas, to be paid by the Importer before landing, over and above the Duties payable for the ſame, four Shillings.

Brandy, Spirits, &c. above Proof, imported, 4 s. per Gallon.

XIV. For all Cyder and Perry made and ſold by Retail, upon every Hogſhead, to be paid by the Retailer thereof, over and above the Duties payable for the ſame, and ſo proportionably for a greater or leſſer Meaſure, one Shilling and three Pence.

Cyder, &c. ſold by Retail, to pay 1 s. 3 d. per Hogſhead.

XV. For all Metheglin or Mead made for Sale, whether by Retail or otherwiſe, to be paid by the Maker, for every Gallon, three Pence.

Metheglin, &c. 3 d. per Gallon.

XVI. And be it enacted by the Authority aforeſaid, That the ſaid ſeveral Rates, Duties and Impoſitions upon Beer, Ale, Cyder, and other Liquors aforeſaid, and all Arrearages thereof, be raiſed, levied, collected, and paid unto her Majeſty, her Heirs and Succeſſors, during the ſaid Space and Term of ninety-five

Duties on Beer, Ale, &c. how levied.

ninety-five Years, in the ſame Manner and Form, and by ſuch Rules, Ways and Means, and under ſuch Penalties and Forfeitures, and with ſuch Power of Mitigation, and other Powers, as the like or the ſaid Duties of Exciſe granted by the ſaid Act of the fifth Year of their late Majeſties Reign are thereby or by any other Act or Acts, or Law whatſoever, for or concerning any the Duties of Exciſe upon Beer, Ale, or other Liquors, now in force, enacted or appointed to be raiſed, levied, collected and paid, during the Remainder of the ſaid Term of ſixteen Years therein granted, and that ſo much of the ſaid Act of the fifth Year of their late Majeſties Reign, as concerns only the ſaid Duties of Exciſe, and of the ſaid other Laws of Exciſe relating thereunto, as are now in force for the raiſing, levying, collecting, and anſwering the ſaid Duties of Exciſe granted in the fifth Year of their late Majeſties Reign, ſhall be continued, and revived, and be practiſed, put in Execution, and obſerved, in and for the raiſing, levying, collecting, and anſwering the ſaid Duties of Exciſe by this Act granted, for and during the ſaid Term of ninety-five Years, and all Arrearages thereof, for the Purpoſes in this Act expreſſed, as fully and effectually as if the ſame were particularly and at large re-enacted in the Body of this preſent Act.

5 & 6 W. & M. c. 7.

For Payment of the Annuities,

XVII. And to the Intent that a good, ſure, and laſting Security and Fund may be ſettled and eſtabliſhed, for the conſtant Payment of all the Annuities to be purchaſed upon this Act; be it further enacted by the Authority aforeſaid, That all the Monies ariſing from time to time, by or for the ſaid Subſidies of Tonnage and Poundage upon Wines, Goods, and Merchandizes by this Act granted, and by or for the ſaid ſeveral and reſpective Duties and Impoſitions by this Act continued, for or upon Coals, Culm, and Cynders, and by or for the ſaid ſeveral Duties of Exciſe upon Beer, Ale, and other Liquors, or by or for any other Duties by this Act granted or continued, and every of them (the neceſſary Charges of managing, raiſing, levying, collecting, anſwering, paying, and accounting for the ſaid ſeveral Subſidies, Rates, Impoſitions, and other Duties only excepted) ſhall, from time to time, from the reſpective Commencements of the ſaid Subſidies, Rates, Impoſitions, and other Payments reſpectively, and for and during the ſeveral Terms or Times therein ſeverally granted or intended to be granted by this Act, be brought and paid by the reſpective Commiſſioners, Receivers General, or ſuch Perſons as for the time being ſhall have the Receipt thereof, as the ſame ſhall be raiſed (who are hereby required and enjoined to bring and pay the ſame accordingly) into the Receipt of the Exchequer, for the Purpoſes in this Act expreſſed, diſtinctly and ſeparately from all other Monies whatſoever, that are or ſhall be payable by them into the ſaid Receipt; and that all the Monies to ariſe by virtue of the ſaid Act of the fifth Year of their ſaid late Majeſties Reign, of or for the ſaid Duties of Exciſe thereby granted, after the ſaid Lottery Annuities therein mentioned ſhall be paid off, or ſufficient Money ſhall be reſerved in the Exchequer for paying off the ſame, ſhall in like Manner, from time to time, be brought and paid into the Receipt of Exchequer, for the Purpoſes in this Act expreſſed, diſtinctly and apart as aforeſaid; and the reſpective Commiſſioners and Receivers General of the ſaid ſeveral Impoſitions, Rates, Subſidies, and other Duties hereby required to be paid into the Receipt of Exchequer as aforeſaid, ſhall make or cauſe to be made the Payments thereof into the ſaid Receipt of Exchequer, according to the true Meaning of this Act weekly; to wit, on *Wedneſday* in every Week, if it be not an Holyday; and if it be, then on the next Day after, that is not an Holyday

the Monies ariſing by this Act,

to be paid into the Exchequer.

5 & 6 W. & M. c. 7.

Weekly.

And entered apart.

XVIII. And be it further enacted by the Authority aforeſaid, That there ſhall be provided and kept in the Office of the Auditor of the Receipt of her Majeſty's Exchequer, one or more Books, in which all the Monies hereby appointed to be paid in weekly as aforeſaid, and which ſhall be brought to the ſaid Receipt, ſhall be entred apart and diſtinct from all other Monies paid into the ſaid Receipt, on any other Account whatſoever.

Officers to be appointed for raiſing the Duties.

XIX. And to the End all the Monies by this Act appropriated for Payment of the Annuities to be purchaſed upon this Act, may be duly and certainly raiſed and brought into the Receipt of Exchequer for that Purpoſe; it is hereby further enacted, That from time to time, during the Continuance of this Act, there ſhall be continued or appointed Commiſſioners, Receivers General, Comptrollers, Collectors, and other proper Officers for raiſing the ſeveral Duties by this Act granted, and for keeping the Accounts of the ſame; and that the reſpective Commiſſioners or chief Managers thereof, ſhall from time to time weekly compute and aſcertain the Monies of each Branch of the ſaid Duties hereby granted or continued, which ought to be paid into the Exchequer on every *Wedneſday*, or on the ſubſequent Day, not being an Holyday as aforeſaid; and that all Commiſſioners, Receivers General, Comptrollers, Collectors, and other Officers, who are or ſhall be concerned in the managing, raiſing, levying, receiving, collecting, or paying the ſame, or in keeping the Accounts thereof, ſhall perform their ſeveral and reſpective Duties therein, as to them reſpectively ſhall appertain, under ſuch and the like Penalties, Forfeitures and Diſabilities, for any Offence or Neglect therein, or for detaining, diverting, or miſapplying any Part of the ſaid Monies, as are preſcribed, and to be inflicted by virtue of an Act of Parliament made and paſſed in the ninth Year of the Reign of his ſaid late Majeſty King WILLIAM the Third, (intituled, *An Act for raiſing a Sum not exceeding two Millions, upon a Fund for Payment of Annuities, after the Rate of eight Pounds* per Centum per Annum, *and for ſettling the Trade to the* Eaſt Indies) for the like Offence or Neglect in relation to the Duties upon Salt, and upon ſtampt Vellum, Parchment, and Paper, thereby granted, or for detaining, diverting, or miſapplying any Part of the Monies which were granted by the Act laſt mentioned.

Penalties on Neglect.

9 & 10 W. 3. c. 44.

The Monies ariſing by this Act, to be the general Fund, &c. and not to be diverted, under Penalty.

XX. And it is hereby enacted and declared by the Authority aforeſaid, That all the Monies ariſing of or for the ſaid ſeveral Subſidies of Tonnage and Poundage, and of or for the ſaid Duties of Coals, Culm, and Cynders, and the ſaid ſeveral Rates and Duties of Exciſe by this Act appointed to be paid into the Receipt of the Exchequer, from time to time as aforeſaid, together with the Sum of two hundred and eighty thouſand Pounds, (Part of the Contribution-monies to be reſerved and applied as is herein after mentioned)

mentioned) or ſo much of the ſaid Subſidies, Rates, Impoſitions, Duties, and Contribution-money, as ſhall be ſufficient for anſwering the full and due Payment of all the Annuities to be purchaſed upon this Act, from time to time, according to the true Meaning thereof, is, are, and ſhall be the general Fund for Payment of the ſame, and ſhall be charged therewith, and liable thereunto, and ſhall not be diverted or divertible to any other Uſe, Intent or Purpoſe whatſoever, under the Penalties, Forfeitures and Diſabilities in this Act expreſſed.

Sum to be raiſed.

XXI. And for the raiſing any Sum and Sums of Money, not exceeding in the whole the Sum of two millions eight hundred fifty-five thouſand ſeven hundred ſixty-one Pounds ſixteen Shillings and two Pence, (that is to ſay) Two millions five hundred ſeventy-five thouſand ſeven hundred ſixty-one Pounds ſixteen Shillings and two Pence thereof, for carrying on the preſent War, and other her Majeſty's Occaſions, and two hundred and eighty thouſand Pounds, Reſidue thereof, to be applied, together with the Produce of the ſaid Subſidy of Tonnage and Poundage, for or towards the making good or compleating the quarterly Payments herein after mentioned, to incur and grow due on and before the five and twentieth Day of *March* in the Year of our Lord one thouſand ſeven hundred and eight; it is hereby further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for any Perſon or Perſons, Natives or Foreigners, Bodies Politick or Corporate, to contribute, advance, and pay into the Receipt of her Majeſty's Exchequer, for her Majeſty's Uſe, at or before the reſpective Days and Times in this Act limited in that Behalf, any Sum or Sums of Money not exceeding in the whole, the ſaid Sum of Two millions eight hundred fifty-five thouſand ſeven hundred ſixty-one Pounds ſixteen Shillings and two Pence, for purchaſing any Annuity or Annuities, to be paid and payable during the full Term of ninety-nine Years, to be reckoned from the five and twentieth Day of *March* in the Year of our Lord one thouſand ſeven hundred and ſix, at the Rate of fifteen Years and an Half's Purchaſe, which Rate doth amount to the Sum of one hundred fifty-five Pounds for every ſuch Annuity of ten Pounds *per Annum*, and proportionably for any greater Annuity; and the ſame Rate or Conſideration-money is hereby appointed to be paid into the ſaid Receipt, at or before the reſpective Days and Times herein after mentioned, (that is to ſay) one fourth Part thereof, on or before the firſt Day of *May* in the Year of our Lord one thouſand ſeven hundred and ſix; one other fourth Part thereof, on or before the firſt Day of *July* in the Year of our Lord one thouſand ſeven hundred and ſix; one other fourth Part thereof, on or before the one and thirtieth Day of *Auguſt* in the Year of our Lord one thouſand ſeven hundred and ſix; and the remaining fourth Part thereof, on or before the firſt Day of *November* in the Year of our Lord one thouſand ſeven hundred and ſix: All which Annuities ſo to be purchaſed, ſhall not exceed in the whole, the Sum of one hundred eighty-four thouſand two hundred forty-two Pounds fourteen Shillings *per Annum*, and ſhall be paid and payable at the four moſt uſual Feaſts, or Days of Payment in the Year; (that is to ſay) the Feaſt of the Nativity of Saint *John* Baptiſt, Saint *Michael* the Archangel, the Birth of our Lord Chriſt, and the Annunciation of the bleſſed Virgin *Mary*, by even and equal Portions; the firſt Payment thereof to be made at the Feaſt of the Nativity of Saint *John* Baptiſt, which ſhall be in the Year of our Lord one thouſand ſeven hundred and ſix.

How applied.

Any Perſons may advance the ſaid Sum,

for purchaſing Annuities for ninety-nine Years, from the twenty-fifth of March 1706. at fifteen Years and an Half Purchaſe. 155l. for 10l per Annum.

Purchaſe-money, how paid.

By 6 Geo. 1. c. 4. ſect. 1. The South Sea Company may take in theſe Annuities.

Annuities, not to exceed 184242l. 14s. per Annum.

Times of Payment.

XXII. And it is hereby enacted, That in the Offices of the Auditor of the Receipt, and Clerk of the Pells in the Exchequer ſeverally, there ſhall be provided and kept a Book or Books, in which there ſhall be fairly entred the Names of all who ſhall be Contributors, and of all Perſons by whoſe Hands the ſaid Contributors ſhall pay in any of the ſaid Sums upon this Act, and alſo the Sums ſo paid, and the Times when the ſame are reſpectively paid; to which Book it ſhall be lawful for the reſpective Contributors, their Executors, Adminiſtrators and Aſſigns, from time to time, and at all ſeaſonable Times, to have Reſort, and to inſpect the ſame without Fee or Reward.

Contributors Names to be entered, &c.

and alſo the Sums paid.

XXIII. And be it further enacted by the Authority aforeſaid, That all and every the Annuities whatſoever, which ſhall be purchaſed upon, or in purſuance of this preſent Act, ſhall be, and are hereby charged upon, and ſhall be paid and payable from time to time in the firſt Place, and with Preference to all other Payments whatſoever, out of the Monies ariſing from time to time, of and for the ſaid ſeveral Subſidies of Tonnage and Poundage, Impoſitions upon Coals, Culm, and Cynders, and the ſaid ſeveral Rates and Duties of Exciſe, and all and every other Duty and Duties, Sum and Sums of Money whatſoever, by this Act appointed to be brought and paid into the Receipt of Exchequer as aforeſaid, and every of them, and alſo out of the ſaid Sum not exceeding two hundred and eighty thouſand Pounds by this Act allowed to be contributed for or towards the making good or compleating the quarterly Payments for the firſt two Years as aforeſaid, and ſo much of the ſaid ſeveral Subſidies, Duties, Impoſitions, Rates, Sum and Sums of Money ſo appointed by this Act, to be brought or paid into the Exchequer, and ſo much of the ſaid Sum not exceeding two hundred and eighty thouſand Pounds, allowed by this Act to be contributed for this Purpoſe as aforeſaid, as are and ſhall be ſufficient to ſatisfy and diſcharge all the Annuities to be purchaſed upon this Act, according to the Purport and true Meaning of the ſame, are and ſhall be, by virtue of this Act, appropriated and applied, to and for the ſatisfying and diſcharging of the ſame Annuities accordingly, and ſhall be iſſued, diſpoſed, and applied to that Uſe, and to no other Uſe, Intent or Purpoſe whatſoever; any thing in this or any other Act of Parliament contained, or any other Matter or Thing whatſoever to the contrary notwithſtanding.

The Annuities how charged.

XXIV. Provided always, That if at the End of the ſaid firſt two Years of the ſaid Term of ninety-nine Years, there ſhall be an Overplus remaining in the Receipt of the Exchequer of the ſaid Duties and Contribution-monies, or any of them, by this Act appointed for the Payment of the ſaid Annuities, which ſhall be more than what ſhall have been ſufficient to diſcharge all the quarterly Payments of the ſaid Annuities, until, and for the Quarter to end at *Lady Day* one thouſand ſeven hundred and eight; or if at the End of any ſubſequent Year of the ſaid Term of ninety-nine Years, the Monies brought into

Overplus-monies, if any, diſpoſeable by Parliament.

the Exchequer within ſuch Year of the ſaid ſeveral Subſidies, Impoſitions, Rates, Duties, and Monies by this Act appropriated for Payment of the ſaid Annuities, purſuant to this Act, ſhall exceed all the Monies then due for or upon the ſaid Annuities, and all Arrearages thereof, then or at any Time or Times before that Time incurred, ſo that there ſhall be an Overplus remaining in the Exchequer, ſuch Overplus-monies ſhall be diſpoſable from time to time for the publick Uſe and Service by Authority of Parliament, and not otherwiſe; any thing herein contained to the contrary notwithſtanding.

Contributers to have ſure Eſtates in the Annuities purchaſed by them free from Taxes.

XXV. And be it further enacted by the Authority aforeſaid, That all and every Contributor and Contributors upon this Act, duly paying the Conſideration or Purchaſe-money at the Rate aforeſaid, at or before the reſpective Days and Times in this Act limited in that Behalf, for any ſuch Annuity or Annuities as aforeſaid, or ſuch as he, ſhe or they ſhall appoint, his, her, or their reſpective Executors, Adminiſtrators, Succeſſors and Aſſigns, ſhall have, receive and enjoy, and be intitled, by virtue of this Act, to have, receive and enjoy the reſpective Annuity and Annuities ſo to be purchaſed out of the Monies by this Act appropriated or appointed for the Payment thereof, during the ſaid whole Term of ninety-nine Years, as is above-mentioned; and that all and every ſuch Purchaſers, their Executors, Adminiſtrators and Aſſigns reſpectively, ſhall have good and ſure Eſtates and Intereſts in the ſeveral Annuities ſo by them to be purchaſed, according to the Tenor and true Meaning of this Act; and that all the ſaid Annuities to be purchaſed upon this Act, and every of them, during the Term aforeſaid, ſhall be free from all Taxes, Charges, and Impoſitions whatſoever.

And to have Tallies, &c.

XXVI. And be it further enacted by the Authority aforeſaid, That every Contributor upon this Act for any Annuity or Annuities as aforeſaid, his, her, or their Executors, Adminiſtrators or Aſſigns, upon Payment of the Conſideration or Purchaſe-money for the ſame, at the Rate aforeſaid, or any Part or Proportion thereof, within the Time or Times in this Act limited in that Behalf, ſhall immediately have one or more Talley or Tallies levied, importing the Receipt of ſo much Conſideration-money as ſhall be ſo paid, and upon Payment of all the Purchaſe-money for any ſuch Annuity or Annuities at the Rate

and Orders for Payment.

aforeſaid, every ſuch Contributor, his or her Executors, Adminiſtrators or Aſſigns reſpectively, ſhall have an Order for paying of the ſaid Annuity and Annuities, for and during the ſaid Term of ninety-nine Years; which Order ſhall be ſigned by the Treaſurer and Under Treaſurer of the Exchequer, or any three or more of the Commiſſioners of the Treaſury for the time being, and after the ſigning thereof, the ſame ſhall be firm, good, valid, and effectual in the Law, according to the Purport and true Meaning thereof, and of this Act; and ſhall not be determinable by or upon the Deaths or Removal of any Treaſurer or Under Treaſurer of the Exchequer, or any Commiſſioner or Commiſſioners of the Treaſury, or by or upon the Determination of the Power, Office or Offices of them, or any of them; nor

No Lord Treaſurer, &c. to revoke the ſame.

ſhall any Lord High Treaſurer of *England*, Treaſurer of the Exchequer, or any Commiſſioners of the Treaſury now or for the time being, have Power to revoke, countermand or make void ſuch Orders ſo ſigned as aforeſaid, or any of them.

6 l. per Cent. allowed for prompt Payment, to 1 May 1706.

XXVII. And for the Encouragement of the Contributors to advance and pay forthwith into the Receipt of the Exchequer, the Sums by them intended to be advanced upon this Act, it is provided and enacted by the Authority aforeſaid, That every ſuch Contributor who ſhall advance and pay into the ſaid Receipt of Exchequer, all or any Part of the Purchaſe-money payable for any ſuch Annuity or Annuities as aforeſaid, before the ſaid firſt Day of *May* in the Year of our Lord one thouſand ſeven hundred and ſix, his, her, or their Executors, Adminiſtrators or Aſſigns, ſhall be allowed and paid out of the Contribution-money ariſing by this Act, Intereſt after the Rate of ſix Pounds *per Centum per Annum*, for the prompt Payment of the Money ſo advanced, from the Time of the actual advancing and paying the ſame, until the ſaid firſt Day of *May* one thouſand ſeven hundred and ſix.

Annuities aſſignable,

XXVIII. And be it further enacted, That it ſhall and may be lawful to and for any Contributor or Contributors, his, her, or their Executors, Adminiſtrators or Aſſigns, at any Time or Times, during the Continuance of his, her, or their Term, Eſtate, or Intereſt of and in any Annuity to be purchaſed upon this Act, by any Writing under Hand and Seal, or by his or her laſt Will in Writing, to aſſign or deviſe ſuch Annuity, or any Part thereof, or any Intereſt therein, to any Perſon or Perſons whatſoever,

and Entry to be made, &c.

and ſo *toties quoties*, and no ſuch Aſſignment to be revocable, ſo as an Entry or Memorandum of ſuch Aſſignment or Will be made in Books to be kept for that Purpoſe in the ſaid Office of the Auditor of the Receipt, within the Space of three Months after ſuch Aſſignment or Death of the Deviſor, and that upon producing ſuch Aſſignment or Will, or Probate thereof in the ſaid Office of Receipt, to be entred as aforeſaid, the Party ſo producing the ſame, ſhall bring therewith an Affidavit taken before one or more

Affidavits to be filed.

of her Majeſty's Juſtices of the Peace of the due Execution of the ſaid Aſſignment or Will; which Affidavit ſhall be ſeverally filed in the ſaid Office, which ſaid Entry or Memorandum, the proper Officers in the ſaid Receipt of Exchequer, are hereby required to make accordingly, and to file the ſaid Affidavits;

In Default of Deviſe, Intereſt to go to Executors, &c.

and in Default of ſuch Aſſignment or Deviſe by Deed or Will, the Intereſt of ſuch Contributor ſhall go to his or her Executors or Adminiſtrators.

Guardians may purchaſe for Infants, &c.

XXIX. And it is hereby enacted, That it ſhall and may be lawful for any Guardian or Truſtee, having the Diſpoſal of the Money of any Infant under the Age of one and twenty Years, for the Uſe and Benefit of ſuch Infant, to advance and pay the Sum of one hundred fifty-five Pounds of the Money of ſuch Infant, to purchaſe an Annuity upon this Act, for the Benefit of ſuch Infant; and the ſaid Guardian or Truſtee, as to the ſaid Sum of one hundred fifty-five Pounds, ſo advanced, is hereby diſcharged.

Exchequer Officers to take no Fee, on Penalty, &c.

XXX. And be it further enacted, for the better Encouragement of Perſons to advance the Monies on this Act, That all Receipts and Iſſues, and all other Things directed by this Act to be performed in the Exchequer, ſhall be done and performed by the Officers there, without demanding or receiving, directly

or indirectly, any Fee, Gratuity, or Reward for the same; and in case any of the Officers of the Exchequer shall take or Demand any such Fee or Reward, or shall divert or misapply any of the Monies of the said Duties, or Monies hereby appropriated, or any Part thereof, which should make good the Payment of the said Annuities, or shall pay or issue out the same otherwise than according to the Intent of this Act, or shall not keep Books and Registers, and make Entries, and do and perform all other Things, which by this Act they are required to perform, every such Officer shall forfeit his Office, and be for the future uncapable of any Office or Place of Trust, and shall answer and pay Treble Damages, with Costs of Suit, to every Contributor or Person who shall be prejudiced thereby, to be recovered by Action of Debt, Bill, Plaint, or Information, in any of her Majesty's Courts of Record at *Westminster*, wherein no Essoin, Protection, Privilege of Parliament, or other Privilege, Wager of Law, Injunction, Order of Restraint, or more than one Imparlance shall be granted or allowed; and in the said Action the Plaintiff, upon Recovery, shall have his full Costs; one third Part of which Sum, to be recovered for Damages, shall be to the Use of her Majesty, her Heirs and Successors; and the other two third Parts, with the Costs, shall be to the Use of the Prosecutor; and in case there shall be any Collusion, or faint Prosecution between the Plaintiff and Defendant in such Action, it shall be lawful for any other Contributor, his or her Executors, Administrators, or Assigns, to bring another Action, wherein he or she shall recover as aforesaid, to the like Uses as aforesaid.

Plaintiff to have full Costs.

In case of Collusion, any other Contributor may bring an Action.

XXXI. Provided always, That no Person or Persons whatsoever shall or may purchase or obtain, or be admitted to purchase or obtain any Annuity whatsoever upon this Act, unless the Whole, or one fourth Part at least of the Consideration-money for the same, at such Rate as aforesaid, be advanced and paid into the said Receipt of Exchequer, on or before the said first Day of *May* one thousand seven hundred and six.

No Purchase, unless one fourth be paid by 1 May 1706.

XXXII. Provided also, That in case any such Contributor as aforesaid, who shall on or before the said first Day of *May* one thousand seven hundred and six have advanced one fourth Part of his or her Purchase-money, or his or her Executors, Administrators, or Assigns, do not advance and pay into the Receipt of the Exchequer, one other fourth Part of his or her Consideration-money so to be paid for such respective Annuity or Annuities as aforesaid, on or before the said first Day of *July* in the Year of our Lord one thousand seven hundred and six; and one other fourth Part thereof, on or before the said one and thirtieth Day of *August* one thousand seven hundred and six; and the remaining fourth Part thereof, on or before the said first Day of *November* in the Year of our Lord one thousand seven hundred and six; then and in every such Case respectively, no Order shall be drawn or signed for such respective Annuity, for which the Consideration-money shall not be fully paid as aforesaid; but so much of the Consideration-money as shall have been actually paid into the Receipt of the Exchequer for such respective Annuity, shall be forfeited to her Majesty, her Heirs and Successors, and be applied, together with other the Monies to be raised by this Act, for such publick Services as aforesaid; any thing in this Act contained to the contrary notwithstanding.

One fourth advanced, and the rest not paid as limited, forfeited.

XXXIII. Provided also, and it is hereby enacted, That it shall and may be lawful to and for the Lord Treasurer, or Commissioners of the Treasury, or any three or more of the said Commissioners of the Treasury for the Time being, out of any the Monies of the said weekly Payments hereby appointed to be paid into the Exchequer as aforesaid, to reward the Officers, Clerks, and others, to be employed in the Payment of the said Annuities, or the Accounts thereof, for their Labour, Pains, Charges, and Service therein respectively, and to defray all other the necessary Charges incident to the Payment of the said Annuities, as to the said Lord Treasurer, or Commissioners of the Treasury for the Time being, shall seem meet and reasonable in that Behalf; any thing in this Act contained to the contrary notwithstanding.

Officers, Clerks, &c. how to be paid.

XXXIV. Provided always, and be it enacted by the Authority aforesaid, That all strong Waters, Brandy, *Aqua Vitæ*, or Spirits, brought from the Islands of *Guernsey*, *Jersey*, *Sark*, or *Alderney*, shall continue to be charged with the Duty of eight Shillings for every Gallon, and no more, to be paid to the Collector or Officer of Excise before Landing; and that all other exciseable Liquors brought from the said Islands, or any of them (except Beer, Ale, and Mum) shall be charged and chargeable with such and the like Duties, as are or shall from Time to Time be charged or chargeable on the like Liquors made in this Kingdom, to be entred and paid as aforesaid; any thing in this Act contained to the contrary thereof in any wise notwithstanding.

Brandy, &c. brought from Guernsey, Jersey, Sark, or Alderney, how charged. (Except Beer, Ale, and Mum).

' XXXV. And whereas several Bonds, pursuant to several Acts of Parliament in that Behalf have been ' entered into by several Merchants and others for the Customs, additional Duties, Impositions, and other ' Duties of Goods and Merchandizes imported into the Kingdom of *England*, Dominion of *Wales*, and ' Town of *Berwick* upon *Tweed*, upon which Bonds the whole Monies or Part of the Monies specified in ' the Conditions of the same respectively, have, according to such Conditions, incurred or become pay- ' able at several Days or Times of Payment, before the sixth Day of *February* in the Year of our Lord ' one thousand seven hundred and five, and do remain unsatisfied, or such Bonds are not delivered up;' Be it enacted by the Authority aforesaid, That in all and every Case and Cases where the Obligors in such Bonds (being Principals or Sureties) their Heirs, Executors, or Administrators, or any of them, have paid or shall have paid, before the first Day of *June* one thousand seven hundred and six, to the proper Officer or Officers, the principal Monies so incurred or grown due before the said sixth Day of *February* one thousand seven hundred and five, such Payment shall be of the same Force and Effect, as if the same had been made at or before the respective Day or Days in such Condition or Conditions mentioned for Payment thereof; and in all Cases where the whole principal Monies, due or to be due by the Conditions of such Bonds as are before-mentioned, are or shall be paid by the said first Day of *June* one thousand seven hundred and six, such Bond and Bonds respectively shall upon Demand be delivered up to the Party or

Merchants Bonds for Customs, payable before the sixth of February 1705, and remain yet unsatisfied;

In case principal Money be paid by 1 June 1706, such Bonds to be delivered up.

Parties who hath or ſhall have ſo paid the ſame, his, her, or their Executors or Adminiſtrators, without any further or other Demand whatſoever; nevertheleſs it is hereby declared, That in caſe any of the Bonds before-mentioned ſhall not be ſatisfied within the Time by this Act limited as aforeſaid, or in caſe any Payment to incur or grow due after the ſaid ſixth Day of *February* one thouſand ſeven hundred and five, by the Condition of any Bond taken or to be taken for the Cuſtoms, additional Duties, Impoſitions, or other Duties of any Goods or Merchandizes imported, or hereafter to be imported as aforeſaid, ſhall not be duly paid, according to Condition of every ſuch Bond reſpectively: In all and every ſuch Caſe and Caſes, the Penalty of every ſuch Bond ſhall not be diſcharged, either in Law or Equity, without the full Payment of the principal Monies, together with Intereſt, after the Rate of ſix Pounds *per Centum per Annum*, to be reckoned from the Day on which ſuch principal Monies become due, until the actual Payment thereof, beſides Coſts of Suit, unleſs the Lord Treaſurer, or any three or more of the Commiſſioners of the Treaſury for the Time being, upon any Repreſentation of the Commiſſioners of the Cuſtoms for the Time being, or any three or more of them, ſhall judge it reaſonable, in any particular Caſe or Caſes, to remit the ſaid Intereſt and Coſts, or any Part thereof; this Act, or any other Law or Statute whatſoever to the contrary notwithſtanding.

If not paid, to be in Force.

Briſtol Merchants provided for by 5 Annæ, c. 29. ſ. 18.

Lord Treaſurer, &c. may remit Intereſt, &c.

XXXVI. Provided always, That this Act, or any thing therein contained, ſhall not extend to diſcharge the Intereſt upon any Bond or Bonds, entred into for the Duties of any Goods or Merchandizes imported by any Corporation or Company of Merchants trading by any Charter upon a joint Stock; any thing herein to the contrary notwithſtanding.

Bonds for Companies Duties, not to be diſcharged.

CAP. VII.

An Act for making the Town of *New Roſs*, in the County of *Wexford* in the Kingdom of *Ireland*, a Port for the exporting Wool from *Ireland* into this Kingdom.

'WHEREAS by an Act paſſed in this Kingdom in the tenth and eleventh Years of the Reign of his late Majeſty King WILLIAM the third, intituled, *An Act to prevent the Exportation of Wool out of the Kingdoms of* Ireland *and* England *into foreign Parts, and for the Encouragement of the Woollen Manufactures in the Kingdom of* England, it is, amongſt other Things, enacted, That all the Wool and the Manufactures thereof, in the ſaid Act particularly ſpecified, as ſhould, from Time to Time be exported from the ſaid Kingdom of *Ireland* into the Ports of this Kingdom or Dominion of *Wales*, ſhould be ſhipped off, and entred at the Ports of *Dublin*, *Waterford*, *Youghall*, *Kingſale*, *Cork*, and *Drogheda* in the ſaid Kingdom of *Ireland*, and at or from no other Port or Place within the ſaid Kingdom, under great Penalties to every Offender againſt the ſaid Act: And whereas the Town of *New Roſs*, in the County of *Wexford* in the ſaid Kingdom *Ireland*, is in the ſame Harbour with the Port of the City of *Waterford*, and before the paſſing of the ſaid Act hath always had Liberty to export the ſaid Commodities directly into this Kingdom; but the ſaid Town not being particularly named in the ſaid Act, ſome Doubt hath ariſen whether the ſaid Commodities may be exported thence:' Therefore to prevent all Doubt for the future concerning the ſame, be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in Parliament aſſembled, and by the Authority of the ſame, That at all Times from and after the four and twentieth Day of *June* one thouſand ſeven hundred and ſix, it ſhall and may be lawful to and for all and every Perſon and Perſons whomſoever, to ſhip off, enter, and export, from the ſaid Town of *New Roſs*, all the ſaid Commodities in the ſaid recited Act particularly mentioned, and to import the ſame into any of the Ports of *Biddeford*, *Barnſtable*, *Minhead*, *Bridgwater*, *Briſtol*, *Milford Haven*, *Cheſter*, and *Leverpoole*, in the ſame Manner, as if the ſaid Town of *Roſs* had been particularly named for Exportation of the ſaid Commodities in the ſaid former Act; any Law or Statute to the contrary thereof in any wiſe notwithſtanding.

10 & 11 W. 3. c. 10.

12 Car. 2. c. 32. Town of New Roſs made a Port for exporting Wool from Ireland.

Burn, V. 2. 583, &c. Farther Proviſions concerning Wool, 3 *Geo.* 1. *c.* 21. 4 *Geo.* 1. *c.* 11. 5 *Geo.* 1. *c.* 11. 12 *Geo.* 1. *c.* 34. 13 *Geo.* 1. *c.* 23. 5 *Geo.* 2. *c.* 21. 12 *Geo.* 2. *c.* 21. 15 *Geo.* 2. *c.* 27. 25 *Geo.* 2. *c.* 14. 26 *Geo.* 2. *c.* 8 & 11. 29 *Geo.* 2. *c.* 33. 30 *Geo.* 2. *c.* 12.

CAP. VIII.

An Act for the better Security of her Majeſty's Perſon and Government, and of the Succeſſion to the Crown of *England*, in the Proteſtant Line.

Perſons who by Writing, &c. ſhall declare, &c. That the Queen is not lawful Queen, or that the pretended Prince of *Wales* hath any Right to the Crown, &c. guilty of High Treaſon. Perſons who by Preaching, &c. ſhall declare and affirm the Queen not lawful Queen, &c. to incur the Penalty of *Præmunire*. Parliament not diſſolved by the Queen's Death, but to continue for ſix Months after, &c. Parliament to meet immediately after the Queen's Death. In caſe of no Parliament, the laſt preceding to meet. Not to abridge the Queen's Power to prorogue or diſſolve Parliaments, &c. Privy Counſel not to be diſſolved by the Queen's Death; nor the Places of the Great Officers; nor any Officers Civil or Military; but to continue for ſix Months, &c. The Great Seal, &c. to be uſed. Upon Queen's Death, Privy Council to cauſe the next Proteſtant Succeſſor to be proclaimed, on Penalty of High Treaſon. In caſe the Succeſſor be out of the Realm, at the Queen's Death, ſeven Lords Juſtices appointed. The Succeſſor by three Inſtruments, may add ſeven others. The three Inſtruments to be tranſmitted into *England*, and to be ſeverally ſealed up, and depoſited, &c. Perſons opening any of the ſaid Inſtruments, &c. guilty of a *Præmunire*. Any one of the Inſtruments produced to Privy Council, to be effectual. Lords Juſtices not to diſſolve the Parliament without Direction, &c. Nor alter the Act 13 & 14 Car. 2. c. 4. on Penalty of High Treaſon.

1 W. & M. ſt. 2. c. 2. 12 & 13 W. 3. c. 2. 16 R. 2. c. 5. 6 & 7 W. 3. c. 2. 6 Annæ, c. 7. & 1 Geo. 2. ſtat. 1. c. 5. & ſtat. 2. c. 23. 1 W. & M. ſ. 1. c. 8. 1 Annæ, ſtat. 1. c. 22.

Lords Juſtices before they act to take the Oaths, &c. and alſo all Perſons in Offices, &c. Lords Juſtices to be deemed as Officers in Truſt. The Succeſſor may uſe any Seal before her or his Arrival in *England*. Parliament called by Lords Juſtices, not to be diſſolved by Arrival of Succeſſor. 12 & 13 W. 3. c. 2.

'XXIV. And whereas in and by the ſaid Act of Parliament made in the twelfth Year of the Reign of 'his late Majeſty King WILLIAM the Third, of glorious Memory, intituled, *An Act for the further Li-* 'mitation of the Crown, and better ſecuring the Rights and Liberties of the Subject; it was amongſt other 'Things enacted, in the Words following, That from and after the Time that the further Limitation by 'this Act ſhall take effect, all Matters and Things relating to the well Government of this Kingdom, 'which are properly cognizable in the Privy Council by the Laws and Cuſtoms of this Realm, ſhall be 'tranſacted there, and all Reſolutions taken thereupon, ſhall be ſigned by ſuch of the Privy Council, as 'ſhall adviſe and conſent to the ſame;' Be it enacted by the Authority aforeſaid, That the ſaid recited Clauſe ſhall be, and the ſame is hereby annulled and repealed, as if the ſame Act had never been made. Clauſes repealed.

'XXV. And whereas alſo in the ſaid Act it was amongſt other Things enacted in the Words follow- 'ing, That no Perſon who has an Office or Place of Profit under the King, or receives a Penſion from 'the Crown, ſhall be capable of ſerving as a Member of the Houſe of Commons; and it appearing rea- 'ſonable that the ſaid recited Clauſe ſhould be repealed:' Be it therefore enacted by the Authority afore- ſaid, That the ſaid laſt recited Clauſe ſhall be, and is hereby annulled and repealed, as if the ſame Act had never been made.

"Perſons in new Offices diſabled from being elected Members of the Houſe of Commons. Members ac- "cepting of any Office of Profit, their Election void. But may be again elected. No Office to be exe- "cuted by too great a Number of Commiſſioners. Not to extend to Officers in the Navy or Army. "Perſons diſabled, and returned as Members, ſuch Election and Return to be void. Penalty on Sitting." [This Statute is re-enacted 6 Annæ, c. 7. and therefore is omitted here.]

CAP. IX.

An Act for repairing the Highways between *Barnhill* and *Hatton Heath* in the County of *Cheſter*. EXP.

CAP. X.

An Act for the better recruiting her Majeſty's Army and Marines. EXP.

CAP. XI.

An Act for continuing an Act made in the Seſſion held in the third and fourth Years of her Majeſty's Reign, intituled, *An Act for puniſhing Mutiny and Deſertion, and falſe Muſters, and for the better Payment of the Army and Quarters.* EXP.

CAP. XII.

An Act for laying further Duties on Low Wines, and for preventing the Damage to her Majeſty's Revenue by Importation of foreign cut Whalebone, and for making ſome Proviſions as to the Stamp Duties, and the Duties on Births, Burials, and Marriages, and the Salt Duties, and touching Million Lottery Tickets, and for enabling her Majeſty to diſpoſe the Effects of *William Kidd*, a notorious Pirate, to the Uſe of *Greenwich Hoſpital*, and for appropriating the publick Monies granted in this Seſſion of Parliament.

'MAY it pleaſe your moſt Excellent Majeſty, Whereas by an Act of Parliament made in the twelfth 'Year of the Reign of your Majeſty's late Royal Brother King WILLIAM the Third, of glorious 'Memory, (intituled, *An Act for granting to his Majeſty ſeveral Duties upon Low Wines, or Spirits of the firſt* 'Extraction, and continuing ſeveral additional Duties upon Coffee, Tea, Chocolate, Spices, and Pictures, and 'certain Impoſitions upon Hawkers, Pedlars, and Petty Chapmen, and the Duty of fifteen per Centum upon 'Muſlins, and for improving the Duties upon japanned and lacquered Goods, and for continuing the Coinage 'Duty for the ſeveral Terms and Purpoſes therein mentioned) certain Duties upon Low Wines, or Spirits of 'the firſt Extraction, were granted for a Term to continue until the five and twentieth Day of *March* 'one thouſand ſeven hundred and ſix; and by another Act made in the third Year of your Majeſty's 'Reign, (intituled, *An Act for continuing Duties upon Low Wines, and upon Coffee, Tea, Chocolate, Spices,* 'and Pictures, and upon Hawkers, Pedlars, and Petty Chapmen, and upon Muſlins, and for granting new 'Duties upon ſeveral of the ſaid Commodities, and alſo upon Callicoes, China Ware and Drugs) the ſaid Duties 'upon Low Wines, or Spirits of the firſt Extraction, are continued from the twenty-fourth Day of 'March one thouſand ſeven hundred and ſix, until the twenty-fourth Day of *June* one thouſand ſeven 'hundred and ten, as by the ſaid ſeveral Acts may appear:' Now we your Majeſty's dutiful and loyal Subjects, the Commons of *England* in Parliament aſſembled, have given and granted, and do by this Act give and grant to your Majeſty the ſeveral Duties herein after mentioned, over and above all Duties already granted upon Low Wines or Spirits of the firſt Extraction; and do humbly beſeech your Majeſty, that it may be enacted: And be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That all and every ſuch or the like Duties for or upon all Low Wines 12 & 13 W. 3. c. 11. 3 & 4 Annæ, c. 4. Duties on Low Wines, &c. continued.

12 & 13 W. 3. c. 11. Former Duties continued to 25 March 1707.

Wines or Spirits of the first Extraction, as by the said Act of the said twelfth Year of his said late Majesty's Reign were continued or granted until the said twenty-fifth Day of *March* one thousand seven hundred and six, shall by Virtue of this Act be continued from the four and twentieth Day of *March* one thousand seven hundred and five, until the five and twentieth Day of *March* one thousand seven hundred and seven.

From 24 of March 1705, Low Wines, &c. to pay 2d. per Gallon.

II. And be it further enacted by the Authority aforesaid, That for every Gallon of Low Wines, or Spirits of the first Extraction, which at any Time or Times, during the Term of five Years, to commence from the said four and twentieth Day of *March* one thousand seven hundred and five, shall be made or drawn from any foreign or imported Materials, or any Mixture with foreign Materials, there shall be paid and payable to her Majesty, her Heirs and Successors, over and above all other Duties charged or chargeable thereupon, by this or any other Act or Acts of Parliament, the Sum of two Pence, to be paid by the Distillers or Makers thereof.

'Farther continued for 96 Years by 5 Annæ, c. 19. and made perpetual by 1 Geo. 1. stat. 2. c. 12. sect. 8. and part of the Aggregate Fund.'

Duties, &c. how to be raised.

III. And it is hereby enacted, That all the respective Duties on Low Wines, or Spirits of the first Extraction, by this Act granted or continued, shall, during the Continuance of the same respectively, be ascertained, secured, raised, levied, recovered, and paid, by such Rules and Methods, and under such Penalties and Forfeitures, and subject to such Drawbacks and Allowances, and under such Power of Mitigation, as the Duties upon the like Commodities by the said Act of the third Year of her Majesty's Reign, or any Law relating thereunto, are enacted or appointed to be ascertained, secured, raised, levied, recovered, and paid respectively, and are and shall be appropriated and applied to and for the same Uses and Purposes to which the Duties upon Low Wines by the said Act of the third Year of her Majesty's Reign are appropriated, and ought to be applied.

3 & 4 Annæ, c. 4.

Distillers concealing Spirits, &c. from the View of the Gager.

'IV. And whereas it is found by Experience, That any Quantity of Wash made of Drink brewed or 'made from malted Corn, or from unmalted Corn, will upon Distillation produce one fourth Part of the 'same Quantity into Low Wines, or Spirits of the first Extraction, and that such Low Wines or Spirits 'upon the second Distillation will produce three fifth Parts of the Quantity of the same Low Wines or 'Spirits into Proof Spirits, or Spirits of the second Extraction; and that any Quantity of Wash made of 'Cyder or Perry will produce one fifth Part of the same Quantity into Low Wines or Spirits of the first 'Extraction; and that the same Low Wines or Spirits, upon the second Distillation, will produce one 'half Part of the Quantity of the same Low Wines or Spirits into Proof Spirits, or Spirits of the second 'Extraction: And whereas many Distillers do hide and conceal great Quantities of such Low Wines and 'Spirits from the Sight and View of the Gager, before he can come to take an Account of the same, by 'Means whereof her Majesty may be very much defrauded in her Duties on such Low Wines and Proof 'Spirits, granted by this or any other Act or Acts of Parliament for the Duties on Low Wines and Spirits;' Be it therefore enacted by the Authority aforesaid, That from and after the four and twentieth Day of *March* one thousand seven hundred and five, it shall and may be lawful to and for the Gagers and Officers of Excise, to keep an Account of all the said several Sorts of Wash, which shall, from Time to Time, be found by him or them in the Hands of any Distiller, and upon any Decrease of such Wash brewed or made from malted Corn, or Corn unmalted, to charge such Distiller with so much Low Wines or Spirits of the first Extraction, as one fourth Part of the same Wash so decreased shall amount unto, and also with so much Proof Spirits, or Spirits of the second Extraction, as three fifth Parts of the said Low Wines so charged as aforesaid, shall amount unto; and also upon any Decrease of Wash made from Cyder or Perry, to charge such Distiller, upon whom such Decrease should be found, with so much Low Wines or Spirits of the first Extraction, as one fifth Part of the same Wash so decreased shall amount unto; and likewise with so much Proof Spirits, or Spirits of the second Extraction, as one half Part of the same Low Wines or Spirits of the second Extraction shall amount unto; and such Distillers shall pay the Duties of the Low Wines and Spirits so charged, as by the Acts relating to the said Duties on Low Wines and Spirits, or any of them, are directed and appointed.

Gagers to keep an Account of Wash, &c.

On Decrease of Wash, &c. Distiller to pay the Duty, &c.

Act not to lessen the Power of Officers of the Excise.

V. Provided always, That nothing herein contained shall extend, or be construed to extend, to take away or lessen any of the Powers or Authorities heretofore given to any of the Officers of Excise by any Law or Laws now in force, touching or concerning the said Duties on Low Wines and Spirits.

9 & 10 W. 3. c. 23.

'VI. And whereas, by an Act of Parliament made in the ninth Year of the Reign of his late Majesty 'King WILLIAM the Third, (intituled, *An Act for granting to his Majesty a farther Subsidy of Tunnage and 'Poundage, towards raising the yearly Sum of seven hundred thousand Pounds for the Service of his Majesty's 'Houshold, and other Uses therein mentioned, during his Majesty's Life*) it is enacted, That if any Person or 'Persons, Natives or Foreigners, Bodies Politick or Corporate, shall import or bring into this Kingdom, 'Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, any cut Whalebone, (other than in Fins only) 'he, she, or they shall forfeit the Goods, and double the Value of the cut Whalebone so imported; one 'Moiety thereof to his Majesty, his Heirs and Successors, and one other Moiety to him or them that 'shall seize or sue for the same, in any of his Majesty's Courts of Record; yet it is found by Practice and 'Experience, that the said Penalty is not sufficient to deter ill-designing Persons from continuing fraudu-'lently to import great Quantities of Foreign cut Whalebone in short Lengths and small Parcels, in Di-'minution of her Majesty's Revenue, and to the great Loss and Discouragement of the Manufactures 'imployed in cutting of Fin Whalebone in this Kingdom;' Be it enacted by the Authority aforesaid, That from and after the said four and twentieth Day of *March* one thousand seven hundred and five, any Per-

Persons having cut Whalebone (other than in Fins only) found in their Custody after the 24 Day of March 1705, to forfeit 30l.

Perſon or Perſons whatſoever, trading or dealing in Whalebone, having in his, her, or their Cuſtody, any ſuch Foreign cut Whalebone, (other than in Fins regularly imported) ſhall forfeit the Sum of thirty Pounds, and alſo be ſubject to the like Penalties and forfeitures as the Importers thereof, by the aforeſaid recited Act are liable unto; and alſo that the Maſters of ſuch Ships and Veſſels, knowingly bringing or importing any foreign cut Whale-fins or Whalebone, as aforeſaid, ſhall forfeit the Sum of fifty Pounds; one Moiety of the aforeſaid Penalties to her Majeſty, her Heirs and Succeſſors, and the other Moiety to ſuch Perſon or Perſons as ſhall ſeize and ſue for the ſame, in any of her Majeſty's Courts of Record at *Weſtminſter*, wherein no Eſſoin, Protection, or Wager of Law, or more than one Imparlance ſhall be allowed; and if any Diſpute, Queſtion, or Doubt ſhall ariſe, whether any cut Whalebone found, ſeized, or received, as aforeſaid, were cut in Parts beyond the Seas, the Proof ſhall be incumbent only upon the Importer, Claimer, Owner, Proprietor, or ſuch Perſon or Perſons, in whoſe Hands or Cuſtody ſuch cut Whalebone ſhall be found reſpectively, and not upon the Seizer, Informer, or Proſecutor; any thing to the contrary notwithſtanding.

Penalty on Maſters of Ships importing ſuch.

Proof where cut to lie on Importer, &c.

'VII. And whereas ſeveral Perſons have, (ſince the double Duties upon ſtampt Vellum, Paper, and Parchment commenced) been admitted to their Freedoms in divers Corporations, and ſuch their Admiſſions have meerly by Miſtake or Miſconſtruction been entred upon Paper or Parchment ſtampt for a leſs Duty than ought to have been paid for the ſame: And whereas in other Caſes ſeveral Perſons Freedoms have been admitted, and their Admiſſion entred upon Paper or Parchment without any Stamp at all, or any Thing paid or received for the ſame: And whereas divers other Perſons, Clerks, Stewards, or Bailifs, keeping or holding inferior Courts of Record, County Courts, Courts Baron, and Courts Leet, have through the like Miſtake or Miſconſtruction of the Laws as aforeſaid, omitted the iſſuing, entring, inrolling, or filing of divers Actions, Plaints, Bails, Appearances, and other Proceſs and Proceedings upon double ſtampt Vellum, Paper, or Parchment;' Wherefore for quieting the Minds of ſo many of her Majeſty's good Subjects; be it enacted by the Authority aforeſaid, That all and every the ſaid Freemen ſo admitted, and all and every the ſaid Clerks, Stewards, and Bailiffs, and all other Perſon and Perſons ſo concerned and forfeiting, as aforeſaid, ſhall be, and they hereby are freed and diſcharged of and from all and every the Pains, Penalties, and Forfeitures not already recovered, and by them reſpectively incurred, for or in Reſpect of the Premiſſes before the firſt Day of *December* one thouſand ſeven hundred and five; provided that ſuch Perſon or Perſons forfeiting, as aforeſaid, pay or cauſe to be paid, the ſeveral Duties directed to be paid, by the ſeveral Acts for granting Duties upon ſtampt Vellum, Paper, and Parchment, to the Receiver General of the Stampt Duties, before the nine and twentieth Day of *September* one thouſand ſeven hundred and ſix; and in Default thereof, ſuch Perſons reſpectively ſhall loſe the Benefit of the Indemnity granted by this Act.

Perſons who thro' Miſconſtructions of the Law on ſtampt Paper, &c. have entred Admiſſions of Freedoms, &c. on Paper, &c. not duly ſtampt, diſcharged from the Penalties, &c. on paying Duties before the 29 of Sept. 1706.

VIII. Provided alſo, That the Admiſſions of all ſuch Freemen, as were admitted into any Corporation or Company, before the ſaid firſt Day of *December* one thouſand ſeven hundred and five, and all the ſaid other Proceedings before that Time had, ſhall be good and valid in Law, notwithſtanding any Neglect or Omiſſion before that Time, with Relation to the ſaid Stampt Duties; and that all Penalties and Forfeitures for any Offence committed, as aforeſaid, which ſhall not be diſcharged by paying ſuch Duties before the ſaid nine and twentieth Day of *September* one thouſand ſeven hundred and ſix, ſhall and may be ſued for, proſecuted and recovered, ſo as the Proſecution be commenced at any Time within one Year after the ſaid nine and twentieth Day of *September*.

Freemens Admiſſions, &c. good in Law.

Duties not diſcharged, Penalties to be ſued for.

IX. And it is hereby further enacted and declared, That the Duties made payable by the ſaid Acts, relating to ſtampt Vellum, Parchment, and Paper, for or in Reſpect of Appearances, and other the Matters in the ſaid Acts, or any of them contained, relating thereto, ſhall be conſtrued to extend to Appearances in ſuch Actions wherein no Bail is filed, or put in, and not otherwiſe; any thing in the ſaid Acts contained to the contrary notwithſtanding.

How Duties on Appearances ſhall be conſtrued to extend.

'X. And whereas by ſeveral Acts of Parliament, relating to the Duties on Marriages, Births, and Burials, all Parſons, Vicars, Curates, and other Eccleſiaſtical Perſons, are required to take an exact and true Account, and keep a Regiſter in Writing of all and every Perſon or Perſons, married, buried, chriſtened, or born, in his or their reſpective Pariſhes or Precincts; and likewiſe in the ſame Regiſters, together with the Name of every Perſon ſo married, buried, chriſtened, or born, to ſet down and expreſs in Writing the reſpective Degree, Condition, and Quality, according to which the Duty to the Crown ought to be paid: And in Caſe of Burials, the Heirs, Executors, Adminiſtrators, Fathers, Mothers, Guardians, Church-wardens, or others, who by the ſaid Acts ought to pay for the ſame, and where they dwell reſpectively: And in Caſe of Births, the Names of the Fathers, Mothers, or thoſe that take on them the Guardianſhip, or Care of ſuch Children ſo born, and where they live reſpectively: And in caſe of Marriages, the Place of Abode of the ſeveral Huſbands, under the Penalty of one hundred Pounds for ſome of the ſaid Omiſſions, and other great Penalties for the reſt: And whereas ſeveral Parſons, Vicars, and Curates, and other Eccleſiaſtical Perſons, not being ſufficiently apprized of the full Import of the ſaid Acts of Parliament, have not exactly obſerved the Directions therein, as aforeſaid, given, and thereby incurred the Penalties in the ſaid Acts reſpectively mentioned, and they and their Families remain therefore expoſed to Ruin, although the ſaid Duties have been duly anſwered to her Majeſty;' Be it therefore enacted by the Authority aforeſaid, That all and every Perſon and Perſons in Holy Orders, Parſon, Vicar, and Curate, and his and their Subſtitute, having neglected to keep a Regiſter in Writing, as aforeſaid, of all and every, or any Perſon or Perſons ſo married, buried, chriſtened, or born, as aforeſaid, or to ſet down and expreſs, together with the Name of ſuch Perſon ſo married, buried, chriſtened, or born, the reſpective Degree, Condition, or Quality, according to which the ſaid late King's, or her preſent Majeſty's Duties ought to be paid, or the Name or Place of Abode of any Perſon

Duties on Marriages, Births, &c. 6 & 7 W. 3. c. 6. 7 & 8 W. 3. c. 35. 9 & 10 W. 3. c. 35.

Parſons &c. who have neglected to keep a Regiſter of ſuch Marriages &c. (in caſe the Duties are paid) to be indemnified.

Perſon or Perſons, who ought to pay the ſame, in Caſe the ſaid Duty for ſuch Marriage, Birth, or Burial, be really anſwered and paid, or notified and brought in Charge to the Collector of the ſaid Duties, ſhall be indemnified againſt, and diſcharged from all the Penalties and Forfeitures in the ſaid Acts or any of them contained, for or upon Account of ſuch Neglects only.

Frauds on Salt, &c. 1 Annæ, ſtat. 1. c. 21.

'XI. And whereas by an Act made in the firſt Year of her preſent Majeſty's Reign, intituled, *An Act for preventing Frauds in the Duties upon Salt, and for the better Payment of Debentures at the Cuſtom Houſe*, it is enacted, That no Debenture ſhall be made or granted, or Drawback allowed to be paid for or upon the Account of the Exportation of any Salt or Rock Salt for *Ireland*, unleſs the Exporter of the ſaid Salt or Rock Salt ſhall produce to the Officer appointed to make ſuch Debenture, a Certificate under the Hand of the Collector of the Cuſtoms of the Port in *Ireland*, where ſuch Salt or Rock Salt ſhall be landed, or the Perſon executing his Office, of the particular Quantity of Salt or Rock Salt actually landed: And whereas 'tis equally reaſonable, That for Salt and Rock Salt ſhipt in order for Exportation for *Ireland*, though the ſame periſh by ſinking of the Ship, or be taken by the Enemies, there ſhould be made and allowed a Drawback as in the Caſe where Salt and Rock Salt is exported and landed;' Be it enacted by the Authority aforeſaid, That where any Salt or Rock Salt hath been or ſhall be ſhipped in order for Exportation to *Ireland*, and the ſame hath periſhed or ſhall periſh by ſinking of the Ship or Veſſel on which the ſame was or ſhall be ſhipped, and laid on board, or is or ſhall be taken by the Enemies, then and in ſuch Caſe the Exporter or Proprietor of ſuch Salt or Rock Salt ſo periſhing or loſt, ſhall upon Proof made before the Juſtices of the Peace, at the General Quarter-Seſſions of the Peace, to be held for the County, City, Riding, Diviſion or Place from whence the ſame was ſo exported, of the loſs of ſuch Salt ſo ſhipped, or to be ſhipped, receive from the ſaid Seſſions a Certificate, that ſuch Proof was made before them, and upon producing the ſaid Certificate to the Officer of the Place where the Duty on ſuch Salt ſhall have been paid or ſecured to be paid, ſuch Security ſhall be diſcharged, and ſo much Money as was actually paid for the Duty of the ſaid Salt, ſhall be repaid upon Demand by the ſaid Officer, without Fee or Reward. Provided ſuch Proof to be made, as aforeſaid, as to all Salt loſt or taken, before the twentieth Day of *February* one thouſand ſeven hundred and five, ſhall be made by two credible Witneſſes upon Oath, before the twentieth Day of *July* one thouſand ſeven hundred and ſix; and as to all Salt which ſhall be loſt after the ſaid twentieth Day of *February* one thouſand ſeven hundred and five, the like Proof ſhall be made within ſix Months after ſuch Loſs or Taking, as aforeſaid.

Drawbacks &c. allowed where Salt is loſt, or taken by the Enemy.

Proof to be made within 6 Months.

2 & 3 Annæ, c. 14.

'XII. And whereas in and by one Act of Parliament made in the ſecond and third Year of the Reign of her preſent Majeſty, intituled, *An Act for the better ſecuring and regulating the Duties upon Salt*, it is amongſt other Things provided, That nothing therein contained ſhould extend to prohibit the importing and landing any Codfiſh, Ling, or Hake, which had been caught and cured at *Newfoundland*, or *Iſeland*, upon making ſuch Oath before the landing, of the catching and curing the ſame, and upon Tender thereof upon landing, and before the ſame be removed from the Shore, and under ſuch Penalties for not tendring the ſame, to have Part of the Tail cut off, as in and by the ſaid Act is directed and appointed: And whereas *North Sea* Codfiſh, Ling, and Hake, are omitted in the ſaid Act;' Be it further enacted by the Authority aforeſaid, That nothing therein contained ſhall extend to prohibit the importing and landing any Codfiſh, Ling, or Hake, which have been or ſhall be caught and cured at or in the *North Sea*, upon making the like Oath, and being ſubject to and under the ſame Reſtrictions and Penalties, as by the above recited Act is directed and appointed for Codfiſh, Ling, and Hake, caught and cured at *Newfoundland* or *Iſeland*, and that no Allowance be granted, had or obtained upon Exportation thereof; any thing therein contained to the contrary thereof in any wiſe notwithſtanding.

North Sea Codfiſh, &c. may be imported.

5 W. & M. c. 7.

'XIII. And whereas in and by one Act made in the fifth Year of the Reign of their late Majeſties King WILLIAM and Queen MARY, of bleſſed Memory, intituled, *An Act for granting to their Majeſties certain Rates and Duties upon Salt, and upon Beer, Ale, and other Liquors, for ſecuring certain Recompences and Advantages in the ſaid Act mentioned, to ſuch Perſons as ſhall voluntarily advance the Sum of ten hundred thouſand Pounds towards carrying on the War againſt* France, it is (amongſt other Things) enacted, That the Sum of one hundred and forty thouſand Pounds ſhould be a yearly Fund for anſwering the Annuities therein mentioned: And whereas certain Tickets were iſſued out to the Proprietors of the ſaid Annuities, many of which ſaid Tickets are ſince burnt, loſt, or otherwiſe deſtroyed, whereby the ſaid Proprietors are in Danger of loſing their Money contained in ſuch Tickets;' Be it enacted by the Authority aforeſaid, That in all Caſes where it ſhall happen, by Affidavit to be made on or before the firſt Day of *May* one thouſand ſeven hundred and ſix, before any of the Barons of the *Exchequer*, that any Ticket or Tickets for any Payment or Payments on the ſaid Annuities, is or are burnt, deſtroyed, or otherwiſe loſt, it ſhall and may be lawful for the Officer or Officers appointed to pay and diſcharge the ſaid Annuities, on producing a Certificate from the ſaid Baron of ſuch Affidavit made before him, which Affidavit the Barons, or any one of them, is and are hereby authorized to take, and which Certificate he or they are hereby required to grant without Fee or Reward, and on Security given to the ſaid Officer, to his good liking, to indemnify him againſt all Perſons whatſoever for or concerning the Monies contained or ſpecified in ſuch Ticket or Tickets, or which was, is, or ſhall be due thereon, he the ſaid Officer is hereby required to pay and diſcharge the ſaid Annuities by the ſaid Tickets incurred and grown due, or which ſhall hereafter incur or grow due, as aforeſaid, as if the ſaid Tickets had been produced, and ſhall be allowed ſuch Payments in his Accounts; any thing in this or any other Act contained to the contrary thereof in any wiſe notwithſtanding.

Tickets for Annuities loſt, &c. on Affidavit and Certificate, &c. Officer to pay the ſame.

Such Payments to be allowed in his Accounts.

XIV. And

XIV. And be it enacted by the Authority aforesaid, That it shall and may be lawful for her Majesty, if she pleaseth, to dispose as a Charity, to and for the Use and Benefit of the Royal Hospital for Seamen at *Greenwich*, the Sum of six thousand four hundred and seventy-two Pounds one Shilling, which was paid into the Receipt of the Exchequer, on or about the one and thirtieth Day of *January* one thousand seven hundred and four, for publick Uses, by *Richard Crawley* Esquire Receiver of the Goods of Pirates, and other Perquisites of the Admiralty, being Money or the Proceed of Goods and Merchandizes which were taken with *William Kidd* a notorious Pirate, who was taken and executed several Years since. The Queen may dispose of 6472 l. 1 s. as a Charity to Greenwich Hospital.

XV. And be it further enacted by the Authority aforesaid, That all the Monies which shall be lent to her Majesty on two Acts of this Session of Parliament; the one, (intituled, *An Act for granting an Aid to her Majesty by a Land Tax, to be raised in the Year one thousand seven hundred and six)* and the other, (intituled, *An Act for continuing the Duties upon Malt, Mum, Cyder, and Perry, for the Service of the Year one thousand seven hundred and six)* and so much of the several Taxes and Duties thereby granted, as shall remain, (after all the Loans made or to be made upon the said respective Acts, and the Interest thereof, and the Charges thereby allowable for raising the Taxes and Duties thereby granted, shall be satisfied, or Money sufficient shall be reserved to discharge the same) and all the Monies to be contributed or advanced upon another Act of this Session of Parliament, (intituled, *An Act for continuing an additional Subsidy of Tunnage and Poundage, and certain Duties upon Coals, Culm, Cynders, and additional Duties of Excise, and for settling and establishing a Fund thereby, and by other Ways and Means, for Payment of Annuities to be sold for raising a further Supply to her Majesty, for the Service of the Year one thousand seven hundred and six)* except as therein is excepted and reserved, shall be appropriated, issued, and applied, and the same are hereby appropriated for or towards the several Uses and Purposes herein after expressed (that is to say) for or towards the defraying the Charges of the Ordinary of her Majesty's Navy, and for Victuals, Wages, Wear, Tear, and other Services of the Navy, and the Victualling thereof, performed and to be performed; and for the Sea Service in the Office of the Ordnance, performed and to be performed; and for or towards the making of a Wharf and Storehouse at *Portsmouth*; and for paying for Stores and Carriages for eight Ships new built, in lieu of those lost in the Great Storm; and for or towards the Land Services performed, and to be performed, by the Office of the Ordnance; and to and for Subsistence, Off-reckonings and Clearings for one Year, from the three and twentieth Day of *December* one thousand seven hundred and five, to her Majesty's Guards and Garrisons in *England*, and the Dominions thereunto belonging (*Ireland* excepted) and the contingent Charges of the same; and for Payment of Invalids for the said Year, beginning from the said three and twentieth Day of *December* one thousand seven hundred and five; and for or towards the defraying the Charges of her Majesty's Army, and such Forces as are or shall be added thereunto in the *Low Countries* or *Germany*, within or for one Year, to be reckoned from the said three and twentieth Day of *December* one thousand seven hundred and five, and the contingent Charges thereunto belonging; and for and towards the defraying her Majesty's Part of the Charge of the Forces acting or to act in Conjunction with the Forces of the King of *Portugal*, until or at any Time before the five and twentieth Day of *December* one thousand seven hundred and six; and for or towards the Pay of the five thousand Land Forces now in *Catalonia*, which are resolved to be continued for the Year one thousand seven hundred and six; and for or towards her Majesty's Proportion of the further Charges necessary to prosecute the Successes already gained by King CHARLES the Third, for Recovery of the Monarchy of *Spain* to the House of *Austria*; and for or towards the Payment of her Majesty's Proportion of the Subsidies due upon Treaties made or to be made with her Majesty's Allies, and other Charges for the Service of the War for any Time before, or until the said five and twentieth Day of *December* one thousand seven hundred and six; and for or towards the making good the Payment of her Majesty's Share of the Subsidies, payable to the King of *Prussia*, which was not provided for in the last Session of Parliament; and for or towards the making good the Payment of the Bounty-money bestowed by her Majesty on the Land Forces that served in the Campaign in *Germany*, in the Year one thousand seven hundred and four, pursuant to the Address of the House of Commons; and for making good an additional Charge to the Troops of *Hanover* and *Zell*, which was not provided for in the said last Session; and for making good the Charge of General Officers, and Contingencies in the Expedition to *Spain*, which was not provided for in the said last Session; and to answer the Levy-money to make good the Horses of the *English* Horse and Dragoons, that were killed and died of the common Distemper in the last Campaign in the *Low Countries*, between the first of *May* and the one and thirtieth Day of *October* one thousand seven hundred and five; and to make good the Horses that were lost by the Officers of the *English* Troops, during the last Campaign in the *Low Countries*; and for or towards the Transportation of Land Forces, performed and to be performed; and for or towards discharging of the Premiums and other Charges for circulating the Bills, commonly called Exchequer Bills; and for Payment of Interest after the Rate of five Pounds *per Centum per Annum*, for the unsatisfied Debentures charged on the *Irish* Forfeitures, and to no other Uses, Intents, and Purposes whatsoever.

Monies, &c. how appropriated. 4 Annæ, c. 2. 4 Annæ, c. 5. 4 Annæ, c. 6. Charges of the Navy, &c. Land Forces, &c. Forces in Portugal. Catalonia. Treaties. Prussia. Bounty Money. Troops of Hanover and Zell, &c. To make good Horses killed, &c. Transports, &c.

XVI. Provided always, That out of the Monies to be issued to the Guards and Garrisons, as aforesaid, there shall and may be taken and applied any Sum not exceeding eighty-seven thousand one hundred twenty-five Pounds ten Shillings, towards the Charge of maintaining the Soldiers raised, and to be raised, for Sea Service, with their Officers, and the contingent Charges thereunto belonging, and out of the Monies to be issued for the Service of the Navy and Sea Services, as aforesaid, there shall be taken and applied such Sums, as together with the said Sum, not exceeding eighty-seven thousand one hundred twenty-five Pounds ten Shillings, shall be necessary for the Charge of maintaining

87125 l. 10 s. for the Marines, &c.

the said Soldiers for Sea Service, with their Officers, and the contingent Charges thereunto belonging; any thing herein contained to the contrary notwithstanding.

CAP. XIII.

An Act for the better ordering and governing the Watermen and Lightermen upon the River of *Thames*.

3 Ja. 1. c. 16.

'WHEREAS by an Act of Parliament made in the first Year of the Reign of the late King JAMES the First, intituled *An Act concerning Wherrymen and Watermen*, it is (amongst other Things) enacted, That no Wherryman or Waterman shall take any Apprentice, unless he shall be then of the Age of eighteen Years at the least, except the Son of a Waterman, who by the said Act may be taken Apprentice at the Age of sixteen Years: And whereas by one other Act of Parliament made in the eleventh and twelfth Years of the Reign of his late Majesty King WILLIAM the Third, intituled, *An Act for the Explanation and better Execution of former Acts made touching Watermen and Wherrymen, rowing on the River of* Thames, *and for the better ordering and governing the said Watermen, Wherrymen and Lightermen, upon the said River between* Gravesend *and* Windsor, the said Watermen, Wherrymen and Lightermen are impowered to make reasonable and lawful Rules, Orders, and Constitutions, for their Government, in such Manner as in the same Act is mentioned: And whereas several of the Rules, Orders, and Constitutions which have been made under Colour of the said last-mentioned Act, especially the Fourth, which directs, that no Waterman shall have any more than one Apprentice at one Time, nor shall be capable of taking an Apprentice, until such Master hath been a Freeman seven Years, nor shall take a second Apprentice until his first be dead, or the Term expired; and that not any Lighterman shall take any Apprentice, until he is a real Owner of two Lighters, nor shall have more than one Apprentice at one Time, under the Penalties therein mentioned; have by Experience been found to be prejudicial and destructive to the breeding of Seafaring Men, and a great Burthen upon the Navigation and Trade of the said River of *Thames*, and of this Kingdom in general, and the same not being alterable otherwise than by the Authority of Parliament, or by the Consent of the said Company of Watermen and Lightermen, who have a long Time refused to give their Consent thereto; For Remedy whereof, and for the better Increase of Seamen for her Majesty's Service, and the Trade, the which is of so great Importance to this Kingdom;' Be it enacted by the Queen's most Excellent Majesty, by and with the Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said Clause or Clauses in the said first recited Act of Parliament, that restrain the taking of Apprentices, till they shall arrive to the several Ages of eighteen and sixteen Years, as aforesaid, and also the said recited Rule, Order, and Constitution, and all and every other Rule, Order, and Constitution made for restraining of any Waterman, Wherryman or Lighterman, that now are or hereafter shall be free of the said Company, from taking and breeding of Apprentices, shall be, and is hereby repealed, and declared to be void and of none Effect.

21 & 22 W. 3. c. 22.

2 & 3 P. & M. c. 16.

Clause repealed.

Rule for restraining Watermen from taking of Apprentices repealed.

2 Geo. 2. c. 26.

10 Geo. 2. c. 32.

II. And be it further enacted by the Authority aforesaid, That it shall and may be lawful for the Court of Lord Mayor and Aldermen of the City of *London* for the Time being, and they are hereby authorized and impowered, from Time to Time, and at all Times hereafter, to review, or re-examine, alter, or amend all such Rules and By-Laws which relate to the Apprentices of Watermen and Lightermen, and all other Orders and Constitutions, which have been heretofore, or which shall hereafter be made for the Government of the said Company of Watermen and Lightermen; which said Alterations and Amendments shall be subject nevertheless to the Approbation of the Chief Justice of her Majesty's Court of *Queen's Bench* for the Time Being; and all such Rules, Orders, and Constitutions as shall be hereafter reveiwed, re-examined, altered, or amended by the said Court of Lord Mayor and Aldermen, shall, from Time to Time, and at all Times hereafter, be approved of, as aforesaid, and well and duly observed and put in Execution; the said recited Acts, or Rules, or any other Act, Clause, Rule, Order, or Constitution to the contrary thereof in any wise notwithstanding.

Lord Mayor and Aldermen of London to review and amend the By-Laws of the Watermens Company, &c.

1 *Hawk. P. C. ch.* 6. §. 3.

III. Provided always, That this Act, or any Thing therein contained, shall not extend or be construed to extend to the lessening, taking away, abridging, hindring, prejudicing, or otherwise howsoever impeaching of any Right belonging to or lawfully claimed by the late *Charles* Duke of *Richmond* and *Lenox*, Lord of the Manor of *Gravesend*, his Heirs, Executors, Administrators, or Assigns, for the holding a certain Court within the said Manor, called *Curia Cursus Aquæ*, or the Court of the Watercourse, for the better Government of Barges, Boats, and Vessels, using the Ferry or Passage from the Town of *Gravesend* to *London*, and of the Persons owning or working the same, or of any other Rights, Liberties, Powers, and Privileges whatsoever, belonging to the said late Duke, his Heirs, Executors Administrators, and Assigns, relating to the said Ferry or Passage, or to the Barges, Tilt-boats, or other Boats and Vessels using the said Ferry or Passage, or plying at the Bridge of the said Town of *Gravesend*, or the Persons owning or working the same, or otherwise howsoever.

Act not to lessen the Right of holding the Curia Cursus Aquæ at Gravesend.

IV. Provided always, That this Act, or any thing therein contained, shall not extend, or be construed to extend to the lessening, taking away, abridging, hindring, prejudicing, or impeaching of any Grants, Liberties, Franchises, Customs, Privileges, or Usages, now or heretofore lawfully used, held, or enjoyed by the Mayor, Jurats, and capital Inhabitants of the Villages and Parishes of *Gravesend* and *Milton* in the County of *Kent*, touching, concerning, or relating to the Passage and Ferry upon the said River of *Thames*,

Nor the Privileges of the Mayor and Jurats, &c. of Gravesend.

Thames, from the ſaid Villages and Pariſhes of *Graveſend* and *Milton*, to the ſaid City of *London*, or touching or concerning the Government or Gubernation of the ſaid Paſſage and Ferry; but that the ſaid Mayor, Jurats, and Inhabitants, and their Succeſſors, ſhall and may do and execute all and every ſuch lawful Act and Acts, Powers and Authorities, touching the ſaid Paſſage and Ferry, and the Government thereof, as they might or could have done, if this Act had not been made; any thing herein contained to the contrary thereof in any wiſe notwithſtanding. 2 Geo. 2. c. 26.

Farther Proviſions relating hereto, 4 Geo. 2. c. 24. and 10 Geo. 2. c. 31.

CAP. XIV.

An Act for the better collecting Charity Money on Briefs by Letters Patents, and preventing Abuſes in Relation to ſuch Charities.

'WHEREAS many Inconveniencies do ariſe, and Frauds are committed in the common Method of collecting Charity Money upon Briefs by Letters Patents, to the great Trouble and Prejudice of the Objects of ſuch Charity, and to the great Diſcouragement of well diſpoſed Perſons:' For Remedy whereof, be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the five and twentieth Day of *March* which ſhall be in the Year of our Lord one thouſand ſeven hundred and ſix, upon the iſſuing forth of Letters Patents for collecting of Charity Money, commonly called Briefs, Copies thereof, to the Number required by the Petitioners for ſuch Briefs, or their Agents, and no more, ſhall be printed by the Printer of her Majeſty, her Heirs or Succeſſors only, at the uſual Rates for printing, and by ſuch Printer the whole Number of ſuch Copies ſhall be delivered to ſuch Perſon or Perſons only, as ſhall, by and with the Conſent of the Petitioners for ſuch Brief, or the major Part of them, undertake the laying or diſpoſing ſuch printed Copies, in order to the Collection of the Monies to be received thereon, or to ſome or one of them, who, or one or more of them, ſhall give a Receipt for the ſame, expreſſing the Number thereof in ſuch Receipt, which Receipt, or an atteſted Copy thereof, ſuch Printer ſhall forthwith deliver to the Regiſter of the Court of Chancery to be filed in the Regiſter's Office, and thereupon the Perſon or Perſons ſo undertaking ſuch Collection, or ſome or one of them, ſhall cauſe all the ſaid printed Copies to be indorſed or marked in ſome convenient Part of ſuch printed Copy, with the Name of one or more of the Truſtees or Commiſſioners named in ſuch Letters Patents, written with his or their own Hand and the Time of ſigning the ſame, and alſo cauſe the ſaid printed Copies to be ſtamped in the Manner hereafter more particularly mentioned: And the ſaid whole Number being ſo ſigned, ſhall be, with all convenient Speed, by the ſaid Undertaker or Undertakers, ſent and delivered to the reſpective Church-wardens, and Chapel-wardens of the reſpective Churches and Chapels, and to the reſpective Teachers and Preachers of every ſeparate Congregation, and to any Perſon who hath taught or preached in any Meeting of the People called *Quakers*, in the Counties and Places to be comprized in ſuch Letters Patents, to be read and publiſhed, and the Charity thereon to be collected in the ſeveral Churches, Chapels, or Places of Meeting to which they belong, who ſhall ſo receive the ſame; and that the ſaid Church-wardens, Chapel-wardens, Preachers, Teachers, and Quakers having taught, as aforeſaid, immediately after ſuch Receipt, ſhall indorſe the Time of his or their receiving the ſame, and ſet his or their Names thereto; and the ſaid Church-wardens and Chapel-wardens ſhall forthwith deliver over the ſaid printed Briefs by them received, to the ſeveral Miniſters and Curates of the ſaid Churches or Chapels, who ſhall receive the ſame; and the ſaid reſpective Miniſters and Curates ſhall on Receipt thereof indorſe the Time they reſpectively received the ſame, and ſet their reſpective Names thereto; and the ſaid reſpective Miniſters and Curates, Teachers, Preachers, and Perſons called *Quakers*, qualified as aforeſaid, ſhall on ſome *Sunday*, within two Months after Receipt of ſuch Copies, immediately before the Sermon, Preaching or Teaching ſhall begin, openly read or cauſe to be read ſuch printed Briefs in their reſpective Churches, Chapels, and Places of Meeting, to the Congregation there aſſembled, and the reſpective Church-wardens, Chapel-wardens, and the Teachers of every ſuch ſeparate Congregation, and ſuch Perſons called *Quakers*, to whom the Briefs ſhall have been ſo delivered, as aforeſaid, ſhall collect the Sums of Money that ſhall be freely thereon given, either in the ſaid reſpective Aſſemblies, or by going from Houſe to Houſe of the Members of their reſpective Congregations, as the Briefs ſhall require in that Behalf; and on every ſuch Collection made, the Sum that ſhall be collected, with the Place where, and Time when the ſame was collected, ſhall be indorſed, fairly written in Words at length on ſuch reſpective printed Briefs, and ſigned by the Miniſter or Curate, and the Churchwardens in Churches and Chapels, and by the Teacher and two Elders, or two other ſubſtantial Perſons of every ſeparate Congregation; and that thereupon the ſaid reſpective Church-wardens and Chapel-wardens, and the reſpective Teachers or Preachers, or other Perſons required to make the Collection, as aforeſaid, on Requeſt of ſuch Perſon or Perſons as ſhall undertake to place and diſperſe the Briefs, as aforeſaid, or of any Perſon by them, or any of them lawfully authorized, ſhall deliver to ſuch Perſon or Perſons, making ſuch Requeſt, the reſpective printed Briefs ſo indorſed, as aforeſaid, and the Monies thereon collected, taking a Receipt for the ſame, from the Perſon ſo receiving ſuch Monies, in ſome Book to be kept for that Purpoſe; on Pain that every the ſaid Miniſters, Curates, Teachers, Preachers, Church-wardens, Chapel-wardens, and Quakers qualified and required, as aforeſaid, who ſhall refuſe or neglect to do any of the Matters or Things before reſpectively required of them, ſhall forfeit the Sum of twenty Pounds, to be recovered and applied a-

From 25 March 1706. all Copies of Briefs for collecting Charity Money ſhall be printed by the Queen's Printers.

Miniſters, &c. on ſome Sunday within 2 Months after Receipt of Copy, &c. ſhall before Sermon, openly read the ſame.

Church-wardens, &c. to collect the Money.

Sum collected to be indorſed on ſuch printed Brief, and ſigned by Miniſter, &c. and delivered to the Undertakers of the Brief, &c.

Penalty on Miniſter, &c. neglecting.

Undertakers within six Months after Delivery, to demand the same from the Churchwardens, &c.

herein after is directed; and the said Person or Persons who shall so undertake to Place, and disperse the said Briefs as aforesaid, shall within six Months next after the respective placing or delivering such Copies in the respective Parishes, as aforesaid, by themselves, or some or one of them, or by some Person or Persons by them or the major Part of them to be appointed, as aforesaid, demand from the respective Churchwardens and Chapel-wardens of Churches and Chapels, and from the Preacher and Teacher of separate Congregations, or from such Teaching Quaker to whom the said printed Brief shall have been respectively delivered, as aforesaid, the printed Briefs so left with him or them respectively, and the Monies respectively by them received thereon; and on Delivery and Payment made shall give to them respectively, as aforesaid, a Receipt for the same, on pain to forfeit the Sum of twenty Pounds, to be recovered and disposed of as herein after is directed.

and the Monies received thereon,

and enter in a Book the Number of printed Briefs received, &c.

II. And to the Intent a speedy, regular, and satisfactory Account may be rendered of the Sums of Money collected by virtue of such Briefs, be it enacted by the Authority aforesaid, That the Person or Persons so undertaking to place or disperse the said printed Briefs, or the greater Part of them, shall make, or cause to be made, a fair Entry in a Book for that Purpose by them to be kept (to which all Persons concerned may at all Times resort) of the Number of the printed Briefs they so received, and also when signed and sent away, and to what Parishes and Places, and the time of their receiving the same back, and the Monies thereon collected; and the said printed Copies so received back, shall be deposited and left with the Register of the Court of Chancery, with whom the Receipt given to the Printer for the same as aforesaid, was registred, to the end it may appear that the whole Number received of the said Printer is duly returned, and that the same may be from time to time made use of, as well by the Sufferers and their Agents, as by the said Undertakers and their Agents or Solicitors, in passing the Accounts in the Method herein after prescribed; and if the whole Number of printed Copies of such Briefs so received of the Printer, shall not be duly returned as hereby required, the Undertaker or Undertakers shall, for every printed Copy, which shall be found wanting and not returned as aforesaid, by Default of them or their Agents, forfeit the Sum of fifty Pounds, to be recovered and applied as herein after mentioned; unless he or they shall make a sufficient Proof, to the Satisfaction of the Court of Chancery, of the said Briefs so wanting being lost or destroyed by inevitable Accident, and of what Money was really and truly collected thereon, and fully account for, and pay the same; and that in each Parish or Chapelry, and separate Congregation, a Register shall be kept by the Minister or Teacher there, or by some Teaching Quaker, of all Monies collected by virtue of such Briefs, therein also inserting the Occasion of the Brief, and the Time when the same was collected, to which all Persons at all Times may resort without Fee.

Printed Copies (when received back) to be deposited with the Register of the Court of Chancery.

Penalty on Undertaker not returning the whole Number, &c.

In each Parish, &c. a Register to be kept of all Monies collected.

'III. And for the better indorsing what Money is collected on the back of the printed Briefs, and for 'the more regular Examination thereof, and for the preventing the Counterfeiting printed Copies of the 'Briefs, by which great Frauds have been put in Practice;' Be it enacted by the Authority aforesaid, That on the back of every printed Copy of such Brief, there shall be printed the Form of Indorsement, with the necessary Blanks for Time, Place and Sum of Money, to be filled up by the respective Persons aforesaid; and each printed Copy of such Brief shall before it be carried to the respective Parishes wherein the Collection is to be made, be stamped or marked with a proper Stamp to be made for that Purpose, and kept by the Register of the Court of Chancery, who is to see that no greater Number of printed Copies be stampt or marked therewith, than is in the Receipts given to the Printer, and left with the Register as aforesaid, specified and declared; and if any Person or Persons shall forge or counterfeit such Stamp, such Person being thereof lawfully convicted, shall be publickly set on the Pillory for the Space of one whole Hour.

Form of Indorsement to be printed on the back of every printed Brief, with proper Blanks, &c. and stampt, &c.

Penalty on counterfeiting Stamp.

Undertakers to account for all Monies received within two Months after Receipt,

IV. And be it further enacted by the Authority aforesaid, That the said Undertaker or Undertakers, shall within two Months after the Monies respectively received, and after due Notice thereof to the Sufferers (who are to be admitted to controvert the same) account before one of the Masters of the Court of Chancery, to be for that Purpose appointed by the Lord Chancellor, Lord Keeper, or Commissioners for the Custody of the Great Seal of *England* for the time being, for all the Monies by them received on account of such Letters Patents and Briefs, and shall produce before him an exact Account of the respective printed Briefs by them delivered out, and received back, and left with the Register as aforesaid, and thereupon the said Master shall proceed to make his Report of what shall be found due on such Account; and the said Report being confirmed by the said Court of Chancery as usual, shall be a Charge on the said Undertaker or Undertakers, and shall be carried into Execution against him or them, as if decreed in a Suit there depending; in taking which Account such Master shall make all just Allowances to such Undertakers, for their Trouble and Pains of Management, over and besides the Charges to be expended for the said Letters Patents and Copies thereof; and such Master shall also have Power by the common Methods of the Court of Chancery, to examine into all Frauds and ill Practices that shall be committed by the said Undertakers or their Agents, or any others concerned for or under them in such Collection, and report the same to the Court; which Report being confirmed by the said Court, it shall be in the Power of the Lord Chancellor, Lord Keeper, or Commissioners aforesaid, for the time being, to impose such Fine and Costs on every such Offender, as the Nature of the Case shall require; which said Fine, and all other Forfeitures incurred by the said Undertakers or their Agents, shall be only for the Benefit of the Sufferers, for whose Benefit such Briefs shall be granted, and shall and may be recovered by the Order of the said Court of Chancery, founded on such Report so confirmed as aforesaid, and carried into Execution, as the Decrees of that Court usually are.

and be allowed for their Pains,

Undertakers, &c. found guilty of Frauds, to be fined.

V. Provided

V. Provided always, That where any Penalties are by this Act inflicted on any Perſon or Perſons, other than the Undertakers, their Agents, Deputies, Subſtitutes, or Servants, ſuch Penalties ſhall be recovered by Action of Debt, Bill, Plaint or Information. Proviſo concerning Penalties.

'VI. And whereas there hath been an evil Practice in farming and purchaſing for a Sum of Money, 'the Charity-money that ſhould or might be collected on ſuch Briefs, to the very great Hindrance and 'Diſcouragement of Alms-giving on ſuch Occaſion;' Be it therefore enacted by the Authority aforeſaid, and it is hereby declared, That all farming and purchaſing of ſuch Charity-money is unlawful, and that from and after the aforeſaid five and twentieth Day of *March*, if any Perſon or Perſons ſhall purchaſe or agree for any Charity-money to be collected on any Briefs or Letters Patents, or by any Inſtrument of Covenant or Agreement, by way of Farming, ſhall or may pretend to appropriate ſuch Charity-money, or any Part thereof to his or their Uſe, contrary to the Intent and Meaning of ſuch Letters Patents, by which ſuch Charity-money ſhall be collected, and contrary to the Intent and Meaning of this Act, ſuch Purchaſe and Inſtrument of Covenant and Agreement, ſhall be void, and each Perſon agreeing to purchaſe the Benefit of ſuch Brief, ſhall forfeit the Sum of five hundred Pounds, to be applied for the Benefit of the Sufferers in ſuch Letters Patents mentioned, and to be recovered as before laſt mentioned. No Perſons to farm or purchaſe Charity-money on Briefs, &c. on Penalty.

CAP. XV.

An Act for making the River *Stower* Navigable, from the Town of *Manningtree* in the County of *Eſſex*, to the Town of *Sudbury* in the County of *Suffolk*. River *Stower* to be made Navigable from *Manningtree* in *Eſſex*, to *Sudbury* in *Suffolk*. Powers granted to the Undertakers. Commiſſioners appointed for determining Differences. Any nine of them impowered to act. Perſons declining Commiſſioners Mediation, Sheriff of the County to impanel a Jury; who, on Oath, are to inquire and aſſeſs Damages, &c. Such Aſſeſſment to be binding. On Payment of Sum aſſeſſed, &c. Undertakers, &c. may act in purſuance of ſuch final Order. No Commiſſioner to act in any Caſe where concerned. In caſe of Death of Commiſſioners, or Refuſal to act, the Number ſhall be ſupplied. Undertakers to receive for Goods, Merchandizes, &c. *viz.* For every Chalder of Coals, 5 *s.* every Ton Weight of other Goods, &c. 5 *s.* On Nonpayment, Undertakers may ſue or detain Goods. Watermen, &c. may uſe Winches. Owners of Barges, Boats, &c. reſponſible for Damages done by Barges, &c. Commiſſioners to have the ſole Power of ſurveying the River, &c. and not to be under the Survey of any Commiſſion of Sewers. Perſons ſued on this Act may plead the General Iſſue. Defendants to have full Coſts. Act to be deemed a Publick Act. Rights of Fiſhing reſerved. Owners of Lands may uſe Pleaſure Boats, &c. Lawful to enter into any Boat, Veſſel, &c. and ſeize Nets, &c. for taking Fiſh. Undertakers by the twenty-fourth of *June* 1708, to begin their Works, and finiſh the ſame by the twenty-fourth of *June* 1713. If Works be not finiſhed by the Time limited, Commiſſioners may appoint others to perfect the ſame, &c. And ſo *toties quoties*. Mill-ſtones, Timber, Lime, &c. for the Uſe of the Mills, exempt from Toll. The Sea Walls and Banks, &c. belonging to *Lawford Hall* in *Eſſex*, ſhall be repaired and maintained. Dr. *Dent* to pay 5 *l. per Ann.* to the Undertakers, on Penalty of Diſtreſs. No Duty to be paid for Dung, Muck, &c. uſed for manuring of Owners Lands, &c. Wharfage Duty for Coals, &c. payable at *Sudbury*. All Boats, Barges, &c. to be regiſtred and marked. No Boat to be marked with another's Mark. PR.

CAP. XVI.

An Act for the Amendment of the Law, and the better Advancement of Juſtice.

FOR the Amendment of the Law in ſeveral Particulars, and for the eaſier, ſpeedier, and better Advancement of Juſtice, Be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the firſt Day of *Trinity* Term, which ſhall be in the Year of our Lord one thouſand ſeven hundred and ſix, where any Demurrer ſhall be joined, and entered in any Action or Suit in any Court of Record within this Realm, the Judges ſhall proceed and give Judgment, according as the very Right of the Cauſe and Matter in Law ſhall appear unto them, without regarding any Imperfection, Omiſſion, or Defect in any Writ, Return, Plaint, Declaration, or other Pleading, Proceſs, or Courſe of Proceeding whatſoever, except thoſe only which the Party demurring ſhall ſpecially and particularly ſet down and expreſs, together with his Demurrer, as Cauſes of the ſame, notwithſtanding that ſuch Imperfection, Omiſſion, or Defect might have heretofore been taken to be Matter of Subſtance, and not aided by the Statute made in the twenty-ſeventh Year of Queen ELIZABETH, intituled, *An Act for the Furtherance of Juſtice in caſe of Demurrer and Pleadings*, ſo as ſufficient Matter appear in the ſaid Pleadings, upon which the Court may give Judgment according to the very Right of the Cauſe; and therefore from and after the ſaid firſt Day of *Trinity* Term, no Advantage or Exception ſhall be taken of or for an immaterial Travers; or of or for the Default of entring Pledges upon any Bill or Declaration; or of or for the Default of alledging the bringing into Court any Bond, Bill, Indenture, or other Deed whatſoever mentioned in the Declaration or other Pleading; or of or for the Default of alledging of the bringing into Court Letters Teſtamentary, or Letters of Adminiſtration; or of or for the Omiſſion of *Vi & Armis & contra pacem*, or either of them; or of or for the want of Averment of *Hoc paratus eſt verificare*, or, *Hoc paratus eſt verificare per Recordum*; or of or for not alledging *prout patet per Recordum*, but the Court ſhall give Judgment according to the very Right of the Cauſe as aforeſaid, without regarding any ſuch Imperfections, Omiſſions and Defects, or any other Matter of like Nature, except the ſame ſhall be ſpecially and particularly ſet down and ſhewn for Cauſe of Demurrer. By 9 Annæ, c. 20. ſect. 7. This Statute is extended to Writs of Mandamus and Informations in nature of Quo Warranto. From Trinity Term 1706 Judges ſhall give Judgment on Demurrer, &c. without regarding any Defect in Writ, &c. Exception. 27 Eliz. cap. 5.

II. And

All Statutes of Jeofails to be extended to Judgments upon Nihil dicit, &c. No such Judgment to be reverſed.

II. And be it further enacted by the Authority aforeſaid, That from and after the ſaid firſt Day of *Trinity* Term, all the Statutes of Jeofails ſhall be extended to Judgments which ſhall at any Time afterwards be entered upon Confeſſion, *Nihil dicit*, or *Non ſum informatus*, in any Court of Record; and no ſuch Judgment ſhall be reverſed, nor any Judgment upon any Writ of Enquiry of Damages executed thereon be ſtaid or reverſed, for or by reaſon of any Imperfection, Omiſſion, Defect, Matter or Thing whatſoever, which would have been aided and cured by any of the ſaid Statutes of Jeofails in caſe a Verdict of twelve Men had been given in the ſaid Action or Suit, ſo as there be an original Writ or Bill, and Warrants of Attorney duly filed according to the Law as is now uſed.

When Warrants of Attorney ſhall be filed.

III. Provided always, and be it enacted by the Authority aforeſaid, That the Attorney for the Plaintiff, or Demandant in any Action or Suit, ſhall file his Warrant of Attorney with the proper Officer of the Court where the Cauſe is depending the ſame Term he declares; and the Attorney for the Defendant or Tenant ſhall file his Warrant of Attorney as aforeſaid, the ſame Term he appears, under the Penalties inflicted upon Attornies by any former Law for Default of filing their Warrants of Attorney.

Defendant, &c. may plead ſeveral Matters.

IV. And be it further enacted by the Authority aforeſaid, That from and after the ſaid firſt Day of *Trinity* Term it ſhall and may be lawful for any Defendant or Tenant in any Action or Suit, or for any Plaintiff in Replevin, in any Court of Record, with the Leave of the ſame Court, to plead as many ſeveral Matters thereto, as he ſhall think neceſſary for his Defence.

Proviſo touching Coſts.

V. Provided nevertheleſs, That if any ſuch Matter ſhall upon a Demurrer joined, be judged inſufficient, Coſts ſhall be given at the Diſcretion of the Court; or if a Verdict ſhall be found upon any Iſſue in the ſaid Cauſe for the Plaintiff or Demandant, Coſts ſhall be alſo given in like Manner, unleſs the Judge, who tried the ſaid Iſſue, ſhall certify, that the ſaid Defendant, or Tenant, or Plaintiff in Replevin, had a probable Cauſe to plead ſuch Matter which upon the ſaid Iſſue ſhall be found againſt him.

Venire facias how to be awarded.

'VI. And whereas great Delays do frequently happen in Trials, by reaſon of Challenges to the Arrays 'of Panels of Jurors, and to the Polls, for Default of Hundredors:' For Prevention thereof for the future, be it enacted by the Authority aforeſaid, That from and after the ſaid firſt Day of *Trinity* Term, every *Venire facias* for the Trial of any Iſſue, in any Action or Suit in any of her Majeſty's Courts of Record at *Weſtminſter*, ſhall be awarded of the Body of the proper County where ſuch Iſſue is triable.

Not to extend to Writs of Appeal of Felony or Murder, &c.

VII. Provided always, and be it enacted by the Authority aforeſaid, That nothing in this Act before contained, ſhall extend to any Writ, Declaration, or Suit of Appeal of Felony or Murder, or to any Indictment or Preſentment of Treaſon, Felony or Murder, or other Matter, or to any Proceſs upon any of them, or to any Writ, Bill, Action or Information upon any Penal Statute.

Where Jurors are to view Lands, &c. Court may order Special Writs of Diſtringas or *Habeas Corpora*.

VIII. And be it further enacted by the Authority aforeſaid, That from and after the ſaid firſt Day of *Trinity* Term in any Actions brought in any of her Majeſty's Courts of Record at *Weſtminſter*, where it ſhall appear to the Court in which ſuch Actions are depending, that it will be proper and neceſſary, that the Jurors who are to try the Iſſues in any ſuch Actions, ſhould have the view of the Meſſuages, Lands, or Place in Queſtion, in order to their better underſtanding the Evidence that will be given upon the Trials of ſuch Iſſues, in every ſuch Caſe the reſpective Courts in which ſuch Actions ſhall be depending, may order Special Writs of *Diſtringas* or *Habeas Corpora* to iſſue, by which the Sheriff, or ſuch other Officer to whom the ſaid Writs ſhall be directed, ſhall be commanded to have ſix out of the firſt twelve of the Jurors named in ſuch Writs, or ſome greater Number of them, at the Place in Queſtion, ſome convenient Time before the Trial, who then and there ſhall have the Matters in Queſtion ſhewn to them by two Perſons in the ſaid Writs named, to be appointed by the Court; and the ſaid Sheriff, or other Officer, who is to execute the ſaid Writs, ſhall, by a ſpecial Retorn upon the ſame, certify that the View hath been had according to the Command of the ſaid Writs.

All Grants and Conveyances, &c. to be good, without Attornment of Tenants.

IX. And be it further enacted by the Authority aforeſaid, That from and after the ſaid firſt Day of *Trinity* Term, all Grants or Conveyances thereafter to be made, by Fine or otherwiſe, of any Manors or Rents, or of the Reverſion or Remainder of any Meſſuages or Lands, ſhall be good and effectual, to all Intents and Purpoſes, without any Attornment of the Tenants of any ſuch Manors, or of the Land out of which ſuch Rent ſhall be iſſuing, or of the particular Tenants upon whoſe particular Eſtates any ſuch Reverſions or Remainders ſhall and may be expectant or depending, as if their Attornment had been had and made.

Proviſo.

X. Provided nevertheleſs, That no ſuch Tenant ſhall be prejudiced or damaged by Payment of any Rent to any ſuch Grantor or Conuſor, or by Breach of any Condition for Nonpayment of Rent, before Notice ſhall be given to him of ſuch Grant by the Conuſee or Grantee.

No dilatory Plea to be received unleſs on Affidavit.

XI. And be it further enacted by the Authority aforeſaid, That from and after the ſaid firſt Day of *Trinity* Term, no dilatory Plea ſhall be received in any Court of Record, unleſs the Party offering ſuch Plea, do, by Affidavit, prove the Truth thereof, or ſhew ſome probable Matter to the Court to induce them to believe that the Fact of ſuch dilatory Plea is true.

Action of Debt brought on ſingle Bill, or Judgment, after Money paid, ſuch Payment may be pleaded in Bar.

XII. And be it further enacted by the Authority aforeſaid, That from and after the ſaid firſt Day of *Trinity* Term, where any Action of Debt ſhall be brought upon any ſingle Bill, or where Action of Debt, or *Scire facias*, ſhall be brought upon any Judgment, if the Defendant hath paid the Money due upon ſuch Bill or Judgment, ſuch Payment ſhall and may be pleaded in Bar of ſuch Action or Suit, and where an Action of Debt is brought upon any Bond which hath a Condition or Defeazance to make void the ſame upon Payment of a leſſer Sum at a Day or Place certain, if the Obligor, his Heirs, Executors or Adminiſtrators, have, before the Action brought, paid to the Obligee, his Executors or Adminiſtrators, the Principal and Intereſt due by the Defeazance or Condition of ſuch Bond, though ſuch Payment was not made ſtrictly according to the Condition or Defeazance; yet it ſhall and may nevertheleſs be pleaded in Bar of ſuch Action, and ſhall be as effectual a Bar thereof, as if the Money had been paid at the Day and Place according to the Condition or Defeazance, and had been ſo pleaded.

The like on Bonds.

XIII. And

XIII. And be it further enacted by the Authority aforeſaid, That if at any Time, pending an Action upon any ſuch Bond with a Penalty, the Defendant ſhall bring into the Court where the Action ſhall be depending, all the Principal Money, and Intereſt due on ſuch Bond, and alſo all ſuch Coſts as have been expended in any Suit or Suits in Law or Equity upon ſuch Bond, the ſaid Money ſo brought in ſhall be deemed and taken to be in full Satisfaction and Diſcharge of the ſaid Bond, and the Court ſhall and may give Judgment to diſcharge every ſuch Defendant of and from the ſame accordingly. Principal and Intereſt on Bonds paid in Court, &c. Court may diſcharge Defendant.

'XIV. And whereas by an Act of Parliament made in the twenty-ninth Year of King CHARLES the 'Second, intituled, *An Act for Prevention of Frauds and Perjuries*, it is enacted, That no Nuncupative 'Will ſhall be good, where the Eſtate thereby bequeathed ſhall exceed the Value of thirty Pounds, that 'is not proved by the Oaths of three Witneſſes, at the leaſt, that were preſent at the making thereof;' it is hereby declared, That all ſuch Witneſſes as are and ought to be allowed to be good Witneſſes upon Trials at Law, by the Laws and Cuſtoms of this Realm, ſhall be deemed good Witneſſes to proye any Nuncupative Will, or any thing relating thereunto. Nuncupative Wills. 29 Car. 2. c. 3.

'XV. And whereas it hath been doubted, whether ſince the making of the ſaid laſt mentioned Act of 'Parliament, the Declarations or Creations of Uſes, Truſts, or Confidences, of any Fines or Common 'Recoveries manifeſted by Deed made after the levying or ſuffering of ſuch Fines or Recoveries, are good 'and effectual in Law;' It is hereby declared, That all Declarations, or Creations of Uſes, Truſts, or Confidences, of any Fines or Common Recoveries of any Lands, Tenements, or Hereditaments, manifeſted and proved, or which hereafter ſhall be manifeſted and proved, by any Deed already made, or hereafter to be made, by the Party who is by Law enabled to declare ſuch Uſes or Truſts, after the levying or ſuffering of any ſuch Fines or Recoveries, are and ſhall be as good and effectual in the Law, as if the ſaid laſt mentioned Act had not been made Declarations of Uſes, Truſts, &c. of Fines or Recoveries. 29 Car. 2. c. 3.

XVI. And be it further enacted by the Authority aforeſaid, That from and after the ſaid firſt Day of of *Trinity* Term, no Claim or Entry to be made of or upon any Lands, Tenements or Hereditaments, ſhall be of any Force or Effect to avoid any Fine levied or to be levied with Proclamations, according to the Form of the Statute in that Caſe made and provided in the Queen's Court of *Common Pleas* at *Weſtminſter*, or in the Courts of Seſſions in any of the Counties Palatine, or in Courts of Grand Seſſions in *Wales*, of any Lands, Tenements or Hereditaments, or ſhall be a ſufficient Entry or Claim within the Statute made in the twenty-firſt Year of King JAMES the Firſt, intituled, *An Act for Limitation of Actions, and for avoiding of Suits in Law*, unleſs upon ſuch Entry or Claim, an Action ſhall be commenced within one Year next after the making of ſuch Entry or Claim, and proſecuted with Effect. No Claim or Entry to be of Force to avoid Fine levied with Proclamations, &c. unleſs an Action be commenced in one Year after ſuch Entry made. 21 Jac. 1. c. 16.

XVII. And be it further enacted by the Authority aforeſaid, That all Suits and Actions in the Court of Admiralty for Seamens Wages, which ſhall become due after the ſaid firſt Day of *Trinity* Term, ſhall be commenced and ſued within ſix Years next after the Cauſe of ſuch Suits or Actions ſhall accrue, and not after. Seamens Wages.

XVIII. Provided nevertheleſs, and be it further enacted, That if any Perſon or Perſons, who is or ſhall be intitled to any ſuch Suit or Action for Seamens Wages, be or ſhall be, at the Time of any ſuch Cauſe of Suit or Action accrued, fallen or come, within the Age of twenty-one Years, Feme Covert, *Non compos mentis*, impriſoned, or beyond the Seas, that then ſuch Perſon or Perſons ſhall be at Liberty to bring the ſame Actions, ſo as they take the ſame within ſix Years next after their coming to, or being of full Age, Diſcovert, of ſane Memory, at large, and returned from beyond the Seas. Proviſo in caſe of Nonage, Feme Covert, or Non compos mentis, &c.

XIX. And be it further enacted by the Authority aforeſaid, That if any Perſon or Perſons, againſt whom there is or ſhall be any ſuch Cauſe of Suit or Action for Seamens Wages, or againſt whom there ſhall be any Cauſe of Action of Treſpaſs, Detinue, Actions Sur Trover, or Replevin for taking away Goods or Cattle, or of Action of Account, or upon the Caſe, or of Debt grounded upon any Lending or Contract without Specialty, of Debt for Arrearages of Rent, or Aſſault, Menace, Battery, Wounding and Impriſonment, or any of them, be or ſhall be, at the Time of any ſuch Cauſe of Suit or Action given or accrued, fallen, or come, beyond the Seas; that then ſuch Perſon or Perſons, who is or ſhall be intitled to any ſuch Suit or Action, ſhall be at Liberty to bring the ſaid Actions againſt ſuch Perſon and Perſons, after their Return from beyond the Seas, ſo as they take the ſame after their Return from beyond the Seas, within ſuch Times as are reſpectively limited for the bringing of the ſaid Actions before by this Act, and by the ſaid other Act made in the one and twentieth Year of the Reign of King JAMES the Firſt. Action againſt Perſons gone beyond the Seas, may be brought after their Return. Proviſo. 21 Jac. 1. c. 16.

XX. And be it enacted by the Authority aforeſaid, That if any Perſon or Perſons ſhall be arreſted from and after the ſaid firſt Day of *Trinity* Term, by any Writ, Bill, or Proceſs, iſſuing out of any of her Majeſty's Courts of Record at *Weſtminſter*, at the Suit of any common Perſon, and the Sheriff or other Officer taketh Bail from ſuch Perſon, againſt whom ſuch Writ, Bill, or Proceſs is taken out, the Sheriff or other Officer at the Requeſt and Coſts of the Plaintiff in ſuch Action or Suit, or his lawful Attorney, ſhall aſſign to the Plaintiff in ſuch Action the Bail Bond, or other Security taken from ſuch Bail, by endorſing the ſame, and atteſting it under his Hand and Seal in the Preſence of two or more credible Witneſſes, which may be done without any Stamp; provided the Aſſignment ſo endorſed be duly ſtampt before any Action be brought thereupon; and if the ſaid Bail Bond or Aſſignment, or other Security taken for Bail be forfeited, the Plaintiff in ſuch Action, after ſuch Aſſignment made, may bring an Action and Suit thereupon in his own Name, and the Court where the Action is brought, may by Rule or Rules of the ſame Court, give ſuch Relief to the Plaintiff and Defendant in the original Action, and to the Bail, upon the ſaid Bond or other Security taken from ſuch Bail, as is agreeable to Juſtice and Reaſon, and that ſuch Rule or Rules of the ſaid Court ſhall have the Nature and Effect of a Defeazance to ſuch Bail Bond, or other Security for Bail. Bail Bond taken by Sheriff, &c. may be aſſigned to Plaintiff. Proviſo.

XXI. And

Warranty by Tenant for Life void.

XXI. And be it further enacted by the Authority aforeſaid, That all Warranties which ſhall be made after the ſaid firſt Day of *Trinity* Term, by any Tenant for Life, of any Lands, Tenements or Hereditaments, the ſame deſcending or coming to any Perſon in Reverſion or Remainder, ſhall be void and of none Effect; and likewiſe all collateral Warranties, which ſhall be made after the ſaid firſt Day of *Trinity* Term, of any Lands, Tenements or Hereditaments, by any Anceſtor who has no Eſtate of Inheritance in Poſſeſſion in the ſame, ſhall be void againſt his Heir.

No Subpœna to iſſue till after Bill filed. Exception.

XXII. And be it further enacted by the Authority aforeſaid, That no *Subpœna*, or any other Proceſs for Appearance, do iſſue out of any Court of Equity, till after the Bill is filed with the proper Officer in the reſpective Courts of Equity, except in Caſes of Bills for Injunctions to ſtay Waſtes, or ſtay Suits at Law commenced, and a Certificate thereof brought to the *Subpœna* Office, or to him who uſually makes out *Subpœnas* or other Proceſs in the ſeveral Courts of Equity, under the Hand of the Six Clerk, or other Clerk or Officer who uſually files Bills in Equity, for which Certificate he ſhall receive no Fee.

On diſmiſſing Bills in Equity, Plaintiff or Defendant to pay full Coſts.

XXIII. And for the better preventing vexatious Suits in Courts of Equity; be it further enacted, That upon the Plaintiff's diſmiſſing his own Bill, or the Defendant's diſmiſſing the ſame for want of Proſecution, the Plaintiff in ſuch Suit ſhall pay to the Defendant or Defendants, his or their full Coſts, to be taxed by a Maſter: And that no Copy, Abſtract, or Tenor of any Bill in Equity, do go with the *Dedimus* or Commiſſion for taking the Defendant's Anſwer; but in Lieu and Recompence thereof, the ſworn Clerks of the Court of *Chancery* ſhall take to their own Uſe, in all Clauſes, the whole Term Fee of three Shillings and four Pence, and alſo the whole Fee or Fees of and for all ſmall Writs made by the ſaid ſworn Clerks.

Act to extend to all Suits for the King's Debts, &c. Rex v. Phillips in Scacc. Hil. 1746.

XXIV. And be it further enacted by the Authority aforeſaid, That from and after the ſaid firſt Day of *Trinity* Term, this Act and all the Statutes of Jeofails ſhall extend to all Suits in any of her Majeſty's Courts of Record at *Weſtminſter*, for Recovery of any Debt immediately owing, or any Revenue belonging to her Majeſty, her Heirs or Succeſſors; and ſhall alſo extend to all Courts of Record in the Counties Palatine of *Lancaſter*, *Cheſter*, and *Durham*, and the Principality of *Wales*, and to all other Courts of Record within this Kingdom.

On quaſhing Writ of Error Defendant to have Coſts.

XXV. And for the preventing great Vexation from ſuing out defective Writs of Error; be it enacted by the Authority aforeſaid, That upon the quaſhing any Writ of Error to be ſued out after the ſaid firſt Day of *Trinity* Term, for Variance from the original Record or other Defect, the Defendants in ſuch Error ſhall recover againſt the Plaintiff or Plaintiffs, iſſuing out ſuch Writ, his Coſts, as he ſhould have had if the Judgment had been affirmed, and to be recovered in the ſame Manner.

Probats of Wills and Adminiſtrations,

'XXVI. And whereas great Trouble and Expence is frequently occaſioned to the Widows and Orphans of Perſons dying Inteſtate to Monies or Wages due for Work done in her Majeſty's Yards and Docks, by Diſputes happening about the Authority of granting Probate of the Wills, and Letters of Adminiſtration of the Goods and Chattels of ſuch Perſons, and for preventing ſuch unneceſſary Trouble and Expence;' Be it therefore enacted by the Authority aforeſaid, That the Power of granting Probats of the Wills, and Letters of Adminiſtration of the Goods and Chattels of ſuch Perſon and Perſons reſpectively is, and is hereby declared to be, in the ordinary of the Dioceſe, or ſuch other Perſon, to whom the ordinary Power of Probat of Wills, or granting Letters of Adminiſtration do belong, where ſuch Perſon and Perſons ſhall reſpectively die; and that the Salary, Wages, or Pay due to ſuch Perſon or Perſons from the Queen's Majeſty, her Heirs or Succeſſors, for Work done in any of the Yards or Docks, ſhall not be taken or deemed to be *Bona notabilia*, whereby to found the Juriſdiction of the Prerogative Court.

Bona notabilia.

Actions of Account may be brought againſt Executors of Guardian, Bailiff, &c. Auditors to examine the Parties on Oath.

XXVII. And be it enacted by the Authority aforeſaid, That from and after the ſaid firſt Day of *Trinity* Term, Actions of Account ſhall and may be brought and maintained againſt the Executors and Adminiſtrators of every Guardian, Bailiff, and Receiver; and alſo by one Joint-tenant, and Tenant in Common, his Executors and Adminiſtrators, againſt the other, as Bailiff for receiving more than comes to his juſt Share or Proportion, and againſt the Executor and Adminiſtrator of ſuch Joint-tenant, or Tenant in Common; and the Auditors appointed by the Court, where ſuch Action ſhall be depending, ſhall be, and are hereby impowered to adminiſter an Oath, and examine the Parties touching the Matters in Queſtion, and for their Pains and Trouble in auditing and taking ſuch Account, have ſuch Allowance as the Court ſhall adjudge to be reaſonable, to be paid by the Party on whoſe Side the Balance of the Account ſhall appear to be.

CAP. XVII.

An Act to prevent Frauds frequently committed by Bankrupts. [Continued for five Years from April 1709. by 7 Annæ, c. 25. ſ. 4.] EXP. *See* 10 *Ann. c.* 15.

CAP. XVIII.

An Act for enlarging the Pier and Harbour of *Parton* in the County of *Cumberland*. Harbour to be enlarged. From 1 *May* 1706. for eleven Years to be paid to the Truſtees, for enlarging and repairing the Pier and Harbour. For every 192 Gallons of Coals, 2 *d.* by the Owner, and 2 *d.* by the Maſter of the Ship. And after eleven Years, one Farthing only for every 192 Gallons for ever. Truſtees to appoint Collectors of the Duties. Who are to pay the Monies to the Receivers. Truſtees to take Security of the Receivers and Collectors. Collectors to be allowed 6 *d.* in the Pound. If Duties be not paid, Collectors may diſtrain. And on Non-payment Diſtreſs may be ſold. No Ship to be diſcharged until Maſter produce Collectors Receipt of Duties paid. Truſtees may contract for repairing the Harbour: And aſſign the Place for building the Pier, *&c.* Truſtees may borrow Money on Credit of the Duties, at 6 *l. per Cent.*

per Annum. Not exceeding 1500*l.* Truſtees Accounts to be examined by Juſtices at Quarter-Seſſions. On Death of Truſtees, Survivors to chooſe others. No Ballaſt, Duſt, *&c.* to be thrown into the Harbour. Perſons ſued may plead the General Iſſue. Act to be allowed a Publick Act. EXP.

CAP. XIX.

An Act for the Encouragement and Increaſe of Seamen, and for the better and ſpeedier Manning her Majeſty's Fleet.

X. AND for the Encouragement of all Seamen, who are or ſhall be in her Majeſty's Service at Sea, it is hereby declared and enacted by the Authority aforeſaid, That every Seaman who from and after the five and twentieth Day of *March* one thouſand ſeven hundred and ſix, ſhall be turned over from one Ship to another in her Majeſty's Service, or turned aſhore, as not being fit for her Majeſty's Service, ſhall be paid his Wages which ſhall appear to be due to him in the Ship from which he was turned over, before ſuch Ship to which he ſhall be turned over do go to Sea, either in Money or by a Ticket, which ſhall entitle him or his Aſſigns to Payment within one Month after the ſaid Ticket ſhall be preſented to the Commiſſioners of the Navy at their Office. How Seamen turned over from one to another, &c. ſhall be paid.

"No Mariner entred, and continuing in the Queen's Service, to be arreſted during this War, for a Debt not exceeding 20*l.*"

'XVI. And whereas by an Act made in the ſecond Year of her Majeſty's Reign, intituled, *An Act for the Increaſe of Seamen, and better Encouragement of Navigation, and the Security of the Coal Trade*, Proviſion is made for putting out of Pariſh Children Apprentices to Maſters of trading Ships and Veſſels at the Age of ten Years;' It is hereby enacted, That no ſuch Maſter ſhall be obliged to take any ſuch Apprentice under the Age of thirteen Years, or who ſhall not appear to be fitly qualified both as to Health and Strength of Body for that Service; and any Widow of the Maſter of ſuch Ship or Veſſel, or the Executor or Adminiſtrator of ſuch Maſter, who ſhall have been obliged to take ſuch Pariſh Boys Apprentice to them, ſhall have the ſame Power of aſſigning over ſuch Apprentices to any other Maſters of Ships or Veſſels, who have not their Compliment of Apprentices required by the ſaid recited Act, to be entertained by them, as is given by the ſaid Act to ſuch Perſons, as have taken Children Apprentices in purſuance of the Statute made in the forty-third Year of Queen ELIZABETH. 2 & 3 Annæ, c. 6. No Maſter of Ship to take Apprentice under 13 Years old. 43 Eliz. c. 2.

'XVII. And whereas all ſuch Perſons, who in Purſuance of the ſaid Act, have voluntarily bound, or hereafter ſhall ſo bind themſelves Apprentices to ſuch Maſters or Owners, as therein is expreſſed, are exempted from her Majeſty's Service for the Term of three Years, from the Date of their reſpective Indentures: And whereas ſuch Exemptions from her Majeſty's Sea Service for the Term of three Years, which was intended for the Encouragement of Landmen, to bind themſelves Apprentices to the Sea Service, hath been manifeſtly abuſed for the exempting and protecting of Seamen from the ſaid Service, who having bound themſelves Apprentices, have claimed ſuch Exemption, and demanded Protections accordingly, to the great Hindrance and Prejudice of her Majeſty's Sea Service;' Be it therefore further enacted and declared, That no Perſon or Perſons of the Age of eighteen Years, ſhall have any Exemption or Protection from her Majeſty's Sea Service, who ſhall have been in any Sea Service before the Time they bound themſelves Apprentices; any Law or Statute to the contrary thereof in any wiſe notwithſtanding. No Apprentices to Sea Service of 18 Years old, exempt from the Queen's Service at Sea.

'XVIII. And whereas by an Act of Parliament made in the ſecond Year of the Reign of King PHILIP and Queen MARY, intituled, *An Act touching Watermen and Bargemen upon the River of* Thames, it was enacted, That if any Perſon or Perſons, which from and after the Time therein mentioned, ſhould uſe and exerciſe the Occupation of rowing betwixt *Graveſend* and *Windſor*, which in the Time of the Execution of any Commiſſion of preſſing, that ſhould be had for the Service of the King and Queen's Majeſty in their Affairs, ſhould willingly, voluntarily, and obſtinately withdraw, hide, or convey him or themſelves in the ſame Time of preſſing, into ſecret Places and out Corners, and after, when ſuch Time of preſſing is overpaſſed, ſhould return and come again to the River of *Thames*, to row betwixt *Graveſend* and *Windſor* aforeſaid, and that duly proved by two indifferent Witneſſes before the Lord Mayor, and Court of Aldermen, or Juſtices of Peace, and two of the Rulers of the Company of Watermen, that then he or they ſo doing and offending, ſhould ſuffer Impriſonment for the Space of two Weeks, and be baniſhed any more to row from thenceforth upon the ſaid River of *Thames*, by the Space of one whole Year and a Day then next following: And whereas by an Act made in the eleventh Year of his late Majeſty King WILLIAM the Third, intituled, *An Act for Explanation and better Execution of former Acts made touching Watermen and Wherrymen, rowing on the River of* Thames, *and for the better ordering and governing the ſaid Watermen, Wherrymen, and Lightermen upon the ſaid River, between* Graveſend *and* Windſor, Perſons who keep or work, or ſhall be imployed in rowing or navigating any Lighter or Lighters, or other great Craft, (except, as in the ſaid Act is excepted) ſhall be regiſtered in the Company of Watermen: And whereas in this Time of War, divers Watermen, Bargemen, Lightermen, and Wherrymen, belonging to the ſaid River, do abſcond and not enter themſelves into her Majeſty's Service; and it being highly neceſſary that a convenient Number of ſuch Watermen, Bargemen, Lightermen, and Wherrymen, ſhould from Time to Time be obliged to ſerve on board her Majeſty's Fleet;' Be it enacted by the Authority aforeſaid, That in caſe ſuch Number of them as the Lord High Admiral, or 2 & 3 Phil & Mar. c. 16, §. 8. 11 & 12 W. 3. c. 21. Watermen, &c. ſummon'd by the Rulers of the Company to ſerve on board the Fleet, and not appearing, &c. to be diſabled, &c.

or any three or more of the Commiſſioners for executing the Office of Lord High Admiral of *England* for the Time being, ſhall from Time to Time give Notice to the ſaid Company of Watermen, there ſhall be Occaſion for to ſerve her Majeſty, her Heirs and Succeſſors, (being duly ſummoned by leaving Notice in Writing at the Place of their uſual Abode by the Company) within ten Days after ſuch Summons, ſhall not appear before the Rulers of the ſaid Watermens Company, to be ſent on board her Majeſty's Fleet, ſuch Perſon or Perſons ſo ſummoned, and being duly convicted before the Lord Mayor and Court of Aldermen of the City of *London*, or two Juſtices of the Peace of the ſaid City, and two of the ſaid Rulers, that then he or they ſo doing and offending, ſhall ſuffer Impriſonment during the Space of one Month, and be diſabled from rowing, or working upon the ſaid River of *Thames*, and of enjoying any the Advantages or Privileges of the ſaid Company for the Space of two Years.

EXP. " Inſolvent Debtors who ſhall before the firſt of *May* 1706. ſurrender their Effects to the Uſe of their " Creditors; and take an Oath; and enter themſelves on board the Navy to ſerve during the War; to be *Farther Proviſions concerning Seamen,* " diſcharged from all Debts, *&c.* Any three Juſtices may go to any Priſon, and examine what Priſoners " are in for Debt, not exceeding 60*l.* and grant their Warrant for ſuch who are able to ſerve, to be ſent 10 *Ann. c.* 17. " on board the Fleet. None to have benefit of Act, unleſs he continue in the Service during this War: 1 *Geo.* 1. *c.* 25. " Nor be diſcharged out of Priſon if indebted more than 60*l.* Diſcharge of Priſoner, not to diſcharge 2 *Geo.* 2. *c.* 7 " his Debt, *&c.*" & 36.

6 *Geo.* 2. *c.* 25. *ſ.* 18. 8 *Geo.* 2. *c.* 29. 11 *Geo.* 2. *c.* 30. 13 *Geo.* 2. *c.* 3 & 17. 14 *Geo.* 2. *c.* 38. 18 *Geo.* 2. *c.* 31. 20 *Geo.* 2. *c.* 38. 22 *Geo.* 2. *c.* 52. 24 *Geo.* 2. *c.* 47. *and* 31 *Geo.* 2. *c.* 10.

CAP. XX.

An Act for the better enabling the Maſter, Wardens, and Aſſiſtants of *Trinity Houſe*, to rebuild the Light Houſe on the *Edyſtone* Rock.

8 Eliz. c. 13. ' WHEREAS in and by one Act of Parliament made in the eighth Year of the Reign of our late ' Sovereign Lady Queen ELIZABETH, intituled, *An Act to enable the Maſter, Wardens, and Aſſiſ-* ' *tants of* Trinity Houſe *at* Deptford Strond, *to erect Sea Marks*, &c. They the ſaid Maſter, Wardens, ' and Aſſiſtants are impowered to erect and ſet up Beacons, Marks, and Signs for the Sea, needful for a- ' voiding the Dangers, and to renew, continue, and maintain the ſame, in ſuch Manner as in the ſaid ' Act is mentioned: And whereas there now is, and Time out of Mind hath been, a very dangerous Edyſtone Rock. ' Rock, called the *Edyſtone*, lying off of *Plymouth* in the County of *Devon*, upon which divers Ships and ' Veſſels have been caſt away, and the Lives and Goods of many Subjects of this Kingdom loſt and de- ' ſtroyed: And whereas upon Application ſome Time ſince made to the ſaid Maſter, Wardens, and Aſ- ' ſiſtants, by great Numbers of Maſters and Owners of Shipping, to have a Light Houſe erected upon the ' ſaid Rock, offering and agreeing, in Conſideration of the great Charge, Difficulty, and Hazard of ſuch ' an Undertaking, to pay to the ſaid Maſter, Wardens, and Aſſiſtants, one Penny *per* Tun outwards, ' and the like inwards, for all Ships and Veſſels which ſhould paſs by ſuch Light Houſe (Coaſters except- ' ed, who ſhould pay twelve Pence only for each Voyage;) they the ſaid Maſter, Wardens, and Aſſiſ- ' tants, having a due Regard to the Safety and Preſervation of the Shipping and Navigation of this King- ' dom, did in the Year of our Lord one thouſand ſix hundred ninety-ſix, cauſe a Light Houſe to be begun ' to be erected on the ſaid Rock, and in three Years Time a Light was placed therein; and the ſaid ' Light Houſe in the Term of five Years was, with much Hazard and Difficulty, and a very great Ex- ' pence, fully built and compleated, to the great Satisfaction of the Flag Officers and Commanders of the ' Fleet and Ships of War, and of all others concerned in Trade and Navigation, the ſame being not only ' uſeful for avoiding that dangerous Rock upon which it was built, but alſo a Guide and Direction to ' Ships paſſing through the Channel from and to all Parts of the World: And whereas the ſaid Light ' Houſe was preſerved and kept up for ſeveral Years, notwithſtanding the great Force and Violence of ' the Wind and Sea, (to which it was expoſed) until the late dreadful Storm in *November* one thouſand ' ſeven hundred and three, when the ſame was blown down and deſtroyed: And whereas it was found by ' Experience, That the ſaid Light Houſe (during the ſtanding thereof) was of publick Uſe and Benefit to ' this Kingdom, a Means to preſerve her Majeſty's Ships of War, and the Shipping, Lives, and Eſtates ' of her Subjects, and was uſeful and beneficial to Navigation; and foraſmuch as the ſpeedy rebuilding ' the ſaid Light Houſe is abſolutely neceſſary for avoiding the Dangers attending the Navigation and ' Trade of this Kingdom, and in Regard the ſame is a Work of great Charge, Hazard, and Expence, ' and all due and proper Encouragement ought to be given thereunto; to the end therefore that the ſaid ' Maſter, Wardens, and Aſſiſtants, may be encouraged to new erect and build, or cauſe to be new erected ' and built, the ſaid Light Houſe, with all convenient Speed, and conſtantly to keep and maintain the PR. ' ſame for the Benefit of the Navigation and Trade of this Kingdom;' Be it enacted, *&c.*

Explained and enforced by 8 Annæ, c. 17. ſect. 2. " Maſter, Wardens, and Aſſiſtants of Trinity Houſe, to new erect a Light Houſe on the *Edyſtone* Rock. " Duties to be paid by all Ships, *&c.* paſſing by the ſame, *viz.* All *Engliſh* Ships which ſhall paſs by " the ſaid Light Houſe (except Coaſters) one Penny *per* Tun outward bound, and one Penny *per* Tun " inward bound, of the Merchant one Moiety, and of the Owner the other Moiety; and Aliens Ships, " two Pence *per* Ton; and every Coaſter, two Shillings, for each Time."

CAP.

CAP. XXI.

An Act for the Increaſe and better Preſervation of Salmon and other Fiſh, in the Rivers within the Counties of *Southampton* and *Wilts*.

Salmon Fiſheries in the Counties of Southampton and Wilts.

13 *Ed.* 1. *c.* 47.
31 *Ed.* 3. *ſt.* 2. *c.* 1, 2 & 3.
31 *Ed.* 3. *ſt.* 3. *c.* 1 & 2.
13 *R.* 2. *c.* 19.
17 *R.* 2. *c.* 9.
2 *H.* 6. *c.* 15.
22 *Ed.* 4. *c.* 2.
31 *H.* 8. *c.* 2.
1 *El. c.* 17.
5 *El. c.* 5.
39 *El. c.* 10.
1 *Jac.* 1. *c.* 23.
3 *Jac.* 1. *c.* 12.
15 *Car.* 2. *c.* 7 & 16.

'WHEREAS the Salmon and Salmon-kind of Fiſh reſorting to ſpawn within the Rivers and Freſhes in the County of *Southampton*, and Southern Parts of *Wiltſhire*, are in Danger of utter Decay, to the great Loſs of this Kingdom, and the Royalties and Fiſheries in the ſaid Counties are in great Meaſure conſumed and deſtroyed, by placing divers Engines and other Devices in and upon the main Rivers, and in the new Channels, Dykes, and Cuts, which now are or ſhall be cut out of the ſame Rivers, by Means whereof the Salmon Stripes or Kippers, as well as the young Fry or Smelts are taken and deſtroyed, and are prevented from returning to the Sea in Seaſon: And whereas the Owners and Occupiers of the Salmon Fiſheries within the ſaid Counties, regarding only their private and greedy Profit, do deſtroy the Stock of the ſaid Fiſheries, by preventing the Breed of good Fiſh to paſs in Seaſon through their Fiſhing Wyres, and Fiſhing Hatchways, from the Sea into the ſaid Rivers to ſpawn and by killing ſuch as are under Size, and by fiſhing continually out of Seaſon, at and in the ſaid fiſhing Wyres and Creeks of the Rivers, with Nets and other Devices, whereby not only the Increaſe of the Species of the ſaid Fiſh, but alſo the Growth thereof is in great Meaſure deſtroyed; and whereas notwithſtanding the many good Laws before this Time made, and ſtill in Force, with Intent to prohibit unlawful killing or otherwiſe deſtroying the Game of this Kingdom, divers ſturdy and diſorderly Perſons (through Defect in the ſaid Laws for ſufficiently puniſhing of Offenders, and neglecting their lawful Employments) do poach with Nets and Angles, Gins, and other unlawful Engines, and by unlawful Means in the Night, and at other Times, do take, kill, and deſtroy the Fiſh, to the great Detriment of the Lords of Manors, and the other Owners and Occupiers of Fiſheries in the ſaid County of *Southampton*, and Southern Parts of *Wiltſhire*;' For Remedy whereof, be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the Statute made in the fourth and fifth Year of the Reign of King WILLIAM and Queen MARY, now in Force, for the better Preſervation of the Game relating to Salmon Fiſhing, and every Article and Thing therein contained, ſhall be duly put in Execution, according to the Tenor of the ſame; and that the Statute made in the thirteenth Year of King EDWARD the firſt, whereby it is provided that the Waters of *Humber*, *Owſe*, *Trent*, *Dover*, *Arre*, *Derwent*, *Wherſe*, *Niddiore*, *Swale*, *Teſe*, *Tine*, *Eden*, and all other Waters wherein Salmon be taken, ſhall be in Defence from taking Salmon, from the Nativity of our Lady unto Saint *Martin*'s Day; and likewiſe that young Salmon ſhall not be taken nor deſtroyed by Nets, nor by other Engines, at Mill Pools, from the Midſt of *April* unto the Nativity of Saint *John* the Baptiſt, and in Places where freſh Waters be; ſhall extend and be in full Force, as well to all and every the Rivers, Creeks, and Waters in the County of *Southampton*, and Southern Parts of *Wiltſhire*, as to the Waters in the laſt mentioned Act here above enumerated and contained, and in like Manner, and under the ſame Pains and Penalties as therein mentioned and expreſſed.

Act 4 & 5 W. & M. c. 23. for the better Preſervation of Salmon Fiſhing to be put in Execution; alſo Stat. 13 Edw. 1. Stat. 1. c. 47.

No young Salmon to be deſtroyed by Nets, &c.

II. And be it further enacted by the Authority aforeſaid, That there ſhall be aſſigned Overſeers of this Statute, by any two or more Juſtices of the Peace, reſiding within five Miles of the reſpective Rivers within the ſaid Counties of *Southampton* and *Wiltſhire*, under their Hands and Seals, from Time to Time, who being ſworn before the ſaid Juſtices of the Peace, ſhall often ſee and enquire after the Offenders againſt this Statute, and ſhall take and apprehend all and every ſuch Offender and Offenders, and take and deſtroy all Nets and other Craft and Engines, where they ſhall find the ſame, being kept, uſed, or in being contrary to this or any other Act now in Force relating to Fiſhing; and all and every Offender and Offenders ſo taken or apprehended by the ſaid Overſeers, or any of them, or by any other lawful Means, ſhall be brought before ſome Juſtice of the Peace of the ſaid Counties, to anſwer for every ſuch Offence, and being convicted before any ſuch Juſtice of the Peace for the ſaid Counties, by one or more Witneſſes upon Oath, which Oath the ſaid Juſtice hath hereby Power to adminiſter, or Confeſſion of ſuch Offender, ſhall for the firſt Treſpaſs or Offence, forfeit a Sum to be aſcertained by ſuch Juſtice of the Peace, before whom ſuch Conviction ſhall be made, not under twenty Shillings, nor more than five Pounds, and for the ſecond Treſpaſs or Offence, ſhall forfeit a Sum not under forty Shillings, to be aſcertained as aforeſaid, nor more than ten Pounds, and as the Treſpaſs or Offence ſhall increaſe to double the Penalty, to be aſcertained as aforeſaid; one half thereof to be paid to the Informer, and the other half thereof to the Poor of the Pariſh where the ſaid Offence or Offences ſhall be committed; and in caſe the Offender or Offenders ſhall not be able, or do not on Demand pay the ſaid Penalty or Penalties, then he or they ſhall be ſent by ſuch Juſtice of the Peace, before whom ſuch Conviction ſhall be made as aforeſaid, to the Houſe or Houſes of Correction within the ſaid reſpective Counties where ſuch Offender or Offenders ſhall be taken, and there kept for the Space of three Months.

Overſeers of this Act to be aſſigned by Juſtices.

Who ſhall enquire after Offenders.

Penalty on Offenders.

III. And be it further enacted by the Authority aforeſaid, That no Perſon or Perſons (not being by Law duly qualified) ſhall hereafter kill, deſtroy, or wilfully hurt any Salmon or Salmon-kind, or any other Fiſh, and that neither they, nor any other Perſon or Perſons whatſoever, ſhall and may at any Time or Times after the thirtieth Day of *June*, which ſhall be in the Year of our Lord one thouſand ſeven hundred and ſix, take, kill, or deſtroy any Salmon, Salmon-peale, or Salmon-kind, by Hawks, Racks, Gins, Nets, Angles, or other Deviſes whatſoever, until after the eleventh Day of *November* in every Year, or offer to ſale any of the ſaid Fiſh ſo taken, under the like Pains, Penalties, Forfeitures, and Impriſonments, as are herein before mentioned.

No Perſon, qualified or not, ſhall take or kill Salmon until after the eleventh of November.

This Clauſe repealed by 1 Geo. 1. ſtat. 2. c. 18. ſect. 11. as to the Owners of theſe Fiſheries, &c.

Owners of Meadow Grounds to let Salmon got into the Dykes, paſs into the main Rivers again.

IV. And be it further enacted by the Authority aforeſaid, That if any Salmon or Salmon-kind ſhall go into any of the Dykes, Cuts, or Water Carriages, that then all Owners and Occupiers of Meadow Grounds in and upon the Banks of any Waters or Rivers in the ſaid Counties within the Time limited and reſtrained by the ſaid Act, ſhall permit the ſaid Fiſh to paſs or go out of the ſaid Cuts, or Dykes, or Streams, into the main Rivers again, and not by any wilful Means to deſtroy them for Sale, or otherwiſe, under the like Pains, Penalties, Forfeitures and Impriſonment, as afore-mentioned.

Owners of Mills to keep open one Scuttle in the Waſte-hatch for the Salmon to paſs and repaſs, &c.

V. And be it enacted by the Authority aforeſaid, That all Owners and Occupiers of Corn, Fulling and Paper Mills, and other Mills, upon any the Waters or Rivers in the ſaid Counties, ſhall conſtantly keep open one Scuttle or ſmall Hatch of a Foot Square in the Waſte-hatch or Water-courſe in the direct Stream, wherein no Water-wheel ſtandeth, ſufficient for the Salmon to paſs and repaſs freely up and down the ſaid Rivers in the ſaid Counties, from the eleventh Day of *November* to the one and thirtieth Day of *May* in every Year, during which Seaſon, the old Salmon and the young Fry of the preceding Year retire to the Sea, and the breeding Salmon come from the Sea to ſpawn, and ſhall not make Uſe of any Nets, Pots, Racks, Hawks, Gins, or other Devices whatſoever to be placed in the ſaid Scuttle or ſmall Hatch of a Foot Square in the ſaid Waſte-hatch, in or about the ſaid Mills reſpectively, during the ſaid Term, to kill or deſtroy, or take any Salmon or Salmon-kind, upon the like Pains, Penalties, Forfeitures, and Impriſonment, as aforeſaid; and in caſe they ſhall lay any Pots or Nets to catch Eels, after the firſt Day of *January*, to the tenth Day of *March* in every Year (which they may do) they ſhall ſet Racks before them, to keep out of the ſaid Pots or Nets the old Salmon or Kippers, which, during that Seaſon, are out of Kind, and returning to the Sea; and after the tenth Day of *March*, to the one and thirtieth Day of *May* in every Year, they ſhall lay no Pot, Net, or Engine, but what ſhall be wide enough to let the Fry of Salmon paſs through to the Sea, or ſhall take, or keep, or offer to Sale any of the young Fry, that, during the Seaſons aforeſaid, are returning from the ſaid Rivers to the Sea; upon the Pains, Penalties, Forfeitures, and Impriſonments, as aforeſaid.

And not uſe Nets, &c.

Eel Pots to have Racks before them.

No Sea Trouts to be taken in the Rivers.

VI. And be it further enacted by the Authority aforeſaid, That no Bouges, otherwiſe called Sea Trouts, ſhall be taken in any of the ſaid Rivers, Creeks, or Arms of the Sea in the Counties before-mentioned, after the thirtieth Day of *June*, to the eleventh Day of *November* every Year, upon the like Pains, Penalties, Forfeitures, and Impriſonments, as aforeſaid.

None to keep Nets, &c. other than what are allowed by 4 & 5 W. & M. c. 23. 3 & 4 W. & M. c. 10.

Here ſeems to be a Miſtake in the Roll, there being no ſuch Statute as is here referred to, in 2 W. & M. but only in 4 & 5 W. & M.

'VII. And whereas divers diſorderly, idle, and mean Perſons, have and keep Nets, Angles, Leaps, 'Pitches, and other Engines for the taking and killing of Fiſh out of the Ponds, Waters, Rivers, and 'Fiſheries in the ſaid Counties, to the Damage of the Owners thereof;' Be it therefore enacted by the Authority aforeſaid, That no Perſon or Perſons whatſoever ſhall have or keep any Net, Angle, Leap, Pitch, or other Engine for taking of Fiſh, other than as is provided for and allowed of by an Act made in the ſecond Year of King WILLIAM and Queen MARY, intituled, *An Act for the more eaſy Diſcovery and Conviction of ſuch as ſhall deſtroy the Game of this Kingdom*, and the ſubſequent Acts made in the third, fourth, and fifth Years of the ſaid King WILLIAM and Queen MARY, for the more eaſy Conviction of ſuch as ſhall deſtroy the Game of this Kingdom; none of which Acts, or any Part or Matter therein contained, or in any other Act relating to the Preſervation of the Game of this Kingdom, is hereby intended or deemed to be repealed.

Penalties on ſelling Salmon, &c. 1 Geo. 1. c. 18. §. 12.

VIII. And be it enacted, That if any Perſon or Perſons ſhall ſell or expoſe to Sale any Salmon or Salmon-kind in the ſaid Counties, from the thirtieth Day of *June* to the eleventh Day of *November* in every Year, ſuch Perſon or Perſons ſhall for every Salmon or Salmon-kind ſo ſold or expoſed to Sale, be ſubject to the Pains, Penalties, Forfeitures, and Impriſonments, as aforeſaid.

Forfeitures of Offenders to be levied by Diſtreſs and Sale, &c.

IX. And be it further enacted by the Authority aforeſaid, That all the Forfeitures and Penalties ariſing by Conviction of any Offender or Offenders againſt this Act, ſhall be levied by Diſtreſs and Sale of the Offenders Goods, by Warrant under the Hand and Seal of the Juſtice before whom the Offender or Offenders ſhall be convicted, rendring the Overplus, if any be, and for want of Diſtreſs, the Offender or Offenders ſhall be committed to the Houſe or Houſes of Correction in the ſaid Counties, as aforeſaid.

Extent of the Act.

X. Provided always, That this Act, or any Thing herein contained, ſhall not extend, or be conſtrued to extend to any County or Place in this Kingdom, ſave only to the ſaid County of *Southampton*, and the Southern Parts of *Wiltſhire*; any thing herein contained to the contrary notwithſtanding.

Further Proviſions for the Preſervation and Improvement of the Fiſheery, 9 Ann. c. 26. 1 Geo. 1. St. 2. c. 18. 5 Geo. 1. c. 18. 23 Geo. 2. c. 26. §. 7. 26 Geo. 2. c. 9. 30 Geo. 2. c. 22. & 30. and 33 Geo. 2. c. 27.

CAP. XXII.

An Act to impower the Lord High Treaſurer, or Commiſſioners of the Treaſury, to iſſue out of the Monies ariſing by the Coinage-duty, any Sum not exceeding five hundred Pounds, over and above the Sum of three thouſand Pounds yearly, for the Uſes of the Mint.

'18 Car. 2. c. 5.' '23 Car. 2. c. 8. 1 Jac. 2. c. 7. 4 & 5 W. & M. c. 24. 12 W. 3. c. 11. §. 16.

'WHEREAS in and by one Act of Parliament made in the eighteenth Year of the Reign of his 'Majeſty King CHARLES the Second, intituled, *An Act for encouraging of Coinage*; it is, amongſt 'other Things, enacted, That there ſhould not be iſſued out of the Exchequer, of the Monies accruing 'by the ſaid Act in any one Year, for the Fees and Salaries of the Officers of the Mint or Mints, and 'towards the providing, maintaining, and repairing of the Houſes, Offices, and Buildings, and other Ne'ceſſaries, for Aſſaying, Melting-down, and Coining, above the Sum of three thouſand Pounds Sterling, 'which ſaid Act hath been continued, and is ſtill in Force: And whereas the ſaid three thouſand Pounds 'has been by Experience found not to be ſufficient, and the Reſidue of the Monies ariſing by the ſaid

'Coinage

'Coinage Act is appropriated, as in the ſame Act is mentioned;' Be it therefore enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That it ſhall and may be lawful to and for the Lord Treaſurer, and Under Treaſurer, or Commiſſioners of the Treaſury for the Time being, by Orders or Warrants, to iſſue out of the Exchequer, or diſpoſe of the Monies ariſing by the ſaid Coinage Duty yearly and every Year, from and after the twenty-fifth Day of *December* one thouſand ſeven hundred and five, any Sum or Sums of Money, not exceeding the yearly Sum of five hundred Pounds, over and above the yearly Sum of three thouſand Pounds abovementioned, for the Fees or Salaries of the Officers of the Mint or Mints, and towards the providing, maintaining, and repairing the ſaid Houſes, Offices, and Buildings, and other Neceſſaries before-mentioned; the ſaid recited Act or Acts, or any othe Law, Statute, or Uſage to the contrary thereof in any wiſe notwithſtanding.

After 25 Dec. 1705. Lord Treaſurer to iſſue 500 l. yearly out of the Coinage Duties for the Salaries of the Officers of the Mint.

By 4 Geo. 2. c. 12. Coinage Duties are continued for 7 Years; and are farther continued by 19 Geo. 2. c. 14. and 27 Geo. 2. c. 13.

CAP. XXIII.

An Act for raiſing the Militia for the Year one thouſand ſeven hundred and ſix, notwithſtanding the Month's Pay formerly advanced, be not repaid; and for an Account to be made of Trophy Monies. EXP.

CAP. XXIV.

An Act to enlarge the Time for regiſtring unſatisfied Debentures upon the forfeited Eſtates in *Ireland*, and for renewing of other Debentures, which have been loſt, burnt, or deſtroyed. EXP.

CAP. XXV.

An Act for the paying and clearing the ſeveral Regiments commanded by Lieutenant General *Stewart*, Colonel *Hill*, and Brigadier *Holt*, and for ſupplying the Defect of the Muſter-rolls of thoſe and ſeveral other Regiments. EXP.

CAP. XXVI.

An Act for making effectual a Grant of their late Majeſties King WILLIAM and Queen MARY, of the Town and Lands of *Seatown* to the Archbiſhoprick of *Dublin*, and for reſtoring the ſame to the ſaid See.

'WHEREAS by the Acts of Settlement and Explanation heretofore made and paſſed in the Kingdom of *Ireland*, it was enacted, That ſo much of the then forfeited Lands as were anciently the Right and Inheritance of the See of *Dublin*, but granted in Fee-farm by the former Archbiſhops of that See, in the Time of Popery, under a Reſervation of Chief Rent, from the then forfeiting Perſons, or thoſe under whom they claimed, ſhould be ſet out in Augmentation to the ſaid See, as ſhould complete the Revenue thereof to the Sum of two thouſand Pounds *per Annum*; and purſuant thereunto the late Commiſſioners for putting in Execution the ſaid Acts, did ſet out to the then Archbiſhop of *Dublin*, and his Succeſſors, ſeveral Lands, and as Part thereof, the Lands of *Seatown*, *Newton*, *Blackhall*, *Gamble*, *Smithſland*, and ſeveral other Lands and Tenements in and about the Town of *Swords*, containing together four hundred thirty-ſeven Acres, lying in the Barony of *Nethercroſs*, in the County of *Dublin* (being formerly the Propriety of *Chriſtopher Ruſſell*, a forfeiting Perſon:) And whereas the ſaid Archbiſhop and his Succeſſors, remained in full and quiet Poſſeſſion of the ſaid Town and Lands, till the Year one thouſand ſix hundred eighty and eight, when *Bartholomew Ruſſell*, Son of the ſaid *Chriſtopher Ruſſel*, ſet up a pretended Title to the ſaid Town and Lands, and the late Earl of *Tirconnell*, being chief Governor of the Kingdom of *Ireland*, and the Judges being *Iriſh* Papiſts, Judgment was given againſt the then Archbiſhop of *Dublin*, in Favour of the ſaid *Bartholomew Ruſſell*, and he obtained Poſſeſſion of the ſaid Town and Lands, and continued in the Poſſeſſion thereof, until the Reduction of the ſaid Kingdom of *Ireland*, by his late Majeſty King WILLIAM the Third, of glorious Memory: And whereas the ſaid *Bartholomew Ruſſel*, being actually engaged in the ſaid Rebellion, he was indicted and attainted by Outlawry of Treaſon, and died ſo attainted: And whereas their late Majeſties by their Letters Patent, bearing Date on or about the ſixth Day of *September* in the ſixth Year of their ſaid late Majeſties Reign, did give, grant, and confirm unto *Narciſſus*, then Lord Archbiſhop of *Dublin*, and his Succeſſors the Archbiſhops of *Dublin* for ever, all that and thoſe the aforeſaid Town and Lands, and alſo all the Eſtate, Right, Title, and Intereſt, which their ſaid late Majeſties then had, or might, or ought to have had of, in, and to the Premiſſes, or any Part or Parcel thereof, by Force of the aforeſaid ſeveral Acts of ſettlement or Explanation, or either of them, or otherwiſe howſoever; to hold unto the ſaid *Narciſſus* Archbiſhop of *Dublin*, and his Succeſſors, Archbiſhops of *Dublin*, for ever, to the Uſe of the ſaid Archbiſhop and his Succeſſors for ever, paying therefore thereout yearly, unto their ſaid late Majeſties and their Succeſſors, the ſeveral yearly Rents therein particularly mentioned, amounting in the whole to the Sum of nine Pounds eighteen Shillings and eleven Pence Halfpenny, to be paid into the Exchequer of the Kingdom of *Ireland*, at the Feaſt of Saint *Michael* the Archangel, and the Annunciation of the bleſſed Virgin *Mary*, half-yearly: And whereas by reaſon the late Archbiſhop of *Dublin* did not proſecute a Claim made of the ſaid Premiſes in the Right of his Church, before the Perſons nominated and appointed Truſtees for the putting in Execution the Powers and Authorities relating to the forfeited and other Eſtates and Intereſts in *Ireland*, in and by an Act made in the eleventh Year of the Reign of

Forfeited Lands anciently the Inheritance of the See of Dublin.

Seatown, Newtown, Blackhall, Gamble, Smithſland.

Chriſtopher Ruſſel a forfeiting Perſon, Bartholomew Ruſſel his Son,

attainted of Treaſon.

Seatown, &c. granted to the Archbiſhop of Dublin, and his Succeſſors for ever.

Archbiſhop not proſecuting a Claim of the Premiſſes before the Truſtees in Right of his Church.

11 & 12 W. 3. c. 2.

'of his late Majesty King WILLIAM the Third, intituled, *An Act for granting an Aid to his Majesty by Sale of the forfeited and other Estates and Interests in* Ireland, *and by a Land-tax, for the several Purposes therein mentioned*, the said Archbishop of *Dublin* was put out of Possession of all and singular the said Premisses, and the same were exposed and put to Sale by the said Trustees, as the Estate of the said *Bartholomew Russel*: And whereas by Indenture bearing Date on or about the twenty-third Day of *June* in the Year of our Lord one thousand seven hundred and three, made, or mentioned to be made, between Sir *Ceryll Wych* Knight, *Francis Annesly* Esq; *John Baggs* Esq; *John Trenchard* Esq; *John Isham* Esq; *Henry Langford* Esq; *James Hooper* Esq; *John Cary* Gentleman, Sir *Henry Shere* Knight, *Thomas Harrison* Esq; *William Fellows* Esq; and *Thomas Rawlins* Esq; surviving Trustees, nominated and appointed for putting in Execution the Powers and Authorities relating to the forfeited and other Estates and Interests in *Ireland*, enacted in and by the aforesaid Act, intituled, *An Act for granting an Aid to his Majesty by Sale of the forfeited and other Estates and Interests in* Ireland, *and by a Land Tax, for the several Purposes therein mentioned*, of the one Part, and the most Reverend Father in God, Doctor *William King*, Lord Archbishop of *Dublin*, of the other Part, the said Sir *Ceryll Wych*, *Francis Annesly*, *John Baggs*, *John Trenchard*, *John Isham*, *Henry Langford*, *James Hooper*, *John Cary*, Sir *Henry Shere*, *Thomas Harrison*, *William Fellows*, and *Thomas Rawlins*, pursuant to the said Act of Parliament, and to another Act of Parliament then lately made, intituled, *An Act for advancing the Sale of the forfeited Estates in* Ireland, *and for vesting such as remained unsold by the then Trustees, in her Majesty, her Heirs and Successors, for such Uses as the same were before vested in the said Trustees, and for the more effectual selling and setting the said Estates in Protestants, and for explaining several Acts relating to the Lord* Bophin *and Sir* Redmund Everard, and in Execution of the Powers and Authorities to them thereby given, and in Consideration of the Sum of three thousand one hundred and five Pounds Sterling, paid and secured to be paid by the said Doctor *William King*, Lord Archbishop of *Dublin*, in such Manner as therein is mentioned, for the absolute Purchase of the Lands therein and herein after mentioned, they the said Trustees did bargain and sell unto the said Doctor *William King*, Archbishop of *Dublin*, all that and those the Town and Lands of *Seatown*, containing by Estimation two hundred thirty-four Acres, and thirty-two Perches profitable Land, Plantation Measure, more or less; *Newtown* containing one hundred and seventeen Acres, and like Land and Measure, more or less; *Blackhall* and *Gamble*, containing one hundred and seventy Acres, and like Land and Measure, more or less; and all those Lands known by the Name of *Smith*'s Land, with the several Gardens, Plots, and Cabins in the Town of *Swords*; and all that Parcel of Land in *Broad Meadow*, containing two Acres, three Roods, and sixteen Perches profitable Land, Plantation Measure, be the same more or less; lately belonging to the same *Bartholmew Russel*, attainted as aforesaid; with all Messuages, Edifices, Ways, Waters, Watercourses, Woods, Underwoods, Commons, and all other Rights, Members, Appendances, and Appurtenances thereunto belonging, or in any wise appertaining, and the Reversions and Remainders thereof, to hold to the said Doctor *William King*, Lord Archbishop of *Dublin*, his Heirs and Assigns, subject to a yearly Quit Rent of nine Pounds eighteen Shillings eleven Pence Half-penny reserved to her Majesty, her Heir and Successors, as by the said recited Letters Patents, Deed and other Proceedings, Relation being thereunto had, may more at large appear: And whereas by virtue of the said last recited Indenture, the Inheritance of the said Town and Lands herein last-mentioned, was vested in the said Lord Archbishop of *Dublin*, and his Heirs, in his natural Capacity, the Benefit of which Grant and Conveyance (although the same is of very great Advantage) he the said *William* Lord Archbishop of *Dublin* is willing to quit, so that the said Lands may be restored to the Church: To the Intent therefore that the pious Intentions of their late Majesties King WILLIAM and Queen MARY, in granting the said Town, Lands, and Premisses to the See of *Dublin* may take Effect,' May it please your most Excellent Majesty, That it may be enacted, *&c.*

The same sold by the Trustees to Dr. William King, Lord Archbishop of Dublin, and his Heirs.

11 & 12 W. 3. c. 2.

1 Annæ, stat. 2. c. 21.

For 3105 l. Sterling.

PR. "Town and Lands, *&c.* sold by Trustees, *&c.* vested in the said Archbishop, and his Successors for ever, and annexed to the Revenues of the See. Subject to the yearly Rent to the Queen. Archbishop to be reimbursed his Purchase-money, by Army Debentures. Leases of Lands, *&c.* vested in Archbishop shall be made at the improved Rent, and to Protestants only. Leases made at less than full yearly Rent, Successor may avoid the same.

CAP. XXVII.

PR. An Act for the impropriate Tithes of the Parish of Saint *Bridget* alias *Brides*, *London*.

Anno Regni ANNÆ Reginæ quinto.

'AT the Parliament summoned to be held at *Westminster* the fourteenth Day of *June*, *Anno Dom.* 1705, in the fourth Year of the Reign of our Sovereign Lady *ANNE*, by the Grace of God, of *England*, *Scotland*, *France*, and *Ireland*, Queen, Defender of the Faith, *&c.* And from thence continued by several Prorogations, to the five and twentieth Day of *October* 1705; and then begun and holden, being the first Session of this present Parliament. And from thence continued by several Prorogations to the third Day of *December* 1706, * being the second Session of this present Parliament.

* In the Roll it is added, 'and further continued by Adjournments till the eighth Day of April in the sixth Year of her Majesty's Reign.'

CAP. I.

CAP. I.

An Act for granting an Aid to her Majesty by a Land Tax to be raised in the Year one thousand seven hundred and seven. 4 *s.* in the Pound. EXP. *See* 5 *Ann. c.* 27. *s.* 18.

CAP. II.

An Act for continuing the Duties upon Malt, Mum, Cyder, and Perry, for the Service of the Year one thousand seven hundred and seven. EXP. *See* 5 *Ann. c.* 27. *s.* 18.

CAP. III.

An Act for the settling of the Honours and Dignities of *John* Duke of *Marlborough* upon his Posterity, and annexing the Honor and Manor of *Woodstock*, and House of *Blenheim*, to go along with the said Honours.

3 & 4 *Ann. c.* 6.

'WHEREAS the Lords Spiritual and Temporal in Parliament assembled, having with much Satisfaction considered the many great Actions which *John* Duke of *Marlborough* has performed in her Majesty's Service, to the Honour of his Country, and for the Good of the common Cause of *Europe* (such Actions as the wisest and greatest People have rewarded with Statues and Triumphs) and being extremely desirous to express the just Sense they have of his Merit in a peculiar and distinguishing Manner, and in order to perpetuate the Memory thereof, that his Titles and Honours, with his Right of Precedence, might be settled and continued in his Posterity by Act of Parliament, as the Method most effectual for that End, and best suiting so great an Occasion: Yet having always a just Regard for the Prerogatives of the Crown (her Majesty being the sole Fountain of Honour) thought it their Duty, in the first Place, by their humble Address, to have Recourse to her Majesty for her royal Allowance, before any Order given for bringing in a Bill of such a Nature; and by their said Address did humbly desire, her Majesty would be graciously pleased to let them know, in what Manner it would be most acceptable to her Majesty, the said Titles and Honours should be limited: In answer whereto, her Majesty hath been pleased most graciously to declare, That nothing could be more acceptable to her than the said Address, and that she was entirely satisfied with the Services of the Duke of *Marlborough*, and therefore could not but be pleased they had so just a Sense of them; and did thereby declare her royal Intention to be, That after the Determination of the Estate which the Duke of *Marlborough* now has in his Titles and Honours, the same should be limited in such Manner as is herein after declared and enacted; and her Majesty was pleased in her most gracious Answer to the said Address, further to declare, That she thought it would be proper that the Honour and Manor of *Woodstock*, and the House of *Blenheim*, should always go along with the Titles, and did therefore recommend that Matter to their Consideration: And the Duke of *Marlborough* thereupon declaring, that he had made it his humble Request to her Majesty, and did now desire, That the Manor and Park of *Woodstock*, and the House of *Blenheim*, after the Decease of the Duchess of *Marlborough*, should go along, and be enjoyed with the Titles: And whereas the said *John* Duke of *Marlborough*, was by several Letters Patents, created Baron *Churchill* of *Sandridge*, and Earl of *Marlborough*, to him and the Heirs Males of his Body: And by Letters Patents, bearing Date the fourteenth Day of *December* in the first Year of her now Majesty's Reign, was created Marquess of *Blandford*, and Duke of *Marlborough*, to him and the Heirs Males of his Body:' Therefore for perpetuating the Memory of the several great Actions performed by the said Duke, and for settling and continuing the Titles and Honours aforesaid, and the Right of Precedence, in his Posterity; may it please your most Excellent Majesty, that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That in Default of Heirs Males of the Body of the said Duke of *Marlborough* issuing, the States, Degree, Stiles, Titles, Dignities and Honours aforesaid, shall continue, remain, be vested in, and shall be held and enjoyed by the Lady *Harriott*, eldest Daughter of the said Duke of *Marlborough*, and Wife of *Francis Godolphin* Esquire, Son and Heir Apparent of *Sidney* Lord *Godolphin*, Lord High Treasurer of *England*, and the Heirs Males of her Body begotten: And for Default of such Issue, shall continue, remain, be vested in, and held and enjoyed by *Anne* Countess of *Sunderland*, second Daughter of the said Duke of *Marlborough*, and Wife of *Charles* Earl of *Sunderland*, and the Heirs Males of her Body begotten: And for Default of such Issue, shall continue, remain, be vested in, and held and enjoyed by *Elizabeth* Countess of *Bridgwater*, third Daughter of the said Duke of *Marlborough*, and Wife of *Scroope* Earl of *Bridgwater*, and the Heirs Males of her Body begotten: And for Default of such Issue, shall continue, remain, be vested in, and held and enjoyed by the Lady *Mary*, youngest Daughter of the said Duke of *Marlborough*, and Wife of *John Montagu* Esquire, called Marquess of *Monthermer*, Son and Heir Apparent of *Ralph* Duke of *Montagu*, and the Heirs Males of her Body begotten: And for Default of such Issue, then to continue, remain, be vested in, and held and enjoyed by all and every other the Daughter and Daughters of the said Duke of *Marlborough*, to be begotten, severally and successively one after the other, as they shall be in Priority of Birth, and the Heirs Males of their respective Bodies issuing; the elder of such Daughters, and the Heirs Males of her Body, to be preferred and take before the younger of such Daughters, and the Heirs Males of her Body: And for Default of such Issue, then to continue, remain, be vested in, and held and enjoyed by the first Daughter of the Body of the said Lady *Harriot Godolphin* begotten, and the Heirs Males of the Body of such first

Honour and Manor of Woodstock and House of Blenheim Baron Churchill of Sandridge, and Earl of Marlborough, Marquess of Blandford, and Duke of Marlborough.

Duke of Marlborough's Titles, &c. to be enjoyed by the Lady Harriot Godolphin, and her Heirs Male, &c.

Remainders to Anne Countess of Sunderland, Elizabeth Countess of Bridgwater, Lady Mary Monthermer.

Daughter begotten: And for Default of ſuch Iſſue, then to continue, remain, be veſted in, and held and enjoyed by all and every other the Daughter and Daughters of the Body of the ſaid Lady *Harriott Godolphin*, ſeverally and ſucceſſively one after the other, as they ſhall be in Priority of Birth, and the Heirs Males of their reſpective Bodies iſſuing; the elder of ſuch Daughters, and the Heirs Males of her Body, to be preferred and take before the younger of ſuch Daughters, and the Heirs Males of her Body: And for Default of ſuch Iſſue, then to continue, remain, be veſted in, and held and enjoyed by the firſt Daughter of the Body of the ſaid *Anne* Counteſs of *Sunderland* begotten, and the Heirs Males of the Body of ſuch firſt Daughter begotten: And for want of ſuch Iſſue, then to continue, remain, be veſted in, and held and enjoyed by all and every other the Daughter and Daughters of the Body of the ſaid *Anne* Counteſs of *Sunderland* begotten, ſeverally and ſucceſſively one after the other, as they ſhall be in Priority of Birth, and the Heirs Males of their reſpective Bodies iſſuing; the elder of ſuch Daughters, and the Heirs Males of her Body to be preferred and take before the younger of ſuch Daughters, and the Heirs Males of her Body: And for Default of ſuch Iſſue, then to continue, remain, be veſted in, and held and enjoyed by the firſt Daughter of the Body of the ſaid *Elizabeth*, Counteſs of *Bridgwater* begotten, and the Heirs Males of the Body of ſuch firſt Daughter begotten: And for want of ſuch Iſſue, then to continue, remain, be veſted in, and held and enjoyed by all and every other the Daughter and Daughters of the Body of the ſaid *Elizabeth* Counteſs of *Bridgwater* begotten, ſeverally and ſucceſſively one after the other, as they ſhall be in Priority of Birth, and the Heirs Males of their reſpective Bodies iſſuing; the elder of ſuch Daughters and the Heirs Males of her Body to be preferred and take before the younger of ſuch Daughters, and the Heirs Males of her Body: And for Default of ſuch Iſſue, then to continue, remain, be veſted in, and held and enjoyed by the firſt Daughter of the Body of the ſaid Lady *Mary Montagu* begotten, and the Heirs Males of the Body of ſuch firſt Daughter begotten: And for want of ſuch Iſſue, then to continue, remain, be veſted in, and held and enjoyed by all and every other the Daughter and Daughters of the Body of the ſaid Lady *Mary Montagu* begotten, ſeverally and ſucceſſively, one after the other, as they ſhall be in Priority of Birth; the elder of ſuch Daughters, and the Heirs Males of her Body to be preferred and take before the younger of ſuch Daughters, and the Heirs Males of her Body; And for Default of ſuch Iſſue, then to continue, remain, be veſted in, and held and enjoyed by all and every Daughter and Daughters of every other Daughter of the ſaid Duke of *Marlborough* to be begotten, ſeverally and ſucceſſively, as they ſhall be in Priority of Birth, and the Heirs Males of their reſpective Bodies iſſuing; the elder Daughter of every ſuch Daughter, and the Heirs Males of her Body to be preferred and take before the younger of ſuch Daughters, and the Heirs Males of her Body; the Daughter and Daughters of the elder of ſuch hereafter to be born Daughters, and the Heirs Males of her and their reſpective Bodies iſſuing, to be preferred and take in Manner aforeſaid, before the Daughter and Daughters of the younger of ſuch after-born Daughters: And for Default of ſuch Iſſue, to all and every other the Iſſue Male and Female lineally deſcending off or from the ſaid Duke of *Marlborough*, in ſuch Manner, and for ſuch Eſtate, as the ſame are before limited to the before-mentioned Iſſue of the ſaid Duke; it being intended, and hereby enacted, That the ſaid Honours ſhall continue, remain, and be veſted in all the Iſſue of the ſaid Duke, ſo long as any ſuch Iſſue Male or Female ſhall continue, and be held and enjoyed by them ſeverally and ſucceſſively, in Manner and Form aforeſaid; the elder and the Deſcendants of every elder Iſſue to be preferred before the younger of ſuch Iſſue.

Dukes Daughters to whom the ſaid Honours ſhall come, to have the ſame Place and Precedence, &c.

II. And be it further enacted by the Authority aforeſaid, That all and every the Daughters of the ſaid Duke of *Marlborough*, and the Heirs Males of their reſpective Bodies, and all and every the Daughters of each and every Daughter of the ſaid Duke of *Marlborough*, and the Heirs Males of their reſpective Bodies, and all other Perſons, to whom the ſaid Honours, Titles and Dignities ſhall come, and when, and as the ſame ſhall come unto them reſpectively, according to the Limitations in this Act, ſhall in all Aſſemblies and Places, have and enjoy the ſame Place and Precedence as the ſaid Duke of *Marlborough*, or any the Heirs Males of his Body hath or ought to have or enjoy, by virtue of the ſaid Letters Patents bearing Date the ſaid fourteenth Day of *December* in the firſt Year of her Majeſty's Reign.

Entail of the Honor of Woodſtock, Blenheim Houſe, and the Hundred of Wootton.

'III. And to the Intent that the Honor, Manor, and Park of *Woodſtock* in the County of *Oxford*, and 'the Houſe now erecting there, called *Blenheim*, and the Hundred of *Wootton* in the ſaid County, and 'all other the Manors, Meſſuages, Lands, Tenements and Hereditaments, which in and by certain 'Letters Patents under the Great Seal of *England*, bearing Date the fifth Day of *May* in the fourth 'Year of her Majeſty's Reign, were by her Majeſty, purſuant to an Act of Parliament paſſed in the 'then laſt Seſſion of Parliament, granted to the ſaid Duke of *Marlborough* and his Heirs, and the Advow-'ſons thereby granted, may always go along and be enjoyed with the Titles, Honours and Dignities 'aforeſaid, as hereafter is mentioned;' Be it further enacted by the Authority aforeſaid, That the ſaid Duke of *Marlborough* ſhall ſtand and be ſeiſed of all the ſaid Honor, Manor, and Park of *Woodſtock*, Manors, Houſe and Premiſſes, granted by the ſaid laſt mentioned Letters Patents, for and during the Term of his natural Life, without Impeachment of Waſte; and from and after his Deceaſe the ſame ſhall be and remain unto, and be held and enjoyed by *Sarah* Ducheſs of *Marlborough*, Wife of the ſaid Duke, for and during the Term of her natural Life; and from and after her Deceaſe the ſame ſhall be and remain unto, and be held and enjoyed by the Heirs Males of the Body of the ſaid Duke of *Marlborough* begotten: and for Default of ſuch Iſſue, then the ſame ſhall be and remain unto, and be held and enjoyed by all and every the Daughters of the ſaid Duke of *Marlborough*, and the Heirs Males of their reſpective Bodies iſſuing, and all others ſeverally and ſucceſſively, in ſuch Manner as the ſaid Titles, Honours and Dignities aforeſaid are herein before expreſſed and limited to go, and be enjoyed,

'IV, And

IV. And be it further enacted by the Authority aforeſaid, That the ſaid Duke of *Marlborough*, and after his Deceaſe, the ſaid Ducheſs of *Marlborough*, ſhall have full Power and Authority, by Deed indented, to make any Leaſe or Leaſes in Poſſeſſion, of all or any of the ſaid Manors, Hundred, Meſſuages, Lands, Tenements and Hereditaments aforeſaid (other than and except the Houſe called *Bleinheim*, and the Park of *Woodſtock*) for any Number of Years, not exceeding one and twenty Years, or for any Number of Years determinable upon one, two, or three Lives, reſerving the beſt and moſt improved Rent that can then be had for the ſame, without taking any Fine. Duke may grant Leaſes of any the Manors, &c. except of the Houſe and Park, for 21 Years.

V. Provided always, and be it further enacted by the Authority aforeſaid, That neither the ſaid Duke of *Marlborough*, or the Heirs Males of his Body, nor any of his Daughters, or the Heirs Males of their Bodies, or any other Perſon to whom the Premiſſes ſhall come or deſcend by virtue of the Limitations aforeſaid, ſhall have any Power by Fine or Recovery, or any other Act, Aſſurance or Conveyance in the Law, to hinder, bar, or diſinherit any the Perſon or Perſons to or upon whom the ſaid Manors, Houſe, Lands, Tenements, Hereditaments or Premiſſes, are hereby veſted or limited, from holding or enjoying the ſame, according to the Limitations before in this Act mentioned, other than and except ſuch Leaſes as the ſaid Duke and Ducheſs may make, by virtue of the Powers herein before-mentioned, and ſuch other Leaſes as Tenants in Tail may and are enabled to make, by virtue of the Statute made in the two and thirtieth Year of the Reign of King HENRY the Eighth, and Grants of Lands or Tenements held by Copy of Court Roll, according to the Cuſtoms of the reſpective Manors aforeſaid; but all ſuch Fines, Recoveries, Act, Aſſurances and Conveyances, other than ſuch Leaſes, and Grants by Copy, as aforeſaid, ſhall be, and are hereby declared and enacted to be void. Neither the Duke nor his Heirs, &c. ſhall bar any Perſon on whom the Premiſſes are limited from enjoying the ſame, &c. 32 H. 8. c. 28.

VI. And be it further enacted by the Authority aforeſaid, That this Act ſhall be adjudged, deemed, and taken, in all Caſes, and in all Courts and Places, a publick Act. Act to be a publick Act.

See the next Chapter for ſettling an Annuity on the Duke, and 1 Geo. 1. ſt. 2. c. 12. for paying the Arrears due for building Blenheim Houſe.

CAP. IV.

An Act for ſettling upon *John* Duke of *Marlborough* and his Poſterity, a Penſion of five thouſand Pounds *per Annum*, for the more honourable Support of their Dignities, in like Manner as his Honors and Dignities, and the Honor and Manor of *Woodſtock*, and Houſe of *Bleinheim*, are already limited and ſettled.

'MOST gracious Sovereign, Whereas the moſt noble *John* Duke of *Marlborough*, was by ſeveral Letters Patents, created Baron *Churchill* of *Sandridge*, and Earl of *Marlborough*, to him and the Heirs Males of his Body: And by other Letters Patents, bearing Date the fourteenth Day of *December* in the firſt Year of your Majeſty's Reign, in Conſideration of his great and eminent Services to your Majeſty and your Allies, as well by his prudent Negotiations as your Majeſty's Plenipotentiary at the *Hague*, where to the mutual Advantage of your Majeſty and the States General of the United Provinces, he ſettled an intire Confidence between your Majeſty and the States General, as by his Valour and good Conduct in the Command of the Confederate Armies abroad, was created Marquiſs of *Blandford*, and Duke of *Marlborough*, to him and the Heirs Males of his Body: And whereas by other Letters Patents under the Great Seal of *England*, bearing Date the two and twentieth Day of *December* in the firſt Year of your Majeſty's Reign, your Majeſty was graciouſly pleaſed, as a further Mark of your royal Favour and Satisfaction with his Services aforeſaid, and for the better Support of his ſaid Dignity, to give and grant unto the ſaid *John* Duke of *Marlborough*, one Annuity or yearly Penſion of five thouſand Pounds of lawful *Engliſh* Money, to be iſſuing and payable out of the Rents, Iſſues, Profits, Incomes, Revenues, Sum and Sums of Money whatſoever, due and payable, or which ſhould from time to time ariſe, grow due, or be payable out of, by, or in reſpect of your Majeſty's General Letter Office, Poſt Office, or Office of Poſt Maſter General, or for or by reaſon of the Poſtage or Carriage of Letters, Packets, or other things within your Majeſty's Kingdom of *England*, or elſewhere, to have, receive and enjoy the ſaid Annuity or yearly Penſion of five thouſand Pounds, unto the ſaid *John* Duke of *Marlborough*, and the Heirs Males of his Body, for and during your Majeſty's natural Life, the ſame to be computed from the Feaſt of St. *Michael* the Archangel then laſt paſt, and to be paid quarterly at the four moſt uſual Feaſts or Terms in the Year (that is to ſay) the Feaſt of the Birth of our Lord Chriſt, the Annunciation of the bleſſed Virgin *Mary*, the Nativity of Saint *John* the Baptiſt, and Saint *Michael* the Archangel, by even and equal Portions: And whereas an Act paſſed in the third Year of your Majeſty's Reign, intituled, *An Act for the better enabling her Majeſty to grant the Honor and Manor of* Woodſtock, *with the Hundred of* Wootton, *to the Duke of* Marlborough *and his Heirs, in Conſideration of the eminent Services by him performed to her Majeſty and the Publick*, wherein 'tis mentioned and recited, That the eminent and unparallel'd Services of the ſaid Duke to your Majeſty and the Crown of *England*, were well known, not only to your Majeſty, and all your Subjects, but to all *Europe*; and that the Alliances which your Majeſty's royal Brother King WILLIAM the Third, of glorious Memory, had, in a little Time before his Death, contracted, by the Miniſtry of the ſaid Duke, as his Majeſty's Ambaſſador extraordinary and Plenipotentiary to the States General of the United Provinces, for preſerving the Liberties of *Europe* againſt the Ambition of *France*, were immediately after your Majeſty's happy Acceſſion to the Throne, by the ſaid Duke, then employed by your Majeſty in the ſame Character, confirmed and improved, and that others were contracted, whereby the Confederacy, which had been diſſolved at the End of the laſt War, was re-united in a ſtricter and firmer League; and that 3 & 4 *Ann. c.* 6. 5 *Ann. c.* 3. 5000 l. per Annum granted to the Duke of Marlborough, out of the Poſt Office, during the Queen's Life. 3 & 4 Annæ, c. 6. Preamble of the Act. The Duke of Marlborough's Services.

'in the first Year of your Majesty's Reign, the said Duke of *Marlborough* had so well executed his Commission of Captain General and Commander in Chief of your Majesty's Forces, that he not only secured and extended the Frontier of *Holland*, by taking the Towns and Fortresses of *Venlo*, *Ruremond*, *Stevenswart* and *Liege*, but soon obliged the Enemy, (who had been at the Gates of *Nemeghen*) to seek Shelter behind their Lines; and in the next Campaign, by taking *Bon*, *Huy*, and *Limburg*, added all the Country between the *Rhine* and the *Maes* to the Conquests of the preceding Year; and that in the memorable Year one thousand seven hundred and four, when your Majesty was generously pleased to take the Resolution of rescuing the Empire from that immediate Ruin, to which, by the Defection of the Elector of *Bavaria*, it was exposed, the Measures, which by your Majesty's Wisdom and Goodness had been devised and concerted, were pursued by the said Duke with the utmost Diligence, Secrecy, and good Conduct, in leading the Forces of your Majesty and your Allies, by a long and difficult March, to the Banks of the *Danube*; where the said Duke immediately upon his Arrival did attack and force the *Bavarians*, (assisted by the *French*) in their strong Intrenchments at *Schellenbergh*, passed the *Danube*, distressed the Country of *Bavaria*, and a second Time fought the Enemy, who had been reinforced by a Royal Army of the *French* King's best Troops, commanded by a Marshal of *France*, and on the second Day of *August* one thousand seven hundred and four, after a bloody Battle at *Bleinheim*, (although the Enemy had the Advantage of Number and Situation) gain'd the most absolute and glorious Victory as had been recorded in the History of any Age, by which *Bavaria* being intirely reduced, and *Ratisbon*, *Augsbourgh*, *Ulm*, *Memminghen*, and other Imperial Towns recovered, the Liberty of the Diet and the Peace of the Empire were restored, and *Landau*, *Treeves*, and *Traarbach* being taken, the War was carried into the Dominions of *France*; all which happy Atchievements of the said Duke apparently tended, not only to the Honour and Safety of your Majesty and your Subjects, and of their Posterity, but also towards the future Tranquillity of *Europe*; and that your Majesty's most dutiful and loyal Subjects, the Commons of *England* in Parliament assembled, thought themselves thereupon obliged in an humble Address to your Majesty, to express their Sense of the said glorious Victories, and humbly to desire your Majesty, That you would be graciously pleased to consider of some proper Means to perpetuate the Memory of such signal Services; and that your Majesty was thereupon pleased to signify your Intention to grant the Interest of the Crown in the Honour and Manor of *Woodstock* and Hundred of *Wootton* to the said Duke and his Heirs; whereupon at the humble Petition of your Majesty's most dutiful and loyal Commons, it was enacted, That it should and might be lawful to and for your Majesty by any Letters Patents, under the Great Seal of *England*, to give and grant unto the said *John* Duke of *Marlborough*, and his Heirs and Assigns for ever, all that the said Honour and Manor of *Woodstock*, and the Hundred of *Wootton*, and the Park of *Woodstock* in the County of *Oxon*, and divers other Manors, Messuages, Lands, Tenements, and Hereditaments, in the said recited Act particularly mentioned or described; to be held of your Majesty, your Heirs and Successors, as of your Castle of *Windsor*, in free and common Soccage, by Fealty, rendring to your Majesty, your Heirs and Successors, on the second Day of *August* yearly for ever, at your said Castle of *Windsor*, one Standard or Colours with three Flower de Luces painted thereupon, for all Manner of Rents, Services, Exactions, and Demands whatsoever: In pursuance of which said Act of Parliament, your Majesty by your Letters Patents, bearing Date the fifth Day of *May* in the fourth Year of your Majesty's Reign, was graciously pleased to grant all that the said Honour and Manor of *Woodstock* and Hundred of *Wootton*, and divers other Manors, Messuages, Lands, Tenements, and Hereditaments, in the said Letters Patents particularly mentioned, or described, to the said Duke of *Marlborough*, his Heirs and Assigns for ever: And whereas in the Beginning of the Year one thousand seven hundred and five, the said Duke of *Marlborough* led your Majesty's Forces, and those of the Allies, to the *Mosselle*, where, by the Progress made in the preceding Year, a fair Prospect was afforded of removing the War from the Countries of your Allies, into the Enemy's own Territories, but that great Design, through unforeseen Accidents, was rendred impracticable; and the Enemy taking Advantage of the Remoteness of our said General, and the Troops under his Command, press'd the Armies of the States General, which were left for the Defence of their Frontiers, with a superior Force; On this extraordinary Occasion, the Duke shew'd all the Parts of a great Captain, and at the same Time the Zeal he had for your Majesty's Service, and true Regard to your Allies; by a speedy March he returned to the *Maes*, where a new Face of Affairs immediately appeared, and your Majesty's good Allies the States General were delivered from the Uneasiness they were under, *Leige* was relieved, *Huy* retaken, and the Enemies obliged to retire behind their Lines, which they thought impregnable: But the said Duke, with a surprizing Conduct and Bravery, on the seventh Day of *July* one thousand seven hundred and five, with an inconsiderable Loss, forced the same, defeated great Part of the Enemy's Forces, and obliged their whole Army to a precipitate Retreat; and although all the Advantages were not obtained which the Duke had proposed to himself from that Success, yet it confirmed the Minds of your Majesty's Allies, and produced that happy Consequence of the Duke's being intrusted with such a Power, as gave him an Opportunity of performing those great Actions, which were executed in the last glorious Campaign; in which the Enemy confiding in the Superiority of their Army, composed of their choicest Troops, gave the Duke of *Marlbororough* an Opportunity of attacking them, which he did at *Ramellies*, on the twelfth Day of *May* one thousand seven hundred and six, with such Resolution and Conduct, that in two Hours Time he obtained a most compleat and glorious Victory, and prosecuted his Advantage without any Intermission during the whole Campaign: The Battle of *Ramellies* was followed by the immediate Surrender of *Louvain*, *Brussels*, *Malines*, *Lier*, *Gant*, *Oudenard*, *Antwerp*, *Dam*, *Bruges*, and *Courtray*, and the taking of *Ostend*, *Menin*, *Dendermond*, and

Battle of Schellenbergh.

Battle of Bleinheim.

Honour of Woodstock, &c.

Tenure.

Lines forced.

Battle of Ramellies.

'and *Aeth*; moſt of which Places had heretofore employed the greateſt Generals whole Campaigns in 'their Sieges: And thus almoſt the entire *Spaniſh Netherlands*, which had been contended for ſo many 5 Annæ, c. 3.
'Ages, were conquered in one Summer: And whereas by an Act paſſed in this preſent Seſſion of Parlia-
'ment, intituled, *An Act for the ſettling of the Honours and Dignities of* John *Duke of* Marlborough *upon
'his Poſterity, and annexing the Honour and Manor of* Woodſtock, *and Houſe of* Bleinheim, *to go along with
'the ſaid Honours*, it was for perpetuating the Memory of the ſeveral great Actions performed by the ſaid
'Duke, and for ſettling and continuing the above mentioned ſeveral Titles and Honours, and the Right
'of Precedence, in his Poſterity, amongſt divers other Things therein contained, enacted, That in De- Entail of the
'fault of Heirs Males of the Body of the ſaid Duke of *Marlborough* iſſuing, the States, Degree, Stiles, Duke of Marl-
'Titles, Dignities, and Honours aforeſaid, ſhould continue, remain, be veſted in, and ſhould be held borough's Ho-
'and enjoyed by the Lady *Harriott*, eldeſt Daughter of the ſaid Duke of *Marlborough*, and Wife of *Francis* nours.
'*Godolphin* Eſquire, Son and Heir Apparent of *Sidney* Lord *Godolphin*, Lord High Treaſurer of *England*,
'and the Heirs Males of her Body begotten; and for Default of ſuch Iſſue, ſhould continue, remain, be
'veſted in, and held and enjoyed by *Anne* Counteſs of *Sunderland*, ſecond Daughter of the ſaid Duke of
'*Marlborough*, and Wife of *Charles* Earl of *Sunderland*, and the Heirs Males of her Body begotten; and
'for Default of ſuch Iſſue, ſhould continue, remain, be veſted in, and held and enjoyed by *Elizabeth*
'Counteſs of *Bridgwater*, third Daughter of the ſaid Duke of *Marlborough*, and Wife of *Scroope* Earl of
'*Bridgwater*, and the Heirs Males of her Body begotten; and for Default of ſuch Iſſue, ſhould continue,
'remain, be veſted in, and held and enjoyed by the Lady *Mary*, youngeſt Daughter of the ſaid Duke of
'*Marlborough*, and Wife of *John Montagu*, Eſq; called Marquiſs of *Monthermer*, Son and Heir Apparent
'of *Ralph* Duke of *Montagu*, and the Heirs Males of her Body begotten; and for Default of ſuch Iſſue,
'then to continue, remain, and be veſted in, and held and enjoyed by all and every other the Daughter
'and Daughters of the ſaid Duke of *Marlborough* to be begotten, ſeverally and ſucceſſively one after the
'other, as they ſhall be in Priority of Birth, and the Heirs Males of their reſpective Bodies iſſuing; the
'elder of ſuch Daughters and the Heirs Males of her Body, to be preferred, and take before the younger
'of ſuch Daughters, and the Heirs Males of her Body; and for Default of ſuch Iſſue, then to continue,
'remain, be veſted in, and held and enjoyed by the firſt Daughter of the Body of the ſaid Lady *Harriott
'Godolphin* begotten, and the Heirs Males of the Body of ſuch firſt Daughter begotten; and for Default of
'ſuch Iſſue, then to continue, remain, be veſted in, and held and enjoyed by all and every other the
'Daughter and Daughters of the Body of the ſaid Lady *Harriott Godolphin*, ſeverally and ſucceſſively one
'after the other, as they ſhall be in Priority of Birth, and the Heirs Males of their reſpective Bodies iſ-
'ſuing; the elder of ſuch Daughters and the Heirs Males of her Body, to be preferred and take before the
'younger of ſuch Daughters, and the Heirs Males of her Body; and for Default of ſuch Iſſue, then to
'continue, remain, be veſted in, and held and enjoyed by the firſt Daughter of the Body of the ſaid *Anne*
'Counteſs of *Sunderland* begotten, and the Heirs Males of the Body of ſuch firſt Daughter begotten; and
'for want of ſuch Iſſue, then to continue, remain, be veſted in, and held and enjoyed by all and every
'other the Daughter and Daughters of the Body of the ſaid *Anne* Counteſs of *Sunderland* begotten, ſeve-
'rally and ſucceſſively one after the other, as they ſhall be in Priority of Birth, and the Heirs Males of
'their reſpective Bodies iſſuing; the elder of ſuch Daughters, and the Heirs Males of her Body, to be pre-
'ferred, and take before the younger of ſuch Daughters, and the Heirs Males of her Body; and for De-
'fault of ſuch Iſſue, then to continue, remain, be veſted in, and held and enjoyed by the firſt Daughter
'of the Body of the ſaid *Elizabeth* Counteſs of *Bridgwater* begotten, and the Heirs Males of the Body of
'ſuch firſt Daughter begotten; and for want of ſuch Iſſue, then to continue, remain, be veſted in, and
'held and enjoyed by all and every other the Daughter and Daughters of the Body of the ſaid *Elizabeth*
'Counteſs of *Bridgwater* begotten, ſeverally and ſucceſſively one after the other, as they ſhall be in Pri-
'ority of Birth, and the Heirs Males of their reſpective Bodies iſſuing; the elder of ſuch Daughters, and
'the Heirs Males of her Body, to be preferred and take before the younger of ſuch Daughters, and the
'Heirs Males of her Body; and for Default of ſuch Iſſue, then to continue, remain, be veſted in, and
'held and enjoyed by the firſt Daughter of the Body of the ſaid Lady *Mary Montagu* begotten, and the
'Heirs Males of the Body of ſuch firſt Daughter begotten; and for want of ſuch Iſſue, then to continue,
'remain, be veſted in, and held and enjoyed by all and every other the Daughter and Daughters of the
'Body of the ſaid Lady *Mary Montagu* begotten, ſeverally and ſucceſſively one after the other, as they
'ſhall be in Priority of Birth; the elder of ſuch Daughters, and the Heirs Males of her Body, to prefer-
'red, and take before the younger of ſuch Daughters, and the Heirs Males of her Body; and for Default
'of ſuch Iſſue, then to continue, remain, be veſted in, and held and enjoyed by all and every Daughter
'and Daughters of every other Daughter of the ſaid Duke of *Marlborough* to be begotten, ſeverally and
'ſucceſſively, as they ſhall be in Priority of Birth, and the Heirs Males of their reſpective Bodies iſſuing;
'the elder Daughter of every ſuch Daughter, and the Heirs Males of her Body, to be preferred and take
'before the younger of ſuch Daughters, and the Heirs Males of her Body; the Daughter and Daughters
'of the elder of ſuch then after to be born Daughters, and the Heirs Males of her and their reſpective Bo-
'dies iſſuing, to be preferred and take in Manner aforeſaid, before the Daughter and Daughters of the
'younger of ſuch after born Daughters; and for Default of ſuch Iſſue, to all and every other the Iſſue
'Male and Female lineally deſcending of or from the ſaid Duke of *Marlborough*, in ſuch Manner, and
'for ſuch Eſtate, as the ſame are by the ſaid Act limited to the before mentioned Iſſue of the ſaid Duke;
'it being intended, and thereby enacted, That the ſaid Honours ſhould continue, remain, and be veſted
'in all the Iſſue of the ſaid Duke, ſo long as any ſuch Iſſue Male or Female ſhall continue, and be held
'and enjoyed by them ſeverally and ſucceſſively, in Manner and Form aforeſaid; the elder and the De-

Intail of Woodstock, Bleinheim, and Wootton.

'ſcendants of every elder Iſſue to be preferred before the younger of ſuch Iſſue: And to the Intent that 'the ſaid Honour, Manor, and Park of *Woodſtock*, and the Houſe erecting there, called *Bleinheim*, and 'the Hundred of *Wootton*, and all other the Manors, Meſſuages, Lands, Tenements, and Hereditaments, 'which in and by the ſaid Letters Patents under the Great Seal of *England*, bearing Date the ſaid fifth Day 'of *May* in the fourth Year of your Majeſty's Reign, were by your Majeſty, purſuant to the ſaid Act of 'Parliament paſſed in the third Year of your Majeſty's Reign, granted to the ſaid Duke of *Marlborough*, 'and his Heirs, and the Advowſons by the ſaid Letters Patents alſo granted, might always go along, and 'be enjoyed with the Titles, Honours, and Dignities as aforeſaid, as therein after is mentioned, it was 'thereby further enacted, That the ſaid Duke of *Marlborough* ſhould ſtand and be ſeized of all the ſaid 'Honour, Manor, and Park of *Woodſtock*, Manors, Houſe, and Premiſſes, granted by the ſaid laſt men'tioned Letters Patents, during his Life, without Impeachment of Waſte; and from and after his De'ceaſe, that the ſame ſhould be and remain unto, and be held and enjoyed by *Sarah* Dutcheſs of *Mar'borough*, Wife of the ſaid Duke, for and during the Term of her natural Life; and from and after her 'Deceaſe, the ſame ſhould be and remain unto, and be held and enjoyed by the Heirs Males of the Body 'of the ſaid Duke of *Marlborough* begotten; and for Default of ſuch Iſſue, that then the ſame ſhould be 'and remain unto, and be held and enjoyed by all and every the Daughters of the ſaid Duke of *Marlbo'rough*, and the Heirs Male of their reſpective Bodies iſſuing, and all others ſeverally and ſucceſſively, in 'ſuch Manner as the ſaid Titles, Honours and Dignities aforeſaid are therein before expreſſed and limited 'to go, and be enjoyed: And 'twas thereby provided and enacted, That neither the ſaid Duke of *Marlbo'rough*, or the Heirs Male of his Body, nor any of his Daughters, or the Heirs Males of their Bodies, or 'any other Perſon to whom the Premiſſes ſhould come or deſcend by Virtue of the Limitations aforeſaid, 'ſhould have any Power, by Fine or Recovery, or any other Act, Aſſurance, or Conveyance in the Law, 'to hinder, bar or diſinherit any the Perſon or Perſons to or upon whom the ſaid Manors, Houſe, Lands, 'Tenements, Hereditaments, or Premiſſes, were thereby veſted or limited, from holding or enjoying the 'ſame, according to the Limitations in the ſaid Act mentioned (other than and except ſuch Leaſes as the 'ſaid Duke and Dutcheſs might make, by Virtue of the Powers therein before mentioned, and ſuch other

32 H. 8. c. 28.

'Leaſes as Tenants in Tail might and were enabled to make, by Virtue of the Statute made in the two 'and thirtieth Year of the Reign of King HENRY the Eighth, and Grants of Lands or Tenements held 'by Copy of Court-roll, according to the Cuſtoms of the reſpective Manors aforeſaid) but that all ſuch 'Fines, Recoveries, Act, Aſſurances, and Conveyances, other than ſuch Leaſes and Grants by Copy, as

Addreſs of the Houſe of Commons.

'aforeſaid, ſhould be, and were thereby declared and enacted to be void. And whereas we your Majeſty's 'moſt dutiful and loyal Commons, taking into our Conſideration the many eminent Services of the ſaid 'Duke of *Marlborough*, whereby the Glory of your Majeſty's Government, the Honour and Safety of 'your Kingdoms, and the Intereſt of the common Cauſe have been ſo highly advanced, did with all Sub'miſſion addreſs ourſelves to your Majeſty's moſt ſacred Perſon, humbly to deſire, That as your Majeſ'ty is, at your Expence, graciouſly pleaſed to erect the Houſe of *Bleinheim* as a Monument of his glori'ous Actions, and the Houſe of Peers, by your Majeſty's Permiſſion, have given Riſe to the ſaid Act 'paſſed in this preſent Seſſion for continuing his Honours to his Poſterity, we your Majeſty's moſt obedi'ent Commons might be permitted to expreſs our Senſe of ſo diſtinguiſhing a Merit, and our ready Diſ'poſition to enable your Majeſty to make ſome Proviſion for the more honourable Support of his Digni'ties in his Poſterity, in ſuch Manner as ſhould be moſt agreeable to your Majeſty, whereby the Grati'tude of this whole Kingdom might remain upon Record to After-Ages, and incourage others to follow 'his great Example; to which Addreſs your Majeſty was pleaſed to return this moſt gracious Anſwer,

The Queen's Anſwer.

'That your Majeſty, in Conſideration of the great and eminent Services performed by the ſaid Duke in 'the firſt Year of your Reign, as well by his prudent Negotiations as your Majeſty's Plenipotentiary at 'the *Hague*, as by his Valour and good Conduct in the Command of the confederate Armies abroad, 'thought fit to grant to him and the Heirs Male of his Body, the Title of a Duke of this Realm; and 'as a further Mark of your Favour and Satisfaction with his Services, and for the better Support of his 'Dignity, your Majeſty had granted to the ſaid Duke and the Heirs Male of his Body, during your Ma'jeſty's Life, a Penſion of five thouſand Pounds *per Annum* out of the Revenue of the Poſt Office; and 'that an Act having paſſed this Seſſions for ſettling the Honours and Dignities of the ſaid Duke upon his 'Poſterity, and annexing the Honour and Manor of *Woodſtock* and Houſe of *Bleinheim* to go along with 'the ſaid Honours; it would be very agreeable to your Majeſty, if the Penſion of five thouſand Pounds '*per Annum* be continued and limited by Act of Parliament to his Poſterity, for the more honourable 'Support of their Dignities, in like Manner, as his Honours and the Honour and Manor of *Woodſtock* 'and Houſe of *Bleinheim* are already limited and ſettled: We your Majeſty's moſt dutiful and loyal Sub'jects, the Commons of *England* in Parliament aſſembled, duly conſidering your Majeſty's moſt gracious 'Anſwer, and alſo the wiſe Proviſion made by your Majeſty, through your Majeſty's abundant Grace 'and Goodneſs to your People, by an Act paſſed in the firſt Year of your Majeſty's Reign, for preſerv'ing the Inheritance of the ſeveral Revenues of the Crown, think ourſelves obliged to tranſmit to all ſuc'ceeding Times the Memory of ſo many glorious Actions, together with the juſt Senſe of the Kingdom, 'after what Manner ſuch tranſcendent Merit ought to be rewarded;' And thereupon do moſt humbly be'ſeech your Majeſty that it may be enacted; and be it enacted by the Queen's moſt Excellent Majeſty, by and with the Adviſe and Conſent of the Lords Spiritual and Temporal, and the Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That in lieu of the ſaid Annuity or yearly Penſion of five thouſand Pounds by the ſaid Letters Patents, bearing Date the two and twentieth Day of *December* in the firſt Year of your Majeſty's Reign, granted to the ſaid Duke of *Marlborough*, and the Heirs Males of his Body, during your Majeſty's Life as aforeſaid, which ſaid Penſion is from hence-

In lieu of the 5000 l. per Annum granted to the Duke during the Queen's Life,

forth

forth to ceaſe and determine, one Annuity or yearly Penſion of five thouſand Pounds of lawful Money of *England*, ſhall be iſſuing and payable out of, and charged and chargeable upon all the Revenues and Monies ariſing, due and payable, or which ſhall ariſe, grow due, or be payable by virtue or in purſuance of an Act of Parliament made in the twelfth Year of the Reign of her Majeſty's Royal Uncle King CHARLES the Second, of bleſſed Memory, intituled, *An Act for erecting and Eſtabliſhing a Poſt Office*, or by virtue, or in purſuance of any other Act or Acts of Parliament whatſoever, for eſtabliſhing, veſting, or ſettling the Revenue of the General Letter Office, or Poſt Office, or Office of Poſt Maſter General in the Crown, or any other Act or Acts of Parliament relating to the ſaid Office or Revenue: And the ſame ſhall from time to Time be paid quarterly, at the four moſt uſual Feaſts, or Days of Payment in the Year, (that is to ſay) the Annunciation of the bleſſed Virgin *Mary*, the Nativity of Saint *John* the Baptiſt, the Feaſt of Saint *Michael* the Archangel, and the Feaſt of the Birth of our Lord Chriſt, in Manner and Form following, (that is to ſay) to the ſaid Duke of *Marlborough*, for and during the Term of his natural Life, and from and after his Deceaſe to *Sarah* Ducheſs of *Marlborough*, Wife of the ſaid Duke, for and during the Term of her natural Life; and from and after her Deceaſe, to the Heirs Male of the Body of the ſaid Duke of *Marlborough* begotten; and for Default of ſuch Iſſue, to all and every the Daughters of the ſaid Duke of *Marlborough*, and the Heirs Male of their reſpective Bodies iſſuing, and to all others ſeverally and ſucceſſively, in ſuch Manner as the ſaid Titles, Honours, and Dignities aforeſaid, are by the ſaid Act made in this preſent Seſſion of Parliament, expreſſed and limited to go and be enjoyed.

5000 l. per Annum to be paid out of the Poſt Office.

12 Car. 2. c. 35.

quarterly.

to the Duke, &c. and all others, &c. in the ſame Manner as his Titles, &c. are limited.

II. And be it further enacted by the Authority aforeſaid, That the ſaid Annuity, or yearly Penſion of five thouſand Pounds hereby enacted to be paid, as aforeſaid, ſhall be paid by the immediate Hands of all and every the Commiſſioners, Poſt Maſters, Farmers, Treaſurers, Receivers, and Collectors for the Time being of the ſaid Revenues reſpectively, by Authority of this Act, without any further or other Warrant, Order, or Direction to be obtained for that Purpoſe, and without any Fees or Charges to be demanded or taken for paying the ſame, or any Part thereof, unto the ſaid *John* Duke of *Marlborough*, and to all others ſeverally and ſucceſſively to whom the ſame ſhall, after the Deceaſe of the ſaid Duke, come, deſcend, remain, or belong by virtue of this Act, when and as they ſhall reſpectively become entitled to receive the ſame, at the aforeſaid four moſt uſual Feaſts or Days of Payment in the Year; the firſt of the ſaid Payments to be made on the Feaſt of the Annunciation of the bleſſed Virgin *Mary* now next enſuing, and the Payment of the ſaid Annuity, or yearly Penſion of five thouſand Pounds herein before enacted to be paid, as aforeſaid, ſhall not at any Time hereafter be ſtopped or delayed by any Order or Direction whatſoever: And if the ſaid Commiſſioners, Poſt Maſters, Farmers, Treaſurers, Receivers, and Collectors for the Time being of the ſaid Revenues, or any of them ſhall refuſe or neglect to pay the ſaid Annuity, or yearly Penſion of five thouſand Pounds hereby enacted to be paid, as aforeſaid, or any Part thereof, to the ſaid Duke of *Marlborough*, or any other Perſon to whom the ſame after the Deceaſe of the ſaid Duke ſhall come, deſcend, remain, or belong, by virtue of this Act, then the ſaid Duke and every other Perſon reſpectively, being intituled to receive the ſame, as aforeſaid, may ſue, proſecute, and implead the ſaid Commiſſioners, Poſt Maſters, Farmers, Treaſurers, Receivers General, and Collectors, or any of them, and all or any of their Securities, Heirs, Executors, and Adminiſtrators, by Bill, Plaint, or Action of Debt, and ſhall and may recover Judgments, and ſue out Executions thereupon, againſt the ſaid Commiſſioners, Poſt Maſters, Farmers, Treaſurers, Receivers, and Collectors reſpectively, and their reſpective Securities, Heirs, Executors, and Adminiſtrators, for ſuch Sum and Sums of Money then due and owing upon the ſaid Annuity or yearly Penſion, as ſhall be in the Hands of the ſaid Commiſſioners, Poſt Maſters, Farmers, Treaſurers, Receivers, and Collectors reſpectively of the ſaid Revenue, at the Time when Demand ſhall be made of the Payment of the ſaid Annuity or yearly Penſion, or any Part thereof, or of any Arrears thereof.

How and by whom the ſaid Annuity ſhall be paid.

III. And 'tis hereby further enacted, That the Acquittance or Acquittances of the ſaid Duke, and of every other Perſon to whom the ſaid Annuity or yearly Penſion of five thouſand Pounds, after the Deceaſe of the ſaid Duke, ſhall come, deſcend, remain, or belong, by virtue of this Act, expreſſing the Receipt of any Sum or Sums of Money in purſuance of this Act, ſhall be a good and ſufficient Voucher and diſcharge for the Payment thereof and every ſuch Payment ſhall be allowed upon the reſpective Account and Accounts of the aforeſaid Officer and Officers, Perſon or Perſons paying the ſame, without any further or other Warrant or Authority whatſoever to be had or obtained for that Purpoſe.

Duke's Acquittance a ſufficient Diſcharge.

IV. Provided always, and be it further enacted by the Authority aforeſaid, That neither the ſaid Duke of *Marlborough*, or any other Perſon to whom the ſaid Annuity or yearly Penſion of five thouſand Pounds hereby enacted to be paid, as aforeſaid, ſhall come, deſcend, remain, or belong, by virtue of the Limitations aforeſaid, ſhall have Power by any Act, Aſſurance or Conveyance in the Law whatſoever, to hinder, bar, or diſinherit any the Perſon or Perſons, to whom the ſaid Annuity or yearly Penſion is by virtue of this Act limited or appointed to come, deſcend or remain, from holding, enjoying receiving, or taking the ſame according to the Limitations thereof made by this Act, but that every ſuch Act, Aſſurance, or Conveyance, ſhall be, and is hereby declared and enacted to be void.

Neither the Duke nor his Heirs, &c. to bar any any Perſon to whom the Annuity is limited from receiving the ſame.

V. Provided always, That nothing in this preſent Act contained, ſhall extend, or be conſtrued to take away, interrupt or prejudice the Payment of any Annuity, Penſion, or yearly Sum of Money whatſoever, iſſuing or payable out of, or charged or chargeable upon the ſaid Revenue of the Poſt Office, granted or confirmed by or in purſuance of any Act or Acts of Parliament, or by any Letters Patents under the Great Seal of *England*, to any Perſon or Perſons whatſoever, (except the ſaid yearly Penſion of five thouſand Pounds granted by the ſaid Letters Patents, bearing Date the ſaid two and twentieth Day of

Not to prejudice the Payment of any Annuity payable out of the Poſt Office, &c.

December

December in the first Year of her Majesty's Reign, to the said Duke and the Heirs Males of his Body during her Majesty's Life, as aforesaid) but that every such Annuity Pension, or yearly Sum (except before excepted) shall continue, remain, and be payable as if this Act had never been made; any thing herein before contained to the contrary thereof, in any wise notwithstanding.

Act to be a publick Act.

VI. And be it declared and enacted by the Authority aforesaid, That this Act shall be adjudged, deemed, and taken in all Cases, and in all Courts, and Places, to be a Publick Act.

See 1 Geo. 1. St. 2. c. 12. §. 34. for satisfying Arrears for Work, &c. at Blenheim.

CAP. V.

EXP. An Act for securing the Church of *England* as by Law established. Acts 13 Eliz. c. 12. and 13 and 14 Car. 2. c. 4. *&c.* to be in Force for ever. Queen's Successors at their Coronation to take an Oath to maintain the Church of *England*, *&c.* This Act to be for ever an essential Part of any Treaty of Union, *&c.*

'This Act is inserted in the Act of the Union, c. 8. and is therefore omitted here.'

CAP. VI.

An Act for repealing a Clause in an Act, intituled, *An Act for the better apprehending, prosecuting, and punishing Felons that commit Burglaries, House-breaking, or Robberies in Shops, Ware-houses, Coach-houses, or Stables, or that steal Horses.*

10 & 11 W. 3. c. 23.

'WHEREAS by an Act made in the tenth Year of the Reign of his late Majesty King WILLIAM the Third, intituled, *An Act for the better apprehending, prosecuting, and punishing Felons that commit Burglaries, House-breaking, or Robbery in Shops, Ware-houses, Coach-houses, or Stables, or that steal Horses*; it is (amongst other Things) enacted, That from and after the twentieth Day of *May* one thousand six hundred ninety-nine, all and every Person and Persons, who should be convicted of or for any Theft or Larceny, and should have the Benefit of the Clergy allowed thereupon, or ought to be burnt in the Hand for such Offence, instead of being burnt in the Hand, should be burnt in the most visible Part of the left Cheek nearest the Nose: And whereas it hath been found by Experience, that the said Punishment hath not had its desired Effect, by deterring such Offenders from the further committing such Crimes and Offences, but on the contrary, such Offenders being rendred thereby unfit to be intrusted in any Service or Employment to get their Livelihood in any honest and lawful Way, become the more desperate;' Be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the fourteenth Day of *February* which shall be in the Year of our Lord one thousand seven hundred and six, so much of the said Act as inflicts or concerns the inflicting the said Punishment of burning in the Cheek, shall be and is hereby repealed.

Clause for burning of Offenders in Cheek repealed.

Offenders to be burnt in the Hand as formerly:

II. And be it further enacted by the Authority aforesaid, That in all Cases where any Person or Persons shall, from and after the said fourteenth Day of *February*, be convicted of any Theft or Larceny, and shall have the Benefit of this Act allowed thereupon, or ought by the Laws in Force before the making the said Act, to be burned in the Hand for such Offence, shall be burnt in the Hand, as formerly they should or ought to have been before the making of the said Act; and the Judge or Justices before whom such Offender or Offenders shall be tried and convicted, shall also, at his or their Discretion, award and give Judgment, That such Offender and Offenders shall be committed to some House of Correction or publick Work-house within the County, City, Town, or Place where such Conviction shall be, there to be, remain, and be kept, without Bail or Mainprize, for such Time as such Judge or Justices shall then judge and award, not less than six Months, and not exceeding two Years, to be accounted from the Time of such Conviction, and an entry thereof shall be made of Record, pursuant to such Judgment and Award, and such Offender and Offenders so judged and awarded to remain and be kept in such House of Correction or publick Workhouse, shall be there set at Work, and kept at hard Labour for and during such Time as shall be so adjudged and recorded; and in case such Person or Persons shall refuse or neglect to work and Labour as they ought to do, the Master or Keeper of such House of Correction or publick Work-house respectively, is hereby required to give such Persons such due Correction as shall be fit and necessary in that Behalf.

And committed to Workhouse, &c. for 6 Months, &c.

Penalty on such as refuse to work.

If Offenders escape and be retaken, to be committed to Workhouse for twelve Months, &c.

III. And be it further enacted by the Authority aforesaid, That in case any such Offender or Offenders shall, after such Judgment given, escape out of Prison, or out of such House of Correction or publick Workhouse, as he, she, or they shall be committed unto, as aforesaid, such Person or Persons, being afterwards retaken, shall be brought before some or one of her Majesty's Judges, or before two or more Justices of the Peace (whereof one to be of the *Quorum*) of such County, City, Town, or Place, where such Offender or Offenders shall be so retaken; which Judge or Justices are hereby required to commit such Offender and Offenders to some House of Correction or publick Workhouse, within such County, City, Town, or Place, where he, she, or they shall be so retaken, there to remain without Bail or Mainprize for any Time not less than twelve Months, and not exceeding four Years, to be accounted from the Time of such retaking, and there be set at work and kept at hard Labour, and receive such due Correction,

and kept at hard Labour.

rection, as aforesaid; and in Case any Master or Keeper of any House of Correction, or publick Work-house, shall neglect to do his Duty, as above directed, any Judge or Justice of Assize or Gaol Delivery, upon Complaint, and due Proof thereof upon the Oath of one or more Witnesses to him made, shall be and is hereby impowered to remove every such Person from his said Office.

'IV. And forasmuch as when any Person is convicted for any Felony within the Benefit of Clergy, 'upon his Prayer to have the Benefit thereof allowed to him, it hath been used to administer a Book 'to him to try whether he can read as a Clerk, which by Experience is found to be of no Use;' Be it therefore enacted by the Authority aforesaid, That from and after the said fourteenth Day of *February*, if any Person be convicted of any such Felony, for which he ought to have had the Benefit of his Clergy if this Act had not been made, and shall pray to have the Benefit of this Act, he shall not be required to read, but without any reading, shall be allowed, taken, and reputed to be, and punished as, a Clerk convict, which shall be as effectual to all Intents and Purposes, and be as advantageous to him, as if he had read as a Clerk; any Thing in this Act, or any other Law or Statute to the contrary notwithstanding.

Felons convict, to have Benefit of this Act, without being required to read, &c. *For farther Provisions relating hereto, see 5 Ann. c. 31. 12 Ann. St. 1. c. 7. 4 Geo. 1. c. 11. and 6 Geo. 1. c. 23.*

CAP. VII.

An Act for regulating and ascertaining the Duties to be paid by the unfreemen Importers of Coals into the Port and Borough of *Great Yarmouth*, in the County of *Norfolk*. From 25 *March* 1707, Persons not Freemen of Corporation of *Great Yarmouth*, may import and sell Coals there, paying 6 *d.* *per* Chalder, and 6 *d. ob. per* Chalder, for Ballast. On paying Rate, Corporation to furnish Importers with Ballast. Importers, *&c.* not Freemen, to pay 4 *s.* 6 *d.* for Pilottage, *&c.* besides a Halfpenny *per* Chalder Coal Tunnage. All Persons except Freemen to pay the Duties, *&c.* Ships Tackle, *&c.* may be detained for Duties not paid, and Distress sold, *&c.* Not to impeach Duties granted by 10 & 11 W. 3. c. 5. Sixty Pounds yearly payable out of Duties, *&c.* to Chamberlain of *Norwich*, for cleansing and depthning the Rivers *Yarr*, *Waveney*, and the North River, *&c.* 10 & 11 W. 3. c. 5. Mayor, *&c.* of *Norwich* in Common Council to dispose of the Monies, *&c.* Mayor, *&c.* of *Norwich* may levy Money by Warrant, &c. Proviso for cleansing the River to *Dilham*. Not to alter 16 Car. 2. Saving of Right to all Persons, *&c.* PR.

CAP. VIII.

An Act for an Union of the two Kingdoms of *England* and *Scotland*.

Most Gracious Sovereign,

'WHEREAS Articles of Union were agreed on, the twenty-second Day of *July* in the fifth Year 'of your Majesty's Reign, by the Commissioners nominated on Behalf of the Kingdom of *Eng-* 'land, under your Majesty's great Seal of *England*, bearing Date at *Westminster* the tenth Day of *April* 'then last past, in pursuance of an Act of Parliament made in *England*, in the third Year of your Ma- 'jesty's Reign, and the Commissioners nominated on the Behalf of the Kingdom of *Scotland*, under your 'Majesty's Great Seal of *Scotland*, bearing Date the twenty-seventh Day of *February* in the fourth Year 'of your Majesty's Reign, in pursuance of the fourth Act of the third Session of the present Parliament 'of *Scotland*, to treat of and concerning an union of the said Kingdoms: And whereas an Act hath passed 'in the Parliament of *Scotland*, at *Edinburgh*, the sixteenth Day of *January* in the fifth Year of your 'Majesty's Reign, wherein 'tis mentioned, That the Estates of Parliament considering the said Articles 'of Union of the two Kingdoms, had agreed to and approved of the said Articles of Union, with some 'Additions and Explanations, and that your Majesty, with the Advice and Consent of the Estates of Par- 'liament, for establishing the Protestant Religion and Presbyterian Church Government within the King- 'dom of *Scotland*, had passed in the same Session of Parliament an Act, intituled, *An Act for the se- 'curing of the Protestant Religion and Presbyterian Church Government*, which by the Tenor thereof 'was appointed to be inserted in any Act ratifying the Treaty, and expressly declared to be a 'Fundamental and Essential Condition of the said Treaty or Union in all Times coming: The 'Tenor of which Articles, as ratified and approved of, with Additions and Explanations by the 'said Act of Parliament of *Scotland*, follows:

ARTICLE I.

THAT the two Kingdoms of *England* and *Scotland* shall upon the first Day of *May* which shall be in the Year one thousand seven hundred and seven, and for ever after, be united into one Kingdom by the Name of *Great Britain*; and that the Ensigns Armorial of the said united Kingdom be such as her Majesty shall appoint, and the Crosses of St. *George* and St. *Andrew* be conjoined in such Manner as her Majesty shall think fit, and used in all Flags, Banners, Standards and Ensigns, both at Sea and Land.

Union of the two Kingdoms. Ensigns Armorial.

ARTICLE II.

That the Succession of the Monarchy to the united Kingdom of *Great Britain*, and of the Dominions thereto belonging, after her most sacred Majesty, and in Default of Issue of her Majesty, be, remain, and continue to the most Excellent Princess *Sophia*, Electoress and Dutchess Dowager of *Hanover*, and the Heirs of her Body being Protestants, upon whom the Crown of *England* is settled by an Act of Parliament made in *England* in the twelfth Year of the Reign of his late Majesty King WILLIAM the Third, intituled, *An Act for the further Limitation of the Crown, and better securing the Rights and Liberties of the Subject*: And that all Papists, and Persons marrying Papists, shall be excluded from, and for ever incapable

Succession to the Monarchy. 12 & 13 W. 3. c. 2. Papists excluded.

ble to inherit, poſſeſs, or enjoy the Imperial Crown of *Great Britain*, and the Dominions thereunto belonging, or any Part thereof; and in every ſuch Caſe the Crown and Government ſhall from time to time deſcend to, and be enjoyed by ſuch Perſon being a Proteſtant, as ſhould have inherited and enjoyed the ſame in caſe ſuch Papiſt or Perſon marrying a Papiſt, was naturally Dead according to the Proviſion for the Deſcent of the Crown of *England*, made by another Act of Parliament in *England* in the firſt Year of the Reign of their late Majeſties King WILLIAM and Queen MARY, intituled, *An Act declaring the Rights and Liberties of the Subject, and ſettling the Succeſſion of the Crown.*

1 W. & M. ſſ. 2. c. 2.

ARTICLE III.

One Parliament. That the united Kingdom of *Great Britain* be repreſented by one and the ſame Parliament, to be ſtiled, *The Parliament of* Great Britain.

ARTICLE IV.

Freedom of Trade, *and of all other Rights, &c.* That all the Subjects of the united Kingdom of *Great Britain* ſhall, from and after the Union, have full Freedom and Intercourſe of Trade and Navigation to and from any Port or Place within the ſaid united Kingdom, and the Dominions and Plantations thereunto belonging; and that there be a Communication of all other Rights Privileges, and Advantages, which do or may belong to the Subjects of either Kingdom; except where it is otherwiſe expreſly agreed in theſe Articles.

ARTICLE V.

Scots Ships to be Britiſh Ships. That all Ships or Veſſels belonging to her Majeſty's Subjects of *Scotland*, at the Time of ratifying the Treaty of Union of the two Kingdoms in the Parliament of *Scotland*, though foreign built, be deemed, and paſs as Ships of the Built of *Great Britain*; the Owner, or where there are more Owners, one or more of the Owners, within twelve Months after the firſt of *May* next, making Oath, That at the Time of ratifying the Treaty of Union in the Parliament of *Scotland*, the ſame did, in Whole or in Part, belong to him or them, or to ſome other Subject or Subjects in *Scotland*, to be particularly named, with the Place of their reſpective Abodes; and that the ſame doth then, at the Time of the ſaid Depoſition, wholly belong to him or them; and that no Foreigner directly or indirectly, hath any Share, Part, or Intereſt therein; which Oath ſhall be made before the chief Officer or Officers of the Cuſtoms, in the Port next to the Abode of the ſaid Owner or Owners; and the ſaid Officer or Officers ſhall be impowered to adminiſter the ſaid Oath; and the Oath being ſo adminiſtred ſhall be atteſted by the Officer or Officers, who adminiſtred the ſame; and being regiſtred by the ſaid Officer or Officers, ſhall be delivered to the Maſter of the Ship for Security of her Navigation; and a Duplicate thereof ſhall be tranſmitted by the ſaid Officer or Officers, to the chief Officer or Officers of the Cuſtoms in the Port of *Edinburgh*, to be there entred in a Regiſter, and from thence to be ſent to the Port of *London* to be there entred in the General Regiſter of all Trading Ships belonging to *Great Britain*.

ARTICLE VI.

Trade. See 5 Geo. 1. c. 20. & 9 Geo. 1. c. 21. That all Parts of the united Kingdom for ever, from and after the Union, ſhall have the ſame Allowances, Encouragements, and Drawbacks, and be under the ſame Prohibitions, Reſtrictions, and Regulations of Trade, and liable to the ſame Cuſtoms and Duties on Import and Export; and that the Allowances, Encouragements, and Drawbacks, Prohibitions, Reſtrictions, and Regulations of Trade, and the Cuſtoms and Duties on Import and Export, ſettled in *England* when the Union commences, ſhall, from and after the Union, take Place throughout the whole united Kingdom; excepting and reſerving the Duties upon Export and Import of ſuch particular Commodities, from which any Perſons, the Subjects of either Kingdom, are ſpecially liberated and exempted by their private Rights, which, after the Union, are to remain ſafe and entire to them in all Reſpects, as before the ſame. And that from and after the Union, no *Scots* Cattle carried into *England*, ſhall be liable to any other Duties, either on the public or private Accounts, than thoſe Duties to which the Cattle of *England* are or ſhall be liable within the ſaid Kingdom. And ſeeing by the Laws of *England*, there are Rewards granted upon the Exportation of certain Kinds of Grain, wherein Oats grinded or ungrinded are not expreſſed; that from and after the Union, when Oats ſhall be ſold at fifteen Shillings Sterling *per* Quarter, or under, there ſhall be paid two Shillings and ſix Pence Sterling for every Quarter of the Oatmeal exported in the Terms of the Law, whereby and ſo long as Rewards are granted for Exportation of other Grains, and that the Bear of *Scotland* have the ſame Rewards as Barley: And in Reſpect the Importation of Victual into *Scotland* from any Place beyond Sea, would prove a Diſcouragement to Tillage, therefore that the Prohibition as now in Force by the Law of *Scotland*, againſt Importation of Victuals from *Ireland*, or any other Place beyond Sea into *Scotland*, do, after the Union, remain in the ſame Force as now it is, until more proper and effectual Ways be provided by the Parliament of *Great Britain*, for diſcouraging the Importation of the ſaid Victuals from beyond Sea.

Scots Cattle.

Importation of Victuals. *Altered by* 14 Geo. 2. c. 7. *for licenſing the importation in Caſe of Dearth.*

ARTICLE VII.

Exciſe. See 5 Geo. 1. c. 20. Explained by 12 Geo. 1. c. 4. ſect. 62. That all Parts of the united Kingdom be for ever, from and after the Union, liable to the ſame Exciſes upon all exciſeable Liquors, excepting only that the thirty-four Gallons *Engliſh* Barrel of Beer or Ale, amounting to twelve Gallons *Scots* preſent Meaſure, ſold in *Scotland* by the Brewer at nine Shillings ſix Pence Sterling, excluding all Duties, and retailed, including Duties and the Retailers Profit, at two Pence

Pence the *Scots* Pint, or eighth Part of the *Scots* Gallon, be not after the Union liable, on account of the preſent Exciſe upon exciſeable Liquors in *England*, to any higher Impoſition than two Shillings Sterling upon the aforeſaid thirty-four Gallons, *Engliſh* Barrel, being twelve Gallons the preſent *Scots* Meaſure: And that the Exciſe ſettled in *England* on all other Liquors, when the Union commences, take place throughout the whole united Kingdom.

ARTICLE VIII.

That from and after the Union, all foreign Salt which ſhall be imported into *Scotland*, ſhall be charged at the Importation there, with the ſame Duties as the like Salt is now charged with being imported into *England*, and to be levied and ſecured in the ſame Manner: But in regard the Duties of great Quantities of foreign Salt imported may be very heavy upon the Merchants Importers, that therefore all foreign Salt imported into *Scotland*, ſhall be cellar'd and locked up under the Cuſtody of the Merchants Importers, and the Officers employed for levying the Duties upon Salt, and that the Merchant may have what Quantity thereof his Occaſion may require, not under a Wey or forty Buſhels at a Time, giving Security for the Duty of what Quantity he receives, payable in ſix Months. But *Scotland* ſhall, for the Space of ſeven Years from the ſaid Union, be exempted from paying in *Scotland*, for Salt made there, the Duty or Exciſe now payable for Salt made in *England*; but from the Expiration of the ſaid ſeven Years, ſhall be ſubject and liable to the ſame Duties for Salt made in *Scotland* as ſhall be then payable for Salt made in *England*, to be levied and ſecured in the ſame Manner, and with proportionable Drawbacks and Allowances as in *England*, with this Exception, That *Scotland* ſhall, after the ſaid ſeven Years, remain exempted from the Duty of two Shillings four Pence a Buſhel on Home Salt, impoſed by an Act made in *England* in the Ninth and Tenth of King WILLIAM the Third of *England*; and if the Parliament of *Great Britain* ſhall, at or before the expiring of the ſaid ſeven Years, ſubſtitute any other Fund in Place of the ſaid two Shillings four Pence of Exciſe on the Buſhel of Home Salt, *Scotland* ſhall, after the ſaid ſeven Years, bear a Proportion of the ſaid Fund, and have an Equivalent in the Terms of this Treaty; and that during the ſaid ſeven Years, there ſhall be paid in *England*, for all Salt made in *Scotland*, and imported from thence into *England*, the ſame Duties upon the Importation, as ſhall be payable for Salt made in *England*, to be levied and ſecured in the ſame Manner as the Duties on foreign Salt are to be levied and ſecured in *England*; and that after the ſaid ſeven Years, as long as the ſaid Duty of two Shillings four Pence a Buſhel upon Salt is continued in *England*, the ſaid two Shillings and four Pence a Buſhel ſhall be payable for all Salt made in *Scotland*, and imported into *England*, to be levied and ſecured in the ſame Manner; and that during the Continuance of the Duty of two Shillings four Pence a Buſhel upon Salt made in *England*, no Salt whatſoever be brought from *Scotland* to *England* by Land in any Manner, under the Penalty of forfeiting the Salt, and the Cattle and Carriages made uſe of in bringing the ſame, and paying twenty Shillings for every Buſhel of ſuch Salt, and proportionably for a greater or leſſer Quantity, for which the Carrier as well as the Owner ſhall be liable, jointly and ſeverally, and the Perſons bringing or carrying the ſame to be impriſoned by any one Juſtice of the Peace, by the Space of ſix Months without Bail, and until the Penalty be paid. And for eſtabliſhing an Equality in Trade, that all Fleſh exported from *Scotland* to *England*, and put on Board in *Scotland* to be exported to Parts beyond the Seas, and Proviſions for Ships in *Scotland*, and for foreign Voyages, may be ſalted with *Scots* Salt, paying the ſame Duty for what Salt is ſo employed as the like Quantity of ſuch Salt pays in *England*, and under the ſame Penalties, Forfeitures, and Proviſions for preventing of Frauds as are mentioned in the Laws of *England*; and that from and after the Union, the Laws and Acts of Parliament in *Scotland*, for pining, curing, and packing of Herrings, white Fiſh and Salmon for Exportation with foreign Salt only, without any Mixture of *Britiſh* or *Iriſh* Salt, and for preventing of Frauds in curing and packing of Fiſh, be continued in Force in *Scotland*, ſubject to ſuch Alterations as ſhall be made by the Parliament of *Great Britain*; and that all Fiſh exported from *Scotland* to Parts beyond the Seas, which ſhall be cured with foreign Salt only, and without Mixture of *Britiſh* or *Iriſh* Salt, ſhall have the ſame Eaſes, Premiums, and Drawbacks, as are or ſhall be allowed to ſuch Perſons as export the like Fiſh from *England*; and that for Encouragement of the Herring Fiſhing, there ſhall be allowed and paid to the Subjects, Inhabitants of *Great Britain*, during the preſent Allowances for other Fiſh, ten Shillings five Pence Sterling for every Barrel of White Herrings which ſhall be exported from *Scotland*; and that there ſhall be allowed five Shillings Sterling for every Barrel of Beef or Pork ſalted with foreign Salt, without Mixture of *Britiſh* or *Iriſh* Salt, and exported for Sale from *Scotland* to Parts beyond Sea, alterable by the Parliament of *Great Britain*; and if any Matters of Fraud relating to the ſaid Duties on Salt ſhall hereafter appear, which are not ſufficiently provided againſt by this Article, the ſame ſhall be ſubject to ſuch further Proviſions as ſhall be thought fit by the Parliament of *Great Britain*.

Foreign Salt.

Scotch Salt.

Home Salt: 9 & 10 W. 3. c. 44.

Repealed by 3 Geo. 2. c. 20. ſ. 3. as to Salt imported.

Fleſh exported from Scotland.

Curing of Herrings.

Fiſh exported.

Theſe Duties revived for three Years, by 5 Geo. 2. c. 6.

ARTICLE IX.

That whenſoever the Sum of one million nine hundred ninety-ſeven thouſand ſeven hundred and ſixty-three Pounds eight Shillings and four Pence Halfpenny, ſhall be enacted by the Parliament of *Great Britain* to be raiſed in that Part of the united Kingdom now called *England*, on Land and other Things uſually charged in Acts of Parliament there, for granting an Aid to the Crown by a Land Tax; that Part of the united Kingdom now called *Scotland*, ſhall be charged by the ſame Act, with a further Sum of forty-eight thouſand Pounds, free of all Charges, as the *Quota* of *Scotland*, to ſuch Tax, and ſo proportionably for any greater or leſſer Sum raiſed in *England* by any Tax on Land, and other Things uſually charged together with the Land; and that ſuch *Quota* for *Scotland*, in the Caſes aforeſaid, be raiſed and collected

Land Tax.

Quota of Scotland.

collected in the ſame Manner as the Ceſs now is in *Scotland*; but ſubject to ſuch Regulations in the Manner of collecting, as ſhall be made by the Parliament of *Great Britain*.

ARTICLE X.

Stampt Vellum.

That during the Continuance of the reſpective Duties on ſtampt Paper, Vellum, and Parchment, by the ſeveral Acts now in Force in *England*, *Scotland* ſhall not be charged with the ſame reſpective Duties.

ARTICLE XI.

Window Tax.

That during the Continuance of the Duties payable in *England* on Windows and Lights, which determine on the firſt Day of *Auguſt* one thouſand ſeven hundred and ten, *Scotland* ſhall not be charged with the ſame Duties.

ARTICLE XII.

Coals, Culm, and Cynders.

That during the Continuance of the Duties payable in *England* on Coals, Culm, and Cynders, which determine the thirtieth Day of *September* one thouſand ſeven hundred and ten, *Scotland* ſhall not be charged therewith for Coals, Culm, and Cynders conſumed there; but ſhall be charged with the ſame Duties as in *England* for all Coals, Culm, and Cynders not conſumed in *Scotland*.

ARTICLE XIII.

Malt.

That during the Continuance of the Duty payable in *England* upon Malt, which determines the twenty-fourth Day of *June* one thouſand ſeven hundred and ſeven, *Scotland* ſhall not be charged with that Duty.

ARTICLE XIV.

Scotland not chargeable with any other Duties before the Union, except theſe conſented to. See 5 Geo. 1. c. 20.

That the Kingdom of *Scotland* be not charged with any other Duties laid on by the Parliament of *England* before the Union, except theſe conſented to in this Treaty; in regard it is agreed, That all neceſſary Proviſion ſhall be made by the Parliament of *Scotland* for the publick Charge and Service of that Kingdom, for the Year one thouſand ſeven hundred and ſeven. Provided nevertheleſs, That if the Parliament of *England* ſhall think fit to lay any further Impoſitions by way of Cuſtoms, or ſuch Exciſes, with which by virtue of this Treaty, *Scotland* is to be charged equally with *England*, in ſuch Caſe *Scotland* ſhall be liable to the ſame Cuſtoms and Exciſes, and have an Equivalent to be ſettled by the Parliament of *Great Britain*; with this further Proviſion, That any Malt to be made and conſumed in that Part of the united Kingdom now called *Scotland*, ſhall not be charged with any Impoſition on Malt, during this preſent War. And ſeeing it cannot be ſuppoſed that the Parliament of *Great Britain* will ever lay any ſort of Burthens upon the united Kingdom, but what they ſhall find of Neceſſity at that Time for the Preſervation and Good of the Whole, and with due regard to the Circumſtances and Abilities of every Part of the united Kingdom; therefore it is agreed, That there be no further Exemption inſiſted upon for any Part of the united Kingdom, but that the Conſideration of any Exemptions beyond what are already agreed on in this Treaty, ſhall be left to the Determination of the Parliament of *Great Britain*.

Proviſo.

ARTICLE XV.

Equivalent. 12 *Ann. ſt.* 2. c. 13. *and* See 1 Geo. 1. ſtat. 2. c. 27. & 5 Geo. 1. c. 20.

That whereas by the Terms of this Treaty, the Subjects of *Scotland*, for preſerving an Equality of Trade throughout the united Kingdom, will be liable to ſeveral Cuſtoms and Exciſes now payable in *England*, which will be applicable towards Payment of the Debts of *England*, contracted before the Union; it is agreed, That *Scotland* ſhall have an Equivalent for what the Subjects thereof ſhall be ſo charged towards Payment of the ſaid Debts of *England*, in all Particulars whatſoever, in Manner following, *viz.* That before the Union of the ſaid Kingdoms, the Sum of three hundred ninety-eight thouſand and eighty-five Pounds ten Shillings, be granted to her Majeſty by the Parliament of *England*, for the Uſes after mentioned, being the Equivalent to be anſwered to *Scotland* for ſuch Parts of the ſaid Cuſtoms and Exciſes upon all exciſeable Liquors with which that Kingdom is to be charged upon the Union, as will be applicable to the Payment of the ſaid Debts of *England*, according to the Proportions which the preſent Cuſtoms in *Scotland*, being thirty thouſand Pounds *per Annum*, do bear to the Cuſtoms in *England*, computed at one million three hundred forty-one thouſand five hundred and fifty-nine Pounds *per Annum*; and which the preſent Exciſes on exciſeable Liquors in *Scotland*, being thirty-three thouſand and five hundred Pounds *per Annum*, do bear to the Exciſes on exciſeable Liquors in *England*, computed at nine hundred forty-ſeven thouſand ſix hundred and two Pounds *per Annum*: Which Sum of three hundred ninety-eight thouſand eighty-five Pounds ten Shillings, ſhall be due and payable from the Time of the Union. And in regard that after the Union *Scotland* becoming liable to the ſame Cuſtoms and Duties payable on Import and Export, and to the ſame Exciſes on all exciſeable Liquors as in *England*, as well upon that Account, as upon the Account of the Increaſe of Trade and People, (which will be the happy Conſequence of the Union) the ſaid Revenues will much improve beyond the before-mentioned annual Values thereof, of which no preſent Eſtimate can be made; yet nevertheleſs, for the Reaſons aforeſaid, there ought to be a proportionable Equivalent anſwered to *Scotland*; it is agreed, That after the Union there ſhall be an Account kept of the ſaid Duties ariſing in *Scotland*, to the End it may appear what ought to be anſwered to *Scotland* as an Equivalent for ſuch Proportion of the ſaid Encreaſe as ſhall be applicable to the Payment of the Debts of *England*. And for the further and more effectual anſwering the ſeveral Ends hereafter mentioned, it is agreed, That from and after the Union, the whole Increaſe of the Revenues of Cuſtoms, and Duties on Import and Export, and Exciſes upon exciſeable Liquors in *Scotland*, over and above the annual Produce of the ſaid reſpective Duties, as above ſtated, ſhall go and be applied,

for

for the Term of ſeven Years, to the Uſes hereafter mentioned; and that, upon the ſaid Account there ſhall be anſwered to *Scotland* annually from the End of ſeven Years after the Union, an Equivalent in Proportion to ſuch Part of the ſaid Increaſe, as ſhall be applicable to the Debts of *England*; and generally, that an Equivalent ſhall be anſwered to *Scotland* for ſuch Parts of the *Engliſh* Debts, as *Scotland* may hereafter become liable to pay by reaſon of the Union, other than ſuch for which Appropriations have been made by Parliament in *England*, of the Cuſtoms, or other Duties on Export and Import, Exciſes on all exciſeable Liquors, in reſpect of which Debts, Equivalents are herein before provided. And as for the Uſes to which the ſaid Sum of three hundred ninety-eight thouſand eighty-five Pounds ten Shillings, to be granted as aforeſaid, and all other Monies which are to be anſwered or allowed to *Scotland* as aforeſaid, are to be applied, it is agreed, That in the firſt Place, out of the aforeſaid Sum, what Conſideration ſhall be found neceſſary to be had for any Loſſes, which private Perſons may ſuſtain by reducing the Coin of *Scotland* to the Standard and Value of the Coin of *England*, may be made good; in the next Place, that the Capital Stock, or Fund of the *African* and *Indian* Company of *Scotland* advanced, together with Intereſt for the ſaid Capital Stock, after the Rate of five *per Centum per Annum*, from the reſpective Times of the Payment thereof, ſhall be paid: Upon Payment of which Capital Stock and Intereſt, it is agreed, the ſaid Company be diſſolved and ceaſe, and alſo, that from the Time of paſſing the Act of Parliament in *England*, for raiſing the ſaid Sum of three hundred ninety-eight thouſand eighty-five Pounds ten Shillings, the ſaid Company ſhall neither trade, nor grant Licence to trade; providing, that if the ſaid Stock and Intereſt ſhall not be paid in twelve Months after the Commencement of the Union, that then the ſaid Company may from thenceforward trade, or give licence to trade, until the ſaid whole Capital Stock and Intereſt ſhall be paid. And as to the Overplus of the ſaid Sum of three hundred ninety-eight thouſand eighty-five Pounds ten Shillings, after Payment of what Conſideration ſhall be had for Loſſes in repairing the Coin, and paying the ſaid Capital Stock and Intereſt, and alſo the whole Increaſe of the ſaid Revenues of Cuſtoms, Duties and Exciſes, above the preſent Value, which ſhall ariſe in *Scotland* during the ſaid Term of ſeven Years, together with the Equivalent which ſhall become due upon the Improvement thereof in *Scotland* after the ſaid Term; and alſo, as to all other Sums, which, according to the Agreements aforeſaid, may become payable to *Scotland* by way of Equivalent, for what that Kingdom ſhall hereafter become liable towards Payment of the Debts of *England*; it is agreed, That the ſame be applied in the Manner following, *viz.* That all the publick Debts of the Kingdom of *Scotland*, as ſhall be adjuſted by this preſent Parliament, ſhall be paid: And that two thouſand Pounds *per Annum* for the Space of ſeven Years, ſhall be applied towards encouraging and promoting the Manufacture of coarſe Wool within thoſe Shires which produce the Wool; and that the firſt two thouſand Pounds Sterling be paid at *Martinmas* next, and ſo yearly at *Martinmas*, during the Space aforeſaid; and afterwards, the ſame ſhall be wholly applied towards the encouraging and promoting the Fiſheries, and ſuch other Manufactures and Improvements in *Scotland*, as may moſt conduce to the general Good of the united Kingdom. And it is agreed, That her Majeſty be impowered to appoint Commiſſioners, who ſhall be accountable to the Parliament of *Great Britain*, for diſpoſing the ſaid Sum of three hundred ninety-eight thouſand and eighty-five Pounds ten Shillings, and all other Monies which ſhall ariſe to *Scotland*, upon the Agreements aforeſaid, to the Purpoſes before-mentioned: Which Commiſſioners ſhall be impowered to call for, receive, and diſpoſe of the ſaid Monies, in Manner aforeſaid, and to inſpect the Books of the ſeveral Collectors of the ſaid Revenues, and of all other Duties, from whence an Equivalent may ariſe: And that the Collectors and Managers of the ſaid Revenues and Duties be obliged to give to the ſaid Commiſſioners ſubſcribed authentick Abbreviates of the Produce of ſuch Revenues and Duties ariſing in their reſpective Diſtricts: And that the ſaid Commiſſioners ſhall have their Office within the Limits of *Scotland*, and ſhall in ſuch Office keep Books containing Accounts of the Amount of the Equivalents, and how the ſame ſhall have been diſpoſed of from time to time, which may be inſpected by any of the Subjects, who ſhall deſire the ſame.

Uſes to which Equivalent Money is applied.

Coin of Scotland.

African Company.

Overplus.

Publick Debts.

Manufacture of coarſe Wool.

Fiſheries.

See 1 Geo. 1. c. 30. ſect. 1. & 1 Geo. 2. ſtat. 2. c. 1. ſect. 8.

Commiſſioners for the Equivalent.

ARTICLE XVI.

That from and after the Union, the Coin ſhall be of the ſame Standard and Value throughout the united Kingdom, as now in *England*, and a Mint ſhall be continued in *Scotland*, under the ſame Rules as the Mint in *England*, and the preſent Officers of the Mint continued, ſubject to ſuch Regulations and Alterations as her Majeſty, her Heirs or Succeſſors, or the Parliament of *Great Britain* ſhall think fit.

Coin.

ARTICLE XVII.

That from and after the Union, the ſame Weights and Meaſures ſhall be uſed throughout the united Kingdom, as are now eſtabliſhed in *England*, and Standards of Weights and Meaſures ſhall be kept by thoſe Burghs in *Scotland*, to whom the keeping the Standards of Weights and Meaſures, now in Uſe there, does of ſpecial Right belong: All which Standards ſhall be ſent down to ſuch reſpective Burghs, from the Standards kept in the Exchequer at *Weſtminſter*, ſubject nevertheleſs to ſuch Regulations as the Parliament of *Great Britain* ſhall think fit.

Weights and Meaſures.

ARTICLE XVIII.

That the Laws concerning Regulation of Trade, Cuſtoms, and ſuch Exciſes to which *Scotland* is, by virtue of this Treaty, to be liable, be the ſame in *Scotland*, from and after the Union, as in *England*; and that all other Laws in Uſe within the Kingdom of *Scotland*, do after the Union, and **notwithſtanding** thereof, remain in the ſame Force as before, (except ſuch as are contrary to, or inconſiſtent with this

Regulation of Trade.

Treaty) but alterable by the Parliament of *Great Brieain*; with this Difference betwixt the Laws concerning publick Right, Policy, and Civil Government, and thoſe which concern private Right, that the Laws which concern publick Right, Policy, and Civil Government, may be made the ſame throughout the whole united Kingdom; but that no Alteration be made in Laws which concern private Right, except for evident Utility of the Subjects within *Scotland*.

ARTICLE XIX.

College of Juſtice. *By 7 Geo. 2. c. 16. ſect. 4. Judges of Seſſion, &c. are incapable of being elected Members of the Houſe of Commons.*

That the Court of Seſſion, or College of Juſtice, do after the Union, and notwithſtanding thereof, remain in all Time coming within *Scotland*, as it is now conſtituted by the Laws of that Kingdom, and with the ſame Authority and Privileges as before the Union, ſubject nevertheleſs to ſuch Regulations for the better Adminiſtration of Juſtice, as ſhall be made by the Parliament of *Great Britain*; and that hereafter none ſhall be named by her Majeſty, or her royal Succeſſors, to be ordinary Lords of Seſſion, but ſuch who have ſerved in the College of Juſtice as Advocates, or principal Clerks of Seſſion for the Space of five Years; or as Writers to the Signet for the Space of ten Years; with this Proviſion, That no Writer to the Signet be capable to be admitted a Lord of the Seſſion, unleſs he undergo a private and publick Trial on the Civil Law, before the Faculty of Advocates, and be found by them qualified for the ſaid Office, two Years before he be named to be a Lord of the Seſſion; yet ſo as the Qualifications made, or to be made, for capacitating Perſons to be named ordinary Lords of Seſſion, may be altered by the Parliament of *Great Britain*.

Court of Juſticiary.

And that the Court of Juſticiary do alſo after the Union, and notwithſtanding thereof, remain in all Time coming within *Scotland*, as it is now conſtituted by the Laws of that Kingdom, and with the ſame Authority and Privileges as before the Union, ſubject nevertheleſs to ſuch Regulations as ſhall be made by the Parliament of *Great Britain*, and without Prejudice of other Rights of Juſticiary; and that all Admiralty Juriſdictions be under the Lord High Admiral or Commiſſioners for the Admiralty of *Great Britain* for the time being; and that the Court of Admiralty now eſtabliſhed in *Scotland* be continued, and that all Reviews, Reductions, or Suſpenſions of the Sentences in maritime Caſes, competent to the Juriſdiction of that Court, remain in the ſame Manner after the Union, as now in *Scotland*, until the Parliament of *Great Britain* ſhall make ſuch Regulations and Alterations, as ſhall be judged expedient for the whole united Kingdom, ſo as there be always continued in *Scotland* a Court of Admiralty, ſuch as in *England*, for Determination of all maritime Caſes relating to private Rights in *Scotland*, competent to the Juriſdiction of the Admiralty Court, ſubject nevertheleſs to ſuch Regulations and Alterations as ſhall be thought proper to be made by the Parliament of *Great Britain*; and that the heretable Rights of Admiralty and Vice Admiralties in *Scotland* be reſerved to the reſpective Proprietors as Rights of Property, ſubject nevertheleſs, as to the Manner of exerciſing ſuch heretable Rights, to ſuch Regulations and Alterations, as ſhall be thought proper to be made by the Parliament of *Great Britain*; and that all other Courts now in being within the Kingdom of *Scotland* do remain, but ſubject to Alterations by the Parliament of *Great Britain*; and that all inferior Courts within the ſaid Limits do remain ſubordinate, as they are now, to the ſupreme Courts of Juſtice within the ſame, in all Time coming; and that no Cauſes in *Scotland* be cognoſcible by the Courts of *Chancery*, *Queen's Bench*, *Common Pleas*, or any other Court in *Weſtminſter Hall*; and that the ſaid Courts, or any other of the like Nature, after the Union, ſhall have no Power to cognoſce, review, or alter the Acts or Sentences of the Judicatures within *Scotland*, or ſtop the Execution of the ſame; and that there be a Court of *Exchequer* in *Scotland* after the Union, for deciding Queſtions concerning the Revenues of Cuſtoms and Exciſes there, having the ſame Power and Authority in ſuch Caſes, as the Court of *Exchequer* has in *England*; and that the ſaid Court of *Exchequer* in *Scotland* have Power of paſſing Signatures, Gifts, Tutories, and in other Things, as the Court of *Exchequer* at preſent in *Scotland* hath; and that the Court of *Exchequer* that now is in *Scotland* do remain, until a new Court of *Exchequer* be ſettled by the Parliament of *Great Britain* in *Scotland* after the Union; and that after the Union, the Queen's Majeſty, and her royal Succeſſors, may continue a Privy Council in *Scotland*, for preſerving of publick Peace and Order, until the Parliament of *Great Britain* ſhall think fit to alter it, or eſtabliſh any other effectual Method for that End.

Admiralty Juriſdictions.

Other Courts.

Court of Exchequer eſtabliſhed for ever, by 6 Annæ, c. 26. ſect. 1.

Privy Council. *See farther 6 Ann. c. 6. for the Regulation of the Privy Council.*

ARTICLE XX.

Heretable Offices.

That all heritable Offices, Superiorities, heretable Juriſdictions, Offices for Life, and Juriſdictions for Life, be reſerved to the Owners thereof, as Rights of Property, in the ſame Manner as they are now enjoyed by the Laws of *Scotland*, notwithſtanding this Treaty.

ARTICLE XXI.

Royal Burghs.

That the Rights and Privileges of the royal Burghs in *Scotland*, as they now are, do remain entire after the Union, and notwithſtanding thereof.

ARTICLE XXII.

Sixteen Peers of Scotland to ſit in the Houſe of Lords.

That by virtue of this Treaty, of the Peers of *Scotland*, at the Time of the Union, ſixteen ſhall be the Number to ſit and vote in the Houſe of Lords, and forty-five the Number of the Repreſentatives of *Scotland* in the Houſe of Commons of the Parliament of *Great Britain*; and that when her Majeſty, her Heirs or Succeſſors, ſhall declare her or their Pleaſure for holding the firſt or any ſubſequent Parliament of *Great Britain*, until the Parliament of *Great Britain* ſhall make further Proviſion therein, a Writ do iſſue under the Great Seal of the united Kingdom, directed to the Privy Council of *Scotland*, commanding them to cauſe ſixteen Peers, who are to ſit in the Houſe of Lords, to be ſummoned to Parliament,

liament, and forty-five Members to be elected to ſit in the Houſe of Commons of the Parliament of *Great Britain*, according to the Agreement of this Treaty, in ſuch Manner as by an Act of this preſent Seſſion of the Parliament of *Scotland* is or ſhall be ſettled; which Act is hereby declared to be as valid as if it were a Part of, and ingroſſed in this Treaty. And that the Names of the Perſons ſo ſummoned and elected ſhall be returned by the Privy Council of *Scotland* into the Court from whence the ſaid Writ did iſſue. And that if her Majeſty, on or before the firſt Day of *May* next, on which Day the Union is to take Place, ſhall declare under the Great Seal of *England*, That it is expedient that the Lords of Parliament of *England*, and Commons of the preſent Parliament of *England*, ſhould be the Members of the reſpective Houſes of the firſt Parliament of *Great Britain*, for and on the Part of *England*, then the ſaid Lords of Parliament of *England*, and Commons of the preſent Parliament of *England*, ſhall be the Members of the reſpective Houſes of the firſt Parliament of *Great Britain*, for and on the Part of *England*: And her Majeſty may by her Royal Proclamation, under the Great Seal of *Great Britain*, appoint the ſaid firſt Parliament of *Great Britain* to meet at ſuch Time and Place as her Majeſty ſhall think fit; which Time ſhall not be leſs than fifty Days after the Date of ſuch Proclamation; and the Time and Place of the Meeting of ſuch Parliament being ſo appointed, a Writ ſhall be immediately iſſued under the Great Seal of *Great Britain*, directed to the Privy Council of *Scotland*, for the ſummoning the ſixteen Peers, and for electing forty-five Members, by whom *Scotland* is to be repreſented in the Parliament of *Great Britain*. And the Lords of Parliament of *England*, and the ſixteen Peers of *Scotland*, ſuch ſixteen Peers being ſummoned and returned in the Manner agreed in this Treaty, and the Members of the Houſe of Commons of the ſaid Parliament of *England*, and the forty-five Members for *Scotland*, ſuch forty-five Members being elected and returned in the Manner agreed in this Treaty, ſhall aſſemble and meet reſpectively, in the reſpective Houſes of the Parliament of *Great Britain*, at ſuch Time and Place as ſhall be ſo appointed by her Majeſty, and ſhall be the two Houſes of the firſt Parliament of *Great Britain*; and that Parliament may continue for ſuch Time only, as the preſent Parliament of *England* might have continued if the Union of the two Kingdoms had not been made, unleſs ſooner diſſolved by her Majeſty. And that every one of the Lords of Parliament of *Great Britain*, and every Member of the Houſe of Commons of the Parliament of *Great Brstain*, in the firſt and all ſucceeding Parliaments of *Great Britain*, until the Parliament of *Great Britain* ſhall otherwiſe direct, ſhall take the reſpective Oaths appointed to be taken in Stead of the Oaths of Allegiance and Supremacy, by an Act of Parliament made in *England* in the firſt Year of the Reign of the late King WILLIAM and Queen MARY, intituled, *An Act for the abrogating of the Oaths of Supremacy and Allegiance, and appointing other Oaths*, and make, ſubſcribe, and audibly repeat the Declaration mentioned in an Act of Parliament made in *England* in the thirtieth Year of the Reign of King CHARLES the Second, intituled, *An Act for the more effectual preſerving the King's Perſon and Government, by diſabling Papiſts from ſitting in either Houſe of Parliament*; and ſhall take and ſubſcribe the Oath mentioned in an Act of Parliament made in *England* in the firſt Year of her Majeſty's Reign, intituled, *An Act to declare the Alterations in the Oath appointed to be taken by the Act*, intituled, *An Act for the further Security of his Majeſty's Perſon, and the Succeſſion of the Crown in the Proteſtant Line, and for extinguiſhing the Hopes of the pretended Prince of* Wales, *and all other Pretenders, and their open and ſecret Abettors, and for declaring the Aſſociation to be determined*; at ſuch Time, and in ſuch Manner as the Members of both Houſes of Parliament of *England* are by the ſaid reſpective Acts directed to take, make, and ſubſcribe the ſame, upon the Penalties and Diſabilities in the ſaid reſpective Acts contained. And it is declared and agreed, That theſe Words, *This Realm*, *The Crown of this Realm*, and *The Queen of this Realm*, mentioned in the Oaths and Declaration contained in the aforeſaid Acts, which were intended to ſignify the Crown and Realm of *England*, ſhall be underſtood of the Crown and Realm of *Great Britain*; and that in that Senſe the ſaid Oaths and Declaration be taken and ſubſcribed by the Members of both Houſes of the Parliament of *Great Britain*.

Forty-five Members to ſit in the Houſe of Commons.

'Farther Proviſions relating hereto, 6 Annæ, c. 23. ſect. 1.'

First Parliament of Great Britain.

Members to take the Oaths, &c.

1 W. & M. ſ. 1. c. 8.

30 Car. 2. ſtat. 2. c. 1.

1 Annæ, ſtat. 1. c. 22.

ARTICLE XXIII.

That the aforeſaid ſixteen Peers of *Scotland* mentioned in the laſt preceding Article, to ſit in the Houſe of Lords of the Parliament of *Great Britain*, ſhall have all Privileges of Parliament, which the Peers of *England* now have, and which they, or any Peers of *Great Britain* ſhall have after the Union, and particularly the Right of ſitting upon the Trials of Peers: And in caſe of the Trial of any Peer in Time of Adjournment, or Prorogation of Parliament, the ſaid ſixteen Peers ſhall be ſummoned in the ſame Manner, and have the ſame Powers and Privileges at ſuch Trial, as any other Peers of *Great Britain*. And that in caſe any Trials of Peers ſhall hereafter happen, when there is no Parliament in Being, the ſixteen Peers of *Scotland*, who ſat in the laſt preceding Parliament, ſhall be ſummoned in the ſame Manner, and have the ſame Powers and Privileges at ſuch Trials, as any other Peers of *Great Britain*; and that all Peers of *Scotland*, and their Succeſſors to their Honours and Dignities, ſhall from and after the Union, be Peers of *Great Britain*, and have Rank and Precedency next and immediately after the Peers of the like Orders and Degrees in *England* at the Time of the Union, and before all Peers of *Great Britain* of the like Orders and Degrees, who may be created after the Union, and ſhall be tried as Peers of *Great Britain*, and ſhall enjoy all Privileges of Peers, as fully as the Peers of *England* do now, or as they, or any other Peers of *Great Britain* may hereafter enjoy the ſame, except the Right and Privilege of ſitting in the Houſe of Lords, and the Privileges depending thereon, and particularly the Right of ſitting upon the Trials of Peers.

Privileges of the ſixteen Peers;

and of all the Peers of Scotland.

ARTICLE XXIV.

That from and after the Union, there be one Great Seal for the united Kingdom of *Great Britain*, which ſhall be different from the Great Seal now uſed in either Kingdom: And that the quartering the Arms,

One Great Seal.

Arms, and the Rank and Precedency of the Lyon King of Arms of the Kingdom of *Scotland*, as may beſt ſuit the Union, be left to her Majeſty: And that in the mean Time, the Great Seal of *England* be uſed as the Great Seal of the united Kingdom, and that the Great Seal of the united Kingdom be uſed for ſealing Writs to elect and ſummon the Parliament of *Great Britain*, and for ſealing all Treaties with foreign Princes and States, and all Publick Acts, Inſtruments and Orders of State, which concern the whole united Kingdom, and in all other Matters relating to *England*, as the Great Seal of *England* is now uſed: And that a Seal in *Scotland* after the Union be always kept and made uſe of in all Things relating to private Rights or Grants, which have uſually paſſed the Great Seal of *Scotland*, and which only concern Offices, Grants, Commiſſions, and private Rights within that Kingdom; and that until ſuch Seal ſhall be appointed by her Majeſty, the preſent Great Seal of *Scotland* ſhall be uſed for ſuch Purpoſes: And that the Privy Seal, Signet, Caſlet, Signet of the Juſticiary Court, Quarter Seal, and Seals of Courts now uſed in *Scotland* be continued; but that the ſaid Seals be altered and adapted to the State of the Union, as her Majeſty ſhall think fit; and the ſaid Seals, and all of them, and the Keepers of them, ſhall be ſubject to ſuch Regulations as the Parliament of *Great Britain* ſhall hereafter make. And that the Crown, Scepter, and Sword of State, the Records of Parliament, and all other Records, Rolls and Regiſters whatſoever, both publick and private, general and particular, and Warrants thereof, continue to be kept as they are within that Part of the united Kingdom now called *Scotland*; and that they ſhall ſo remain in all Time coming, notwithſtanding the Union.

Seal in Scotland.

Privy Seal, &c. continued.

Regalia, Records of Parliament, &c.

ARTICLE XXV.

Laws inconſiſtent, void.

That all Laws and Statutes in either Kingdom, ſo far as they are contrary to, or inconſiſtent with the Terms of theſe Articles, or any of them, ſhall, from and after the Union, ceaſe and become void, and ſhall be ſo declared to be, by the reſpective Parliaments of the ſaid Kingdoms.

As by the ſaid Articles of Union, ratified and approved by the ſaid Act of Parliament of *Scotland*, Relation being thereunto had, may appear. And the Tenor of the aforeſaid Act for ſecuring the Proteſtant Religion and Preſbyterian Church Government within the Kingdom of *Scotland*, is as follows:

Act for ſecuring the Proteſtant Religion, and Presbyterian Church Government in Scotland.

'II. OUR Sovereign Lady, and the Eſtates of Parliament, conſidering that by the late Act of Parliament, for a Treaty with *England* for an Union of both Kingdoms, it is provided, That the Commiſſioners for that Treaty ſhould not treat of or concerning any Alteration of the Worſhip, Diſcipline, and Government of the Church of this Kingdom as now by Law eſtabliſhed: Which Treaty being now reported to the Parliament, and it being reaſonable and neceſſary that the true Proteſtant Religion, as preſently profeſſed within this Kingdom, with the Worſhip, Diſcipline, and Government of this Church, ſhould be effectually and unalterably ſecured: Therefore her Majeſty, with Advice and Conſent of the ſaid Eſtates of Parliament, doth hereby eſtabliſh and confirm the ſaid true Proteſtant Religion, and the Worſhip, Diſcipline, and Government of this Church, to continue without any Alteration to the People of this Land in all ſucceeding Generations; and more eſpecially her Majeſty, with Advice and Conſent aforeſaid, ratifies, approves, and for ever confirms the fifth Act of the firſt Parliament of King WILLIAM and Queen MARY, intituled, *Act ratifying the Confeſſion of Faith, and ſettling Preſbyterian Church Government*; with all other Acts of Parliament relating thereto, in Proſecution of the Declaration of the Eſtates of this Kingdom, containing the Claim of Right, bearing Date the eleventh of *April* one thouſand ſix hundred and eighty-nine: And her Majeſty, with Advice and Conſent aforeſaid, expreſly provides and declares, That the foreſaid true Proteſtant Religion, contained in the above-mentioned Confeſſion of Faith, with the Form and Purity of Worſhip preſently in uſe within this Church, and its Preſbyterian Church Government and Diſcipline (that is to ſay) the Government of the Church by Kirk Seſſions, Preſbyteries, Provincial Synods, and General Aſſemblies, all eſtabliſhed by the foreſaid Acts of Parliament, purſuant to the Claim of Right, ſhall remain and continue unalterable, and that the ſaid Preſbyterian Government ſhall be the only Government of the Church within the Kingdom of *Scotland*.'

Univerſities and Colleges to continue.

'III. And further, for the greater Security of the foreſaid Proteſtant Religion, and of the Worſhip, Diſcipline, and Government of this Church, as above eſtabliſhed, her Majeſty, with Advice and Conſent foreſaid, ſtatutes and ordains, That the Univerſities and Colleges of Saint *Andrews*, *Glaſgow*, *Aberdeen*, and *Edinburgh*, as now eſtabliſhed by Law, ſhall continue within this Kingdom for ever; and that in all Time coming, no Profeſſors, Principals, Regents, Maſters, or others, bearing Office in any Univerſity, College, or School within this Kingdom, be capable to be admitted, or allowed to continue in the Exerciſe of their ſaid Functions, but ſuch as ſhall own and acknowledge the Civil Government in Manner preſcribed or to be preſcribed by the Acts of Parliament; as alſo, that before, or at their Admiſſions, they do and ſhall acknowledge and profeſs, and ſhall ſubſcribe to the foreſaid Confeſſion of Faith, as the Confeſſion of their Faith, and that they will practiſe and confirm themſelves to the Worſhip preſently in Uſe in this Church, and ſubmit themſelves to the Government and Diſcipline thereof, and never endeavour directly or indirectly the Prejudice or Subverſion of the ſame, and that before the reſpective Preſbyteries of their Bounds, by whatſoever Gift, Preſentation or Proviſion they may be thereto provided.'

Subjects not liable to any Oath inconſiſtent with the ſaid Church Government.

'IV. And further, her Majeſty, with Advice aforeſaid, expreſly declares, and ſtatutes, That none of the Subjects of this Kingdom ſhall be liable to, but all and every one of them for ever free of any Oath, Teſt or Subſcription within this Kingdom, contrary to, or inconſiſtent with the foreſaid true Proteſtant Religion, and Preſbyterian Church Government, Worſhip, and Diſcipline, as above eſtabliſhed; and

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'that the ſame within the Bounds of this Church and Kingdom, ſhall never be impoſed upon, or required 'of them, in any Sort. And laſtly, That after the Deceaſe of her preſent Majeſty, (whom God long 'preſerve) the Sovereign ſucceeding to her in the Royal Government of the Kingdom of *Great Britain*, 'ſhall in all Time coming at his or her Acceſſion to the Crown, ſwear and ſubſcribe, that they ſhall 'inviolably maintain and preſerve the foreſaid Settlement of the true Proteſtant Religion, with the Go- 'vernment, Worſhip, Diſcipline, Right, and Privileges of this Church, as above eſtabliſhed by the 'Laws of this Kingdom in Proſecution of the Claim of Right.'

Queen's Succeſſors to maintain the ſame.

'V. And it is hereby ſtatuted and ordain'd, That this Act of Parliament, with the Eſtabliſhment there- 'in contained, ſhall be held and obſerved in all Time coming, as a fundamental and eſſential Condition 'of any Treaty or Union to be concluded betwixt the two Kingdoms, without any Alteration thereof, 'or Derogation thereto in any Sort for ever: As alſo, That this Act of Parliament, and Settlement 'therein contain'd, ſhall be inſert and repeated in any Act of Parliament that ſhall paſs for agreeing and 'concluding the foreſaid Treaty or Union betwixt the two Kingdoms; and that the ſame ſhall be therein 'expreſly declared to be a fundamental and eſſential Condition of the ſaid Treaty or Union in all Time 'coming: Which Articles of Union, and Act immediately above-written, her Majeſty, with Advice and 'Conſent aforeſaid, ſtatutes, enacts, and ordains to be and continue, in all Time coming, the ſure and 'perpetual Foundation of a compleat and entire Union of the two Kingdoms of *Scotland* and *England*, 'under the expreſs Condition and Proviſion, that this Approbation and Ratification of the foreſaid Arti- 'cles and Act ſhall be no ways binding on this Kingdom, until the ſaid Articles and Act be ratified, ap- 'proved, and confirmed by her Majeſty, with and by the Authority of the Parliament of *England*, as 'they are now agreed to, approved and confirmed by her Majeſty, with and by the Authority of the Par- 'liament of *Scotland*; declaring nevertheleſs, that the Parliament of *England* may provide for the Security 'of the Church of *England* as they think expedient, to take Place within the Bounds of the ſaid King- 'dom of *England*, and not derogating from the Security above provided for eſtabliſhing of the Church of 'Scotland within the Bounds of this Kingdom; as alſo the ſaid Parliament of *England* may extend the Ad- 'ditions and other Proviſions contained in the Articles of Union, as above inſert, in Favours of the Sub- 'jects of *Scotland*, to and in Favours of the Subjects of *England*; which ſhall not ſuſpend or derogate 'from the Force and Effect of this preſent Ratification, but ſhall be underſtood as herein included, with- 'out the Neceſſity of any new Ratification in the Parliament of *Scotland*.'

Act to be for ever obſerved as an eſſential Part of any Treaty, &c. between the Kingdoms.

Parliament of England may provide for Security of Church of England, &c.

'VI. And laſtly, her Majeſty enacts and declares, That all Laws and Statutes in this Kingdom, ſo 'far as they are contrary to, or inconſiſtent with, the Terms of theſe Articles, as above-mentioned, ſhall 'from and after the Union ceaſe and become void.'

All Laws, &c. inconſiſtent with Articles of Union, to ceaſe.

'VII. And whereas an Act hath paſſed in this preſent Seſſion of Parliament, intituled, *An Act for ſe- 'curing the Church of* England *as by Law eſtabliſhed*; the Tenor whereof follows:'

5 Annæ, c. 5.

'WHEREAS by an Act made in the Seſſion of Parliament held in the third and fourth Year of her 'Majeſty's Reign, whereby her Majeſty was impowered to appoint Commiſſioners, under the 'Great Seal of *England*, to treat with Commiſſioners to be authorized by the Parliament of *Scotland*, con- 'cerning an Union of the Kingdoms of *England* and *Scotland*, it is provided and enacted, That the Com- 'miſſioners to be named in purſuance of the ſaid Act ſhould not treat of or concerning any Alteration of 'the Liturgy, Rights, Ceremonies, Diſcipline, or Government of the Church as by Law eſtabliſhed 'within this Realm: And whereas certain Commiſſioners appointed by her Majeſty in purſuance of the 'ſaid Act, and alſo other Commiſſioners nominated by her Majeſty by the Authority of the Parliament of 'Scotland, have met and agreed upon a Treaty of Union of the ſaid Kingdoms; which Treaty is now 'under the Conſideration of this preſent Parliament: And whereas the ſaid Treaty (with ſome Alterati- 'ons therein made) is ratified and approved by Act of Parliament in *Scotland*; and the ſaid Act of Ratifi- 'cation is, by her Majeſty's Royal Command, laid before the Parliament of this Kingdom: And where- 'as it is reaſonable and neceſſary, that the true Proteſtant Religion profeſſed and eſtabliſhed by Law in 'the Church of *England*, and the Doctrine, Worſhip, Diſcipline, and Government thereof, ſhould be 'effectually and unalterably ſecured; Be it enacted by the Queen's moſt Excellent Majeſty, by and with 'the Advice and Conſent of the Lords Spiritual and Temporal, and the Commons, in this preſent Parli- 'ament aſſembled, and by Authority of the ſame, That an Act made in the thirteenth Year of the Reign 'of Queen ELIZABETH, of famous Memory, intituled, *An Act for the Miniſters of the Church to be of ſound 'Religion*; and alſo another Act made in the thirteenth Year of the Reign of the late King CHARLES the 'Second, intituled, *An Act for the Uniformity of the Publick Prayers and Adminiſtration of Sacraments, and 'other Rites and Ceremonies, and for eſtabliſhing the Form of making, ordaining, and conſecrating Biſhops, 'Prieſts, and Deacons in the Church of* England (other than ſuch Clauſes in the ſaid Acts, or either of 'them, as have been repealed or altered by any ſubſequent Act or Acts of Parliament) and all and ſin- 'gular other Acts of Parliament now in Force for the Eſtabliſhment and Preſervation of the Church of 'England, and the Doctrine, Worſhip, Diſcipline, and Government thereof, ſhall remain and be in full 'Force for ever.

Act for ſecuring the Church of England, recited.

13 Eliz. c. 12.

13 & 14 Car. 2. c. 4.

'VIII. And be it further enacted by the Authority aforeſaid, That after the Demiſe of her Majeſty '(whom God long preſerve) the Sovereign next ſucceeding to her Majeſty in the Royal Government of 'the Kingdom of *Great Britain*, and ſo for ever hereafter, every King or Queen ſucceeding and coming 'to the Royal Government of the Kingdom of *Great Britain*, at his or her Coronation, ſhall in the Pre- 'ſence of all Perſons who ſhall be attending, aſſiſting, or otherwiſe then and there preſent, take and ſub- 'ſcribe an Oath to maintain and preſerve inviolably the ſaid Settlement of the Church of *England*, and

Queen's Succeſſors to take an Oath to maintain the Church of England.

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'the Doctrine, Worſhip, Diſcipline, and Government thereof, as by Law eſtabliſhed within the Kingdoms of *England* and *Ireland*, the Dominion of *Wales*, and Town of *Berwick* upon *Tweed*, and the Territories thereunto belonging.'

Act to be an eſſential Part of any Treaty, &c.

'IX. And be it further enacted by the Authority aforeſaid, That this Act, and all and every the Matters and Things therein contained, be, and ſhall for ever be holden and adjudged to be a fundamental and eſſential Part of any Treaty of Union to be concluded between the ſaid two Kingdoms; and alſo that this Act ſhall be inſerted in expreſs Terms in any Act of Parliament which ſhall be made for ſettling and ratifying any ſuch Treaty of Union, and ſhall be therein declared to be an eſſential and fundamental Part thereof.

Articles of Union, and the Act for eſtabliſſing Preſbyterian Church Government, &c. ratified and confirmed.

X. May it therefore pleaſe your moſt Excellent Majeſty, that it may be enacted; and be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That all and every the ſaid Articles of Union as ratified and approved by the ſaid Act of Parliament of *Scotland*, as aforeſaid, and herein before particularly mentioned and inſerted; and alſo the ſaid Act of Parliament of *Scotland* for eſtabliſhing the Proteſtant Religion and Preſbyterian Church Government within that Kingdom, intituled, *Act for ſecuring the Proteſtant Religion, and Preſbyterian Church Government*, and every Clauſe, Matter, and Thing in the ſaid Articles and Act contained, ſhall be, and the ſaid Articles and Act are hereby for ever ratified, approved, and confirmed.

5 Annæ, c. 5. Acts for ſettling the Church Governments in England and Scotland, &c. declared eſſential Parts of the Union.

XI. And it is hereby further enacted by the Authority aforeſaid, That the ſaid Act paſſed in this preſent Seſſion of Parliament, intituled, *An Act for ſecuring the Church of* England *as by Law eſtabliſhed*, and all and every the Matters and Things therein contained, and alſo the ſaid Act of Parliament of *Scotland*, intituled, *An Act for ſecuring the Proteſtant Religion, and Preſbyterian Church* Government, with the Eſtabliſhment in the ſaid Act contained, be and ſhall for ever be held and adjudged to be, and obſerved as fundamental and eſſential Conditions of the ſaid Union; and ſhall in all Times coming be taken to be, and are hereby declared to be eſſential and fundamental Parts of the ſaid Articles and Union; and the ſaid Articles of Union ſo as aforeſaid ratified, approved and confirmed by Act of Parliament of *Scotland*, and by this preſent Act, and the ſaid Act paſſed in this preſent Seſſion of Parliament, intituled, *An Act for ſecuring the Church of* England as by Law eſtabliſhed, and alſo the ſaid Act paſſed in the Parliament of *Scotland*, intituled, *An Act for ſecuring the Proteſtant Religion, and Preſbyterian Church Government*, are hereby enacted and ordained to be and continue in all Times coming the compleat and intire Union of the two Kingdoms of *England* and *Scotland*.

5 Annæ, c. 5.

Act ſettling the Manner of electing the Repreſentatives of Scotland.

'XII. And whereas ſince the paſſing the ſaid Act in the Parliament of *Scotland*, for ratifying the ſaid Articles of Union, one other Act, intituled, *An Act ſettling the Manner of electing the ſixteen Peers, and forty-five Members to repreſent* Scotland *in the Parliament of* Great Britain, hath likewiſe paſſed in the ſaid Parliament of *Scotland* at *Edinburgh*, the fifth Day of *February* one thouſand ſeven hundred and ſeven, the Tenor whereof follows:

Tenor of the Act.

'OUR Sovereign Lady conſidering, That by the twenty-ſecond Article of the Treaty of Union, as the ſame is ratified by an Act paſſed in this Seſſion of Parliament, upon the ſixteenth of *January* laſt, it is provided, That by virtue of the ſaid Treaty, of the Peers of *Scotland*, at the Time of the Union, ſixteen ſhall be of the Number to ſit and vote in the Houſe of Lords, and forty-five the Number of the Repreſentatives of *Scotland* in the Houſe of Commons of the Parliament of *Great Britain*; and that the ſaid ſixteen Peers, and forty-five Members in the Houſe of Commons, be named and choſen in ſuch Manner as by a ſubſequent Act in this preſent Seſſion of Parliament in *Scotland*, ſhould be ſettled; which Act is thereby declared to be as valid, as if it were a Part of, and ingroſſed in the ſaid Treaty: Therefore her Majeſty, with the Advice and Conſent of the Eſtates of Parliament, ſtatutes, enacts, and ordains, That the ſaid ſixteen Peers, who ſhall have Right to ſit in the Houſe of Peers in the Parliament of *Great Britain*, on the Part of *Scotland*, by virtue of this Treaty, ſhall be named by the ſaid Peers of *Scotland*, whom they repreſent, their Heirs or Succeſſors to their Dignities and Honours, out of their Own Number, and that by open Election and Plurality of Voices of the Peers preſent, and of the Proxies for ſuch as ſhall be abſent, the ſaid Proxies being Peers, and producing a Mandate in Writing duly ſigned before Witneſſes, and both the Conſtituent and Proxy being qualified according to Law; declaring alſo, That ſuch Peers as are abſent, being qualified as aforeſaid, may ſend to all ſuch Meetings Liſts of the Peers whom they judge fitteſt, validly ſigned by the ſaid abſent Peers, which ſhall be reckoned in the ſame Manner as if the Parties had been preſent, and given in the ſaid Liſt; and in caſe of the Death, or legal Incapacity of any of the ſaid ſixteen Peers, that the aforeſaid Peers of *Scotland* ſhall nominate another of their own Number, in Place of the ſaid Peer or Peers, in Manner before and after mentioned: And that of the ſaid forty-five Repreſentatives of *Scotland* in the Houſe of Commons in the Parliament of *Great Britain*, thirty ſhall be choſen by the Shires or Steuartries, and fifteen by the Royal Burrows as follows, *viz.* One for every Shire and Steuartry, excepting the Shires of *Bute* and *Cathneſs*, which ſhall chooſe one by Turns, *Bute* having the firſt Election; the Shires of *Nairn* and *Cromarty*, which ſhall alſo chooſe by Turns, *Nairn* having the firſt Election; and in like Manner the Shires of *Clackmanan* and *Kinroſs*, ſhall chooſe by Turns, *Clackmanan* having the firſt Election; and in caſe of the Death or legal Incapacity of any of the ſaid Members from the reſpective Shires or Steuartries above-mentioned, to ſit in the Houſe of Commons, it is enacted and ordained, That the Shire or Steuartry, who elected the ſaid Member, ſhall elect another Member in his Place; and that the ſaid fifteen Repreſentatives for the Royal Burrows be choſen as follows, *viz.* That the Town of *Edinburgh* ſhall have

How the ſixteen Peers ſhall be elected.

And alſo the forty-five Repreſentatives.

'Right to elect and send one Member to the Parliament of *Great Britain*; and that each of the other 'Burghs shall elect a Commissioner in the same Manner as they are now in Use to elect Commissioners to 'the Parliament of *Scotland*, which Commissioners and Burghs (*Edinburgh* excepted) being divided in four- 'teen Classes or Districts, shall meet at such Time and Burghs within their respective Districts, as her 'Majesty, her Heirs or Successors shall appoint, and elect one for each District, *viz.* The Burghs of '*Kirkwall*, *Week*, *Dornock*, *Dingwall*, and *Taine*, one; the Burghs of *Fortrose*, *Inverness*, *Nairn*, and '*Forress*, one; the Burghs of *Elgin*, *Cullen*, *Bamff*, *Inverury*, and *Kintore*, one; the Burghs of *Aberdeen*, '*Inverbervy*, *Montrose*, *Aberbrothock*, and *Brochine*, one; the Burghs of *Forfar*, *Perth*, *Dundee*, *Coupar*, 'and Saint *Andrews*, one; the Burghs of *Craill*, *Kilrennie*, *Anstruther Easter*, *Anstruther Wester*, and *Pit-* 'tenweem, one; the Burghs of *Dysart*, *Kirkaldie*, *Kinghorn*, and *Bruntisland*, one; the Burghs of *Inner-* 'kithen, *Dumfermline*, *Queensferry*, *Culross*, and *Sterling*, one; the Burghs of *Glasgow*, *Renfrew*, *Ruglen*, 'and *Dumbartan*, one; the Burghs of *Haddington*, *Dunbarr*, *North Berwick*, *Lauder*, and *Jedburgh*, one; the 'Burghs of *Selkirk*, *Peebles*, *Linlithgow*, and *Lanerk*, one; the Burghs of *Dumfries*, *Sanquhar*, *Annan*, '*Lockmaben*, and *Kirkudbright*, one; the Burghs of *Wigtoun*, *New Galloway*, *Stranraver*, and *Whitehern*, 'one; and the Burghs of *Air*, *Irvin*, *Rothesay*, *Cambletoun*, and *Inverary*, one: And it is hereby declared 'and ordained, That where the Votes of the Commissioners for the said Burghs, met to choose Re- 'presentatives from their several Districts to the Parliament of *Great Britain*, shall be equal, in that Case 'the President of the Meeting shall have a casting or decisive Vote, and that by and according to his 'Vote as a Commissioner from the Burgh from which he is sent; the Commissioner from the eldest Burgh 'presiding in the first Meeting, and the Commissioners from the other Burghs in their respective Districts 'presiding afterwards by Turns, in the Order as the said Burghs are now called in the Rolls of the Par- 'liament of *Scotland*; and that in case any of the said fifteen Commissioners from Burghs shall decease or 'become legally incapable to sit in the House of Commons, then the Town of *Edinburgh*, or the District 'which chose the said Member, shall elect a Member in his or their Place: It is always hereby expressly 'provided and declared, That none shall be capable to elect or be elected for any of the said Estates, but 'such as are twenty-one Years of Age compleat, and Protestant, excluding all Papists, or such who be- 'ing suspect of Popery, and required, refuse to swear and subscribe the *Formula* contained in the third 'Act made in the eighth and ninth Sessions of King WILLIAM's Parliament, intituled, *Act for preventing* 'the Growth of Popery; and also declaring, that none shall be capable to elect, or be elected, to represent a 'Shire or Burgh in the Parliament of *Great Britain*, for this Part of the united Kingdom, except such as 'are now capable by the Laws of this Kingdom, to elect, or be elected as Commissioners for Shires or 'Burghs to the Parliament of *Scotland*: And further her Majesty, with Advice and Consent aforesaid, 'for the effectual and orderly Election of the Persons to be chosen to sit, vote, and serve in the respec- 'tive Houses of the Parliament of *Great Britain*, when her Majesty, her Heirs and Successors, shall de- 'clare her or their Pleasure for holding the first or any subsequent Parliament of *Great Britain*, and when 'for that Effect a Writ shall be issued out under the Great Seal of the united Kingdom, directed to the 'Privy Council of *Scotland*, conform to the said twenty-second Article, statutes, enacts, and ordains, That 'until the Parliament of *Great Britain* shall make further Provision therein, the said Writ shall contain a 'Warrant and Command to the said Privy Council, to issue out a Proclamation in her Majesty's Name, 'requiring the Peers of *Scotland*, for the Time, to meet and assemble at such Time and Place within '*Scotland*, as her Majesty and royal Successors shall think fit, to make Election of the said sixteen Peers, 'and requiring the Lord Clerk Register, or two of the Clerks of Session, to attend all such Meetings, 'and to administer the Oaths that are or shall be by Law required, and to ask the Votes; and having 'made up the List in the presence of the Meeting, to return the Names of the sixteen Peers chosen (cer- 'tified under the Subscription of the said Lord Clerk Register, Clerk or Clerks of Session attending) to 'the Clerk of the Privy Council of *Scotland*, and in like Manner requiring and ordaining the several Free- 'holders in the respective Shires and Steuartries, to meet and convene at the head Burghs of their several 16 Geo. 2. c. 11. 'Shires and Steuartries, to elect their Commissioners, conform to the Order above set down, and or- 'daining the Clerks of the said Meetings immediately after the said Elections are over, respectively to 'return the Names of the Persons elected to the Clerks of the Privy Council: And lastly, ordaining the 'City of *Edinburgh* to elect their Commissioner, and the other Royal Burrows to elect each of them a 'Commissioner, as they have been in use to elect Commissioners to the Parliament, and to send the said 'respective Commissioners at such Times, to such Burghs, within their respective Districts, as her Ma- 'jesty and Successors by such Proclamation shall appoint; requiring and ordaining the Common Clerk of 'the respective Burghs, where such election shall be appointed to be made, to attend the said Meetings, 'and immediately after the Election to return the Name of the Person so elected (certified under his Hand) 'to the Clerk of Privy Council, to the end that the Names of the sixteen Peers, thirty Commissioners for 'Shires, and fifteen Commissioners for Burghs, being so returned to the Privy Council, may be returned 'to the Court from whence the Writ did issue under the Great Seal of the united Kingdom, conform to 'the said twenty-second Article: And whereas by the said twenty second Article it is agreed, That if 'her Majesty shall on or before the first Day of *May* next declare, that it is expedient the Lords and 'Commons of the present Parliament of *England*, should be the Members of the respective Houses of the 'first Parliament of *Great Britain*, for and on the Part of *England*, they shall accordingly be the Mem- 'bers of the said respective Houses, for and on the Part of *England*; her Majesty, with Advice and Con- 'sent aforesaid, in that Case only, doth hereby statute and ordain, that the sixteen Peers, and forty-five 'Commissioners for Shires and Burghs, who shall be chosen by the Peers, Barons and Burghs respectively, 'in this present Session of Parliament, and out of the Members thereof, in the same Manner as Com- 'mittees of Parliament are usually now chosen, shall be the Members of the respective Houses of the

'said first Parliament of *Great Britain*, for and on the Part of *Scotland*. Which Nomination and Election being certified by a Writ under the Lord Clerk Register's Hand, the Persons so nominated and elected shall have Right to sit and vote in the House of Lords, and in the House of Commons, of the said first Parliament of *Great Britain*.

Act aforesaid declared valid.

'XIII. As by the said Act passed in *Scotland*, for settling the Manner of electing the sixteen Peers, and forty-five Members, to represent *Scotland* in the Parliament of *Great Britain*, may appear;' Be it therefore further enacted and declared by the Authority aforesaid, That the said last-mentioned Act passed in *Scotland* for settling the Manner of electing the sixteen Peers, and forty-five Members, to represent *Scotland* in the Parliament of *Great Britain*, as aforesaid, shall be, and the same is hereby declared to be as valid as if the same had been Part of, and engrossed in the said Articles of Union ratified and approved by the said Act of Parliament of *Scotland*, and by this Act, as aforesaid.

Farther Provisions for improving the Union, see 6 *Ann.* c. 6. 7 *Ann.* c. 21. *and see* 21 *Geo.* 2. c. 19. *and* 22 *Geo.* 2. c. 48. *for regulating Trials in High Treason in Scotland.*

CAP. IX.

An Act for rendring more effectual an Act passed in the first Year of her Majesty's Reign, intituled, *An Act for the better preventing Escapes out of the* Queen's Bench *and* Fleet Prisons.

'WHEREAS the Inheritance and Custody of several County Gaols are in private Persons, by 'Means whereof the good Intent of a certain Act made in the first Year of her Majesty's Reign, 'intituled, *An Act for the better preventing Escapes out of the* Queen's Bench *and* Fleet Prisons, may be in 'some Counties defeated and eluded:' To the end therefore that the said Act may be rendred more effectual; Be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That all and every Person and Persons, who from and after the five and twentieth Day of *March* in the Year of our Lord one thousand seven hundred and seven, shall be seized or taken by Virtue or Authority of the said Act, shall instead of being committed to the Common Gaol of the County wherein such Person or Persons shall be taken, be conveyed and committed to the Prison or Place where the Sheriff of such County detains or keeps the Debtors or Prisoners for Debt or Damage, there to remain in the Custody of the Sheriff of such County, subject to the same Rules and Directions, and under the same Restrictions, Regulations, and Penalties, and in such Manner and Form in all and every Respect, as if the said Person or Persons had been committed to the Common Gaol of the County; and if any Person or Persons so taken and committed as aforesaid, shall at any Time make any Escape out of the said Prison or Place to which he, she, or they be so committed, as aforesaid, the Sheriff in whose Custody he, she, or they was or were, shall be answerable for such Escape to the Party grieved, in like Manner as in the Case of any other Escape.

1 Annæ, stat. 2. c. 6.

Persons taken by virtue of 1 Annæ, c. 6. to be committed to Prison where Sheriff keeps Prisoners for Debt, and remain in Sheriffs Custody.

Sheriff answerable for Escape.

Escape Warrant may be granted upon Affidavit made in the Country.

II. And to the Intent that the Benefit of the said former Act may the more easily be had, in case the Person or Persons escaping shall be seen in Places distant from the City of *London*; Be it further enacted, That it shall and may be lawful to and for any one of the Judges of the respective Courts in the said former Act mentioned, to grant like Warrant and Warrants, upon Oath in Writing to be made before any Person commissionated under the Seal of the same Court to take Affidavits in the Country, (the same Oath being first duly filed) as by the said former Act he is impowered to do upon like Oath made before himself.

Persons may be apprehended by Warrant on a Sunday.

III. And be it declared and enacted, That it is and shall be lawful to apprehend and take, upon the Lord's Day, any Person or Persons by virtue of any Warrant or Warrants granted in pursuance of this or of the said former Act.

Person in Custody of Sheriff on a Decree, and making his Escape, Sheriff liable to pay, &c.

IV. And be it further enacted by the Authority aforesaid, That if any Person or Persons is, are or shall be in Custody of any Sheriff or other Officer, either by virtue of the said Act, or of this present Act, or otherwise, for not performing any Decree of the High Court of *Chancery*, or Court of *Exchequer*, whereby any Sum or Sums of Money is ordered or decreed to be paid, and shall afterwards make any Escape from the said Sheriff or other Officer, that then and in such Case the Person and Persons, their Executors or Administrators, to whom the Money was to be paid by the said Decree, shall have the same Remedy against the said Sheriff, as if such Person or Persons so escaping had been in Custody upon an Execution at Law, and shall and may recover the several Sum and Sums of Money decreed to be paid to him, her, or them in and by such Decree, against such Sheriff or other Officer, together with his, her, or their Costs of Suit, in any Action or Actions of Debt, or upon the Case, to be brought or commenced against such Sheriff or other Officer in any of her Majesty's Courts of Record at *Westminster*, wherein no Protection or Wager of Law shall be admitted, or any more than one Imparlance; any Law, Usage, or Custom to the contrary in any wise notwithstanding.

Act to be a general Law.

V. And for the Prevention of Disputes touching this present Act; Be it enacted by the Authority aforesaid, That the same and every Clause and Thing therein contained, shall be adjudged and taken to be a general Law, and that it shall not be needful to set forth the same in pleading, or any Part thereof.

For farther Provisions concerning Prisoners, see 9 *Geo.* 1. c. 28. 11 *Geo.* 1. c. 22. 11 *Geo.* 2. c. 20. 16 *Geo.* 2. c. 31. 27 *Geo.* 2. c. 3 & 17. *and* 32 *Geo.* 2. c. 28.

CAP. X.

CAP. X.

An Act for repairing the Highway between *Hockliffe* and *Woborne* in the County of *Bedford*. EXP.

CAP. XI.

An Act for continuing the Acts formerly made for repairing of the Highways in the County of *Hertford*. For Repair of the Highways in the County of *Hertford*. Moiety of the Toll taken at *Wades Mill*, continued for 15 Years. If Highways be before sufficiently repaired, Toll to cease. Power of Officers, &c. in the former Acts continued. [Repealed as to the County of *Hertford*, by 6 Geo. 2. c. 24.] PR.

15 Car. 2. c. 1. 16 & 17 Car. 2. c. 10. 4 & 5 W. & M. c. 9. 6 Geo. 1. c. 20.

CAP. XII.

An Act for the enlarging the Passage leading to *New Palace Yard* through the Gatehouse, *Westminster*. PR. EXP.

CAP. XIII.

An Act for continuing the Duties upon Houses to secure a yearly Fund for circulating Exchequer Bills, whereby a Sum not exceeding fifteen hundred thousand Pounds is intended to be raised for carrying on the War and other her Majesty's Occasions. Duties on Houses granted by 7 & 8 W. 3. c. 18. &c. continued for ever. Subject to Redemption. Former Powers revived. Farther Provisions relating hereto, 7 Annæ, c. 7. Duties after last *July* 1710. appropriated for a yearly Fund for circulating Exchequer Bills. Exchequer Bills to be made forth for any Sum not exceeding 1,500,000 *l.* Bills so issued to be taken for Taxes, &c. Bank to have 4 *l.* 10 *s. per Cent.* for circulating Exchequer Bills, in Proportion as the same shall be issued, &c. Lord Treasurer, &c. on the four quarterly Feast Days of the Year, from the first issuing of the Bills until *Michaelmas*, 1710. to compute the Sum due to Bank on every such Feast Day, &c. and make out new Bills, &c. Officers, &c. to be appointed for managing and levying the Duties. Account of Monies to be kept in Auditor's Office. Allowance to be paid at the Exchequer weekly. Penalty on Officer misapplying Monies, &c. Surplus of Duties, &c. disposable to publick Use. Bank to exchange Exchequer Bills for ready Money, with Interest due, and remain a Corporation until Bills be cancelled. Bank refusing to pay Bill, Person demanding may bring his Action. No Interest to run after Bill is paid into Exchequer, &c. Interest Bills paid to Collector of Taxes, &c. to be signed, and Day of the Month wrote when paid, &c. On one Year's Notice, and Payment of the Principal and Interest, Bills to be cancelled, and the Fund to cease, &c. Forging or counterfeiting Bill, &c. Felony. Bank to have one Part of the Checques of all such Bills. Governor, &c. may call in any Sums necessary for circulating Bills. Member neglecting to pay his Share, Dividend to be stopt. Fund not liable to foreign Attachment. Exempt from Taxes, and to be deemed a personal Estate, and go to Executors. Until Bills be cancelled no other Exchequer Bills to be issued. Not to hinder Redemption of original Fund of 100,000 *l. per Annum* granted to Bank. Lottery Tickets, Exchequer Bills, &c. burnt or lost before 6 *February* 1706. Officers, &c. on Certificate and Affidavit, &c. to make forth new ones. [Repealed, and other Duties granted, by 20 Geo. 2. c. 3.]

1 Annæ, stat. 1. c. 13. 9 & 10 W. 3. c. 44. 1 Annæ, stat. 1. c. 13. See 5 *Ann.* c. 27. sect. 18.

CAP. XIV.

An Act for the better Preservation of the Game.

'WHEREAS several Laws have been already enacted for the better Preservation of the Game, and by Experience been found not sufficient to prevent destroying the Game, by reason of the Multitude of Higlars and other Chapmen, which give great Encouragement to idle loose Persons to neglect their lawful Employments, to follow and destroy the same;' For Remedy whereof, and the more effectual Preservation of the Game, be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That all and every of the Laws now in being for the better Preservation of the Game, shall continue, remain, and be in the same Force, not hereby repealed or altered.

13 *R.* 2. *st.* 1. c. 13. 11 *H.* 7. c. 17. 19 *H.* 7. c. 11. 32 *H.* 8. c. 8. 5 *El.* c. 21. 23 *El.* c. 10. 1 *Jac.* 1. c. 27. 22 & 23 *Car.* 2. c. 25. 4 & 5 *W.* & *M.* c. 23. All Laws for Preservation of the Game to continue in Force, &c.

II. And be it further enacted by the Authority aforesaid, That if any Higlar, Chapman, Carrier, Innkeeper, Victualler, or Alehouse-keeper, shall from and after the first Day of *May* one thousand seven hundred and seven, have in his or their Custody or Possession any Hare, Pheasant, Partridge, Moor, Heath-game, or Grouse, or shall buy, sell, or offer to sell any Hare, Pheasant, Partridge, Moor, Heath-game, or Grouse, every such Higlar, Chapman, Inn-keeper, Victualler, Alehouse-keeper, or Carrier (unless such Game in the Hands of such Carrier be sent up by Person or Persons qualified to kill the Game) shall upon every such Offence be carried before some Justice of the Peace for the County, Riding, City, or Town Corporate, or Liberties where the said Offence is committed; and upon View, or upon the Oath of one or more credible Witnesses, shall be convicted of the same, shall forfeit for every Hare, Pheasant, Partridge, Moor, Heath-game, or Grouse, the Sum of five Pounds, one Half to the Informer, and the other Half to the Poor of the Parish where the Offence was committed; the same to be levied by Distress and Sale of the Offender's Goods, by Warrant under the Hand and Seal of the Justice or Justices

Higlar, Carrier, &c. not to have in his Custody any Hare, Pheasant, Partridge, &c. or buy or sell Hare, &c. on Penalty of 5 *l.* to be levied by Distress, &c.

of the Peace before whom such Offender or Offenders shall be convicted, rendring the Overplus (if any be) the Charge of distraining being first deducted; and for want of Distress, the Offender or Offenders be committed to the House of Correction for the first Offence, for the Space of three Months, without Bail or Mainprize, and for every such other Offence, for the Space of four Months; provided, that such Conviction be made within three Months after such Offence committed; and that if any *Certiorari* shall be allowed to remove any Conviction made, or other Proceedings of or concerning any Matter or Thing in this Act, into any of the Courts at *Westminster*, upon any Pretence whatsoever, unless the Party or Parties, against whom such Conviction shall be made, shall, before the Allowance of such *Certiorari*, become bound to the Person or Persons prosecuting the same, in the Sum of fifty Pounds, with such sufficient Securities as the Justice or Justices of the Peace, before whom such Offender shall be convicted, shall think fit, with Condition to pay unto the Prosecutors, within fourteen Days after such Conviction or *Procedendo* granted, their full Costs and Charges, to be ascertained upon their Oaths; and that in Default thereof, it shall be lawful for the said Justice or Justices, or others, to proceed for the due Execution of such Conviction, in such Manner as if no such *Certiorari* had been awarded.

Encouragement to Destroyers of the Game, to make Discoveries.

III. And for the better Discovery of such Higlar, Chapman, Carrier, Inn-keeper, Alehouse-keeper, and Victualler, as shall offer to buy or sell any Hare, Pheasant, Partridge, Moor, Heath-game, or Grouse; be it further enacted by the Authority aforesaid, That from and after the said first Day of *May*, any Person that shall destroy, sell, or buy any Hare, Pheasant, Moor, Heath-game, or Grouse, and shall within three Months make Discovery of any Higlar, Chapman, Carrier, Inn-keeper, Alehouse-keeper, or Victualler, that hath bought or sold, or offered to buy or sell, or had in their Possession any Hare, Pheasant, Partridge, Moor, Heath-game, or Grouse, so as any one shall be convicted of such Offence, in Manner as aforesaid, such discoverer to be discharged of the Pains and Penalties hereby enacted for killing or selling such Game as aforesaid, shall receive the same Benefit or Advantage as any other Informer shall be entitled to, by virtue of this Act, for such Discovery and Information.

Persons not qualified to keep Greyhounds, &c. and destroy the Game, to forfeit 5l. to be levied by Distress and Sale, &c.

IV. And be it enacted by the Authority aforesaid, That if any Person or Persons, not qualified by the Laws of this Realm so to do, shall keep or use any Grey Hounds, Setting Dogs, Hayes, Lurchers, Tunnells, or any other Engines to kill and destroy the Game, and shall be thereof convicted upon the Oath of one or two credible Witnesses, by the Justice or Justices of the Peace where such Offence is committed as aforesaid, the Person or Persons so convicted, shall forfeit the Sum of five Pounds; one Half to be paid to the Informer, and the other Half to the Poor of the Parish where the same was committed; the same to be levied by Distress and Sale of the Offenders Goods, by Warrant under the Hand and Seal of such Justice or Justices, before whom such Person or Persons shall be convicted as aforesaid; and for want of such Distress, the Offender or Offenders shall be sent to the House of Correction for the Space of three Months for the first Offence, and for every such other Offence, four Months; and that it shall and may be lawful to and for any of her Majesty's Justices of the Peace, in their respective Counties, Ridings, Cities, Towns Corporate, or Liberty, and the Lords and Ladies of his, her, their, or any of their respective Manors, within the said Manors, to take away any such Hare, Pheasant, Partridge, Moor, Heath-game, or Grouse, or any other Game, from any such Higlar, Chapman, Inn-keeper, Victualler, or Carrier, or any other Person or Persons not qualified to kill the same, and shall be found in their Custody or Possession; and likewise to take away such Dogs, Nets, or other Engines, which shall be in the Power or Custody of any Person or Persons not qualified by the Laws to keep the same, to their own proper Use, without being accountable to any Person or Persons for the same; and that it shall and may be lawful for any Lord or Lady of his or her respective Lordship or Manor, by writing under his or her Hand and Seal, to impower his or her Game-keeper or Game-keepers, upon his or her own Lordship or Manor as aforesaid, to kill Hare, Pheasant, Partridge, or any other Game whatsoever; but if the said Game-keeper shall, under Colour or Pretence of the said Power and Authority to kill or take the same for the Use of such Lord or Lady, and afterwards sell and dispose thereof to any Person or Persons whatsoever, without the Consent or Knowledge of the Lord or Lady of such Manor or Manors that hath given such Power or Authority, in Manner as aforesaid, and shall be thereof convicted upon the Complaint of such Lord or Lady of any Manor, and upon the Oath of one or more credible Witnesses, before any one or more of her Majesty's Justices of the Peace as aforesaid, upon such Conviction such Game-keeper shall be committed to the House of Correction for the Space of three Months, and there to be kept to hard Labour. And this Act shall remain and be in force for the Space of three Years, from the first Day of *May* one thousand seven hundred and seven, and from thence to the End of the next Sessions of Parliament, and no longer.

Justices, or Lords of Manors, &c. may take away any Hare, &c. from Higlar, or Person not qualified: And also their Dogs, Nets, &c. by 3 Geo. 1. c. 1. None shall be made Game-keepers but Persons qualified or the Lords Servants. Penalty on Game keeper, killing the Game, and selling it without Consent of Lord of Manor, &c. This Act made perpetual by 9 Annæ, c 25. as altered by that Act. *Burn V.* 1. 458. *& sequent.*

'V. And whereas the burning of Heath, Ling and Brakes or Fern upon the Forest of *Sherwood* in the 'County of *Nottingham*, and in the Parts thereunto adjacent, as it is frequently used by divers disorderly 'and dissolute Persons, doth not only destroy the Breed of Game, but hath also very frequently been the 'Occasion of burning, damaging, and destroying, of great Quantities of Wood, Timber, and Fences 'within the said Forest, and Places thereunto adjacent, to the great Damage and Prejudice of the Owners 'thereof;' Be it further enacted by the Authority aforesaid, That if any Person or Persons shall, at any Time after the said first Day of *May*, set fire to any Ling, Heath, or Brakes growing upon any Part of the said Forest, or on any other Waste, Common, or Land within the said County of *Nottingham*, or shall cut any Ling, Heath, or Brakes, in order to be burnt to Ashes upon the Ground, or shall burn the same to Ashes upon the Ground, in any Part of the said Forest, or in any Waste, Common, or Land, lying within the said County, without Licence from the Owner of the Soil where such Offence shall be committed, shall forfeit to the Owner of the Soil where such Offence shall be committed, ten Shillings, and all the Ashes which shall be so burnt; and every Person and Persons who shall buy Fern Ashes of any

No Heath, Ling, or Brakes to be burnt in Forest of Sherwood, without Licence of Owner, on Penalty.

None to buy Fern Ashes on Penalty.

any such unlicenſed Perſon or Perſons within the ſaid County, ſhall forfeit for every Peck of ſuch Aſhes, which ſhall be ſo bought, the Sum of ten Shillings; one Moiety thereof to the Poor of the Pariſh where ſuch Offence ſhall be committed, and the other Moiety thereof to ſuch Perſon or Perſons as ſhall give Information of the ſaid Offence; and it ſhall be lawful for the Keepers and Officers of ſuch Parts of the ſaid Foreſt, and for the Owners of the Land or Soil where any the ſaid Offences ſhall be committed, their Servants and Agents, to take away, for his and their own Uſe, the Scithes, Rakes, and other Inſtruments to be uſed for any the Purpoſes aforeſaid, of every Perſon and Perſons who they ſhall find ſo offending; and it ſhall be lawful for any one or more of her Majeſty's Juſtices of the Peace, upon Complaint made to him or them againſt any Perſon or Perſons for any the ſaid Offences, to ſend forth his or their Warrant or Warrants to bring the Perſon or Perſons ſo complained of before him or them; and if the Perſon or Perſons ſo complained of, ſhall be convict of any of the ſaid Offences before ſuch Juſtice or Juſtices, by the Oath or Oaths of one or more Witneſs or Witneſſes, then and in ſuch Caſe the Party ſo convict, ſhall immediately after ſuch Conviction, pay ſuch Penalties and Forfeitures as are hereby before impoſed for the ſaid Offences reſpectively, to ſuch Perſon and Perſons as the ſame Penalties and Forfeitures are hereby appointed to be paid; and in Default thereof ſhall be committed by ſuch Juſtice or Juſtices to the Houſe of Correction, there to be kept to hard Labour for the Space of one Month, unleſs the ſaid Penalties and Forfeitures ſhall be in the mean Time paid.

Juſtices to iſſue their Warrants for Offenders.

Farther Proviſions relating to Game, 9 Ann. c. 25. 3 Geo. 1. c. 11. 8 Geo. 1. c. 19. 10 Geo. 2. c. 32. 26 Geo. 2. c. 2. and 28 Geo. 2. c. 12.

CAP. XV.

An Act for the better recruiting of her Majeſty's Land Forces and the Marines, for the Year one thouſand ſeven hundred and ſeven. EXP.

CAP. XVI.

An Act for continuing an Act made in the third and fourth Years of her Majeſty's Reign, intituled, *An Act for puniſhing Mutiny and Deſertion, and falſe Muſters, and for the better Payment of the Army and Quarters.* EXP.

CAP. XVII.

An Act to repeal all the Laws prohibiting the Importation of foreign Lace made of Thread.

'WHEREAS it is by Experience found, That an Act paſſed in the Parliament holden at *Weſtminſter*, in the thirteenth and fourteenth Years of the Reign of his late Majeſty King CHARLES the Second, intituled, *An Act prohibiting the Importation of foreign Bone Lace, Cut Work, Embroidery, Fringe, Band Strings, Buttons, and Needle Work*, as alſo divers other Acts heretofore made, prohibiting or reſtraining the Importation of foreign Lace, or for rendring the Laws more effectual for preventing the Importion of foreign Lace, have obſtructed the Exportation and Vending or Selling of the Woollen Manufactures of *England* in the *Spaniſh Low Countries*, and other Places Abroad:' Now for the Remedy thereof, be it enacted, and it is hereby enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the aforeſaid Act of the thirteenth and fourteenth Years of the Reign of King CHARLES the Second, and alſo all and every other Act and Acts of Parliament whatſoever which prohibit or reſtrain the Importation, Vending, or Selling of foreign Lace, be henceforth repealed ſo far forth as the ſaid Acts relate to foreign Lace made of Thread in the ſaid *Spaniſh Low Countries*, or in any other Place not within the Dominions of the *French* King; and that the aforementioned Acts, and every Clauſe, Matter and Thing in them contained, ſo far as they relate to ſuch foreign Lace made of Thread (except as is before excepted) be and are hereby repealed and made void.

13 & 14 Car. 2. c. 13.

All Acts which prohibit the Importation of foreign Lace, repealed.

II. Provided nevertheleſs, That nothing in this Act contained ſhall any ways extend, or be conſtrued to extend to permit or allow of the Importation of Lace made in any the Dominions of the *French* King, or in any of the Lands, Towns, or Countries in the Poſſeſſion of the Duke of *Anjou*, ſo long as they ſhall remain or continue in the Poſſeſſion of the ſaid *French* King or Duke reſpectively.

Not to extend to Lace made in French King's, or Duke of Anjou's Dominions.

CAP. XVIII.

An Act for Inrollments of Bargains and Sales within the Weſt Riding of the County of *York*, in the Regiſter Office there lately provided, and for making the ſaid Regiſter more effectual.

'WHEREAS by an Act of Parliament made in the twenty-ſeventh Year of the Reign of King HENRY the Eighth, intituled, *For Inrollments of Bargains and Sales*, it is enacted, That no Manors, Lands, Tenements, or other Hereditaments ſhall paſs, alter, or change from one to another, whereby any Eſtate of Inheritance or Freehold ſhall be made, or take effect in any Perſon or Perſons, or any Uſe thereof to be made, by reaſon only of any Bargain and Sale thereof, except the ſaid Bargain and Sale be made by Writing indented, ſealed, and inrolled in one of the King's Courts of Record at *Weſtminſter*, or elſe within the ſame County or Counties where the ſame Manors, Lands, or Tenements ſo bargained and ſold lie or be, before the *Cuſtos Rotulorum*, and two Juſtices of the Peace, and the Clerk of the Peace of the ſame County or Counties, or two of them at the leaſt, whereof the Clerk of the Peace to be one; which Act hath been found by Experience to be of little or no Uſe within the Weſt Riding of the County of *York*, as to the Inrollments of Bargains and Sales within the ſaid Weſt Riding,

27 H. 8. c. 16. Farther Proviſions relating hereto. 6 Annæ, c. 35. ſect. 34.

'Riding, for that the Clerk of the Peace thereof for the time being, who hath the keeping of the ſaid Inrollments within the ſaid Weſt Riding, is not by the ſaid Act enjoined to give any Security for the ſafe keeping, nor under any Penalty for the negligent keeping of the ſaid Inrollments, nor is there by the ſaid Act any certain Place appointed for keeping thereof: And whereas by an Act of Parliament made in the ſecond Year of her preſent Majeſty's Reign, intituled, *An Act for the publick regiſtring of all Deeds, Conveyances, and Wills, that ſhall be made of any Honors, Manors, Lands, Tenements, or Hereditaments within the Weſt Riding of the County of* York, *after the nine and twentieth Day of* September *one thouſand ſeven hundred and four*; a publick Office hath been erected and eſtabliſhed at *Wakefield* within the ſaid Weſt Riding, at the publick Charge thereof, for regiſtring and ſafe keeping of Memorials of all Deeds, Conveyances, and Wills within the ſaid Riding, and a publick Regiſter hath been choſen, who hath, according to the Direction of the ſame Act, given ſufficient Security for the due Execution of the ſaid Office:' For the rendring therefore the aforeſaid Act, made in the twenty-ſeventh Year of the Reign of King HENRY the Eighth, more effectual and beneficial to the Inhabitants of the ſaid Weſt Riding, as to all Inrollments of Bargains and Sales within the ſaid Weſt Riding; may it pleaſe your moſt Excellent Majeſty that it may be enacted, and be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the four and twentieth Day of *June* in the Year of our Lord one thouſand ſeven hundred and ſeven, all Bargains and Sales of any Manors, Lands, Tenements and Hereditaments, ſituate, lying, and being within the ſaid Weſt Riding, which ſhall be inrolled before the ſaid Regiſter, or his Deputy for the time being, in the ſaid publick Office at *Wakefield*, ſhall be as good, effectual, and available, to all Intents and Purpoſes whatſoever, as if the ſame had been inrolled in one of the Queen's Courts of Record at *Weſtminſter*, or before the *Cuſtos Rotulorum*, and two Juſtices of the Peace, and the Clerk of the Peace of the ſaid Weſt Riding, or two of them, according to the aforeſaid Act made in the twenty-ſeventh Year of the Reign of King HENRY the Eighth; and the ſaid Regiſter, or his Deputy, for the time being (together with one or more Juſtice or Juſtices of the Peace of the ſaid Riding) ſhall have Power to take and enter the Acknowledgement of the Bargainer, if but one, or of one of the Bargainers, if more, in ſuch Bargains and Sales; and ſhall well and ſufficiently inroll, by ingroſſing in Parchment Rolls or Parchment Books, all ſuch Bargains and Sales as ſhall for that Purpoſe be acknowledged before him as aforeſaid; and ſhall endorſe a Certificate on ſuch Bargains and Sales, of the Times of inrolling thereof, and ſign the ſame; and the Rolls or Books thereof ſhall ſafely keep in the ſaid publick Office, there to remain upon Record amongſt the Memorials of Deeds there regiſtred.

2 & 3 Annæ, c. 4.

Regiſter Office at Wakefield.

From 24 June 1707, all Bargains and Sales of Lands, &c. in Weſt Riding of Yorkſhire, inrolled in Regiſter's Office at Wakefield, to be good in Law, as if inrolled at Weſtminſter.

Inrollments to be in Parchment,

II. And be it further enacted, That all Deeds of Bargain and Sale ſo inrolled in the ſaid Publick or Regiſter Office as aforeſaid, which ſhall appear to be ſo inrolled by an Indorſement or Certificate on the ſaid Deeds of Bargain and Sale ſigned by the ſaid Regiſter, or his Deputy, and that all Copies of the Inrollments thereof remaining on Record in the ſaid Regiſter Office, ſhall be allowed in all Courts where ſuch Bargains and Sales, or Copies ſhall be produced, to be as good and ſufficient Evidence as any Bargains and Sales inrolled in any of the Courts at *Weſtminſter*, and the Copies of the Inrollments thereof.

and allowed in all Courts.

Such Inrollment deemed entring a Memorial thereof.

III. And be it further enacted, That every ſuch Inrollment of every ſuch Deed in the ſaid Regiſter Office as aforeſaid, ſhall be deemed and adjudged to be the entering of a Memorial thereof, purſuant to the ſaid Act made in the ſecond Year of her preſent Majeſty's Reign, and ſhall have the ſame Force and Effect upon the Eſtate therein mentioned, in relation to all ſubſequent Deeds, Conveyances, and Wills, and to all other Intents and Purpoſes, as if a Memorial of ſuch inrolled Deed had been entred in the ſaid Regiſter Office, purſuant to the ſaid Act.

No Judgment, &c. to affect any Manors, &c. in Weſt Riding, but from Time that a Memorial thereof be entred in Regiſter's Office.

IV. And be it further enacted by the Authority aforeſaid, That no Judgment, Statute, or Recognizance (other than ſuch as ſhall be entred into in the Name, and upon the proper Account of her Majeſty, her Heirs and Succeſſors) which ſhall be obtained, or entred into, after the ſaid four and twentieth Day of *June* in the ſaid Year of our Lord one thouſand ſeven hundred and ſeven, ſhall affect or bind any Manors, Lands, Tenements, or Hereditaments, ſituate, lying, and being in the ſaid Weſt Riding, but only from the Time that a Memorial of ſuch Judgment, Statute, or Recognizance ſhall be entred at the ſaid Regiſter Office, expreſſing and containing, in caſe of ſuch Judgment, the Names of the Plaintiffs, and the Names and Additions therein of the Defendants, the Sums thereby recovered, and the Time of the ſigning thereof; and in caſe of Statutes and Recognizances, expreſſing and containing the Date of ſuch Statute or Recognizance, the Names and Additions of the Cognizors and Cognizees therein, and for what Sums, and before whom the ſame were acknowledged; and that in order to the making an Entry of ſuch Memorials of Judgments, Statutes and Recognizances as aforeſaid, the Party and Parties deſiring the ſame, ſhall produce to, and leave with the ſaid Regiſter, or his Deputy, to be filed in the ſaid Publick or Regiſter Office, a Memorial of ſuch Judgment, Statute or Recognizance, ſigned by the proper Officer, who ſhall ſign ſuch Judgment, or his Succeſſor in the ſame Office, or by the proper Officer in whoſe Office ſuch Statute or Recognizance ſhall be inrolled, together with an Affidavit ſworn before one of the Judges at *Weſtminſter*, or a Maſter in Chancery, that ſuch Memorial was duly ſigned by the Officer whoſe Name ſhall appear to be thereunto ſet; which Memorial ſuch reſpective Officer is hereby required to give ſuch Plaintiff or Plaintiffs, Cognizee or Cognizees, or his, her, or their Executors or Adminiſtrators, or Attorney, or any of them, he, ſhe, or they paying for the ſame the Sum of one Shilling, and no more.

Manner of making Entry.

Regiſter to enter ſuch Memorials.

V. And be it further enacted, That the ſaid Regiſter, or his Deputy, ſhall make an Entry, and likewiſe, if required, ſhall give a Certificate in Writing under his Hand, teſtified by two credible Witneſſes, of every ſuch Memorial of any Judgment, Statute, or Recognizance brought to him to be ſo regiſtred

as aforesaid, and therein mention the certain Day on which such Memorial is so registred or entred, expressing also in what Book, Page and Number the same is entred.

VI. And be it further enacted by the Authority aforesaid, That the Recognizance entred into by the present Register, and hereafter to be entred into by the Register for the time being, at the Time of his being sworn into the said Office of Register, conditioned for the true and faithful Performance of his Duty in the Execution of his said Office, shall be deemed, adjudged, and taken to stand and be to all Intents and Purposes a Security, as well for the due Inrollment, and safe keeping when inrolled, of the said Inrollments of all Bargains and Sales that shall be inrolled before the said Register, or his Deputy, for the time being, by virtue of this present Act, and for all other Duties appointed by him to be done by this Act, as for the true and faithful Performance of his Duty in the Execution of his said Office of Register; and that the said Register and his Deputy for the time being, shall be liable to the like Breaches and Forfeitures of the said Recognizance, for and in respect of any Neglect or Breach of his Duty required of him by this present Act, as for any Neglect or Breach of his Duty in the Execution of his said Office of Register. Condition of Register's Recognizance.

VII. And be it further enacted, That the said Register for the time being, shall be allowed for inrolling every such Bargain and Sale, and Memorial as aforesaid, and for Certificates, Copies and Searches respectively, the like respective Fees that are, by the aforesaid Act made in the second Year of her present Majesty's Reign, appointed for the entring Memorials of Deeds, Conveyances, and Wills, and for Certificates, Copies, and Searches respectively, and no more. The same Fees as by 2 Annæ, c. 4.

VIII. And be it further enacted, That if any Person or Persons shall at any Time forge or counterfeit any Entry of the Acknowledgment of any Bargainer in any such Bargain and Sale as aforesaid, or any such Memorial, Certificate, or Indorsement as are herein mentioned or directed, and be thereof lawfully convicted, such Person or Persons shall incur, and be liable to such Pains and Penalties as in and by an Act of Parliament made in the fifth Year of Queen ELIZABETH, intituled, *An Act against Forgers of false Deeds and Writings*, are imposed upon Persons so forging or publishing of false Deeds, Charters, or Writings sealed Court Rolls or Wills, whereby the Freehold or Inheritance of any Person or Persons of, in or to any Lands, Tenements or Hereditaments, shall or may be molested, troubled or charged: And that if any Person or Persons shall at any Time forswear himself before the said Register, or his Deputy, or before any Judge or Master in Chancery, in any of the Cases herein mentioned, and be thereof lawfully convicted, such Person or Persons shall incur, and be liable to the same Penalties, as if the same Oath had been made in any of the Courts of Record at *Westminster*. Penalty on forging or counterfeiting Entry. 5 Eliz. c. 14. And on Person forswearing himself.

IX. And be it further enacted, That all Certificates required by this Act, or by the said Act made in the second Year of her present Majesty's Reign to be given by the said Register, or his Deputy, in case of Searches in the said Publick or Register Office, shall be signed by the said Register, or his Deputy, in the Presence of two credible Persons, who shall set their Names thereto as Witnesses to the signing thereof. Certificates to be signed by Register.

X. And be it further enacted by the Authority aforesaid, That in case of Mortgages that shall be inrolled in the said Register Office, pursuant to this Act; or whereof Memorials have been, or shall be entred, pursuant to the said Act made in the second Year of her present Majesty's Reign; and also in case of Judgments, Statutes and Recognizances, whereof Memorials shall be entred in the said Register Office, pursuant to this Act; if at any Time afterwards, a Certificate shall be brought to the said Register, or his Deputy, signed by the respective Mortgagors and Mortgagees in such Mortgage, Plaintiffs and Defendants in such Judgment, Cognizor and Cognizees in such Statute or Recognizance respectively, their respective Executors, Administrators or Assigns, and attested by two Witnesses, whereby it shall appear, that all Monies due upon such Mortgage, Judgment, Statute or Recognizance respectively, have been paid or satisfied in discharge thereof; which Witnesses shall upon their Oath before the said Register, or his Deputy, (who are hereby respectively impowered to administer such Oath) prove such Monies to be satisfied or paid accordingly, and that they saw such Certificate signed by the said Mortgagors and Mortgagees, Plaintiffs and Defendants, Cognizors and Cognizees respectively, their respective Executors, Administrators or Assigns; that then and in every such Case the said Register, or his Deputy, shall make an Entry in the Margents of the said Register Books, against the Inrollment of such Mortgage or Registry of the Memorial thereof, and against the Registry of such Judgment, Statute or Recognizance respectively, that such Mortgage, Judgment, Statute or Recognizance respectively, was satisfied and discharged according to such Certificate, to which the same Entry shall refer; and shall after file such Certificate, to remain upon Record in the said Register Office. On Certificate that Money due on Mortgage, &c. is paid, Register to make an Entry thereof, &c. 2 & 3 Annæ, c. 4.

XI. Provided nevertheless, and be it enacted, That if any Judgment, Statute or Recognizance, be registred in the said Register Office, within thirty Days after the Acknowledgment or signing thereof, all the Lands that the Defendant or Cognizor had at the Time of such Acknowledgment or signing, shall be bound thereby. Proviso in case of Judgment entred in 30 Days after signed.

XII. And be it further enacted, That this Act shall be taken and allowed in all Courts within this Kingdom as a publick Act, and all Judges, Justices, and other Persons therein concerned, are hereby required, as such, to take Notice thereof, without special pleading the same. Act to be a publick Act. *See 7 Ann. c. 20. appointing a Register for Middlesex, and 8 Geo. 2. c. 6. appointing a Register for the North Riding of Yorkshire.*

CAP.

CAP. XIX.

An Act for continuing the Duties on Low Wines and Spirits of the first Extraction, and the Duties payable by Hawkers, Pedlars, and Petty Chapmen, and Part of the Duties on stampt Vellum, Parchment, and Paper, and the late Duties on Sweets, and the one third Subsidy of Tunnage and Poundage, and for settling and establishing a Fund thereby, and by the Application of certain Overplus Monies, and otherwise, for Payment of Annuities to be sold for raising a further Supply to her Majesty, for the Service of the Year one thousand seven hundred and seven, and other Uses therein expressed.

Most Gracious Sovereign,

For the Application of 40000 l. per Ann. out of the Surplus arising from this Act. See 6 Annæ, c. 5. §. 1, 2. 1120000 l. and 35000 l. to be raised.

WE your Majesty's most dutiful and loyal Subjects, the Commons of *England* in Parliament assembled, considering the great Charges necessary for carrying on the War, and how far your Majesty's Subjects are at present burthened with Taxes already laid for that Purpose; and being therefore willing, by such easy and effectual Ways and Means as in this Act are expressed and intended, to raise a Sum of Money not exceeding one Million and one hundred and twenty thousand Pounds, Part of the Money necessary to be provided in this Session of Parliament for your Majesty's Supply, and a further Sum not exceeding thirty-five thousand Pounds, to be applied in such Manner as is herein after mentioned, towards making good the Payment of the Annuities to be purchased upon this Act, have for that End and Purpose cheerfully and unanimously given and granted, and do by this Act give and grant unto your Majesty the Rates and Duties upon Low Wines, and Spirits of the first Extraction, and the Duties to be paid by Hawkers, Pedlars, and Petty Chapmen, and the Rates and Duties upon Vellum, Parchment, and Paper, and the Duties upon Sweets, and the additional Subsidies of Tonnage and Poundage, and other Duties hereafter in this Act expressed or referred unto, for and during such Term and Terms of Years respectively as are in this Act mentioned in that Behalf; and do most humbly beseech your Majesty to accept thereof, and that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That all and every such or the like Duties for and upon all Low Wines, or Spirits of the first Extraction, as by the Act of Parliament made and passed in the third Year of her Majesty's Reign, intituled, *An Act for continuing Duties upon Low Wines, and upon Coffee, Tea, Chocolate, Spices, and Pictures, and upon Hawkers, Pedlars, and Petty Chapmen, and upon Muslins, and for granting new Duties upon several of the said Commodities, and also upon Callicoes*, China *Wares and Drugs*, were continued or granted until the four and twentieth Day of *June* one thousand seven hundred and ten, shall, by Virtue of this Act, be further continued and be paid and payable to her Majesty, her Heirs and Successors, for and upon all Low Wines, and Spirits of the first Extraction, to be made or drawn by any Distiller, or other Persons making or drawing Spirits or Strong Waters for Sale or Exportation, within the Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, from the three and twentieth Day of *June*, which shall be in the Year of our Lord one thousand seven hundred and ten, for the Term of ninety-six Years, from thence next and immediately ensuing, for the Uses and Purposes in this Act expressed: And that all and every such and the like several Duties, Impositions, and Sums of Money, to be paid by every Hawker, Pedlar, Petty Chapman, and such other Persons as are described in one Act of the ninth Year of the Reign of his late Majesty King WILLIAM the Third, of glorious Memory, for licensing Hawkers and Pedlars, and all the Powers for granting Licences, and other Powers, and all Clauses, Directions, Allowances, Penalties, Forfeitures, Articles, Matters, and Things therein contained, relating to the said Duties payable by Hawkers, Pedlars, Petty Chapmen, and other Persons described in the said Act, which by the said Act of the third Year of her Majesty's Reign hath Continuance until the said four and twentieth Day of *June* one thousand seven hundred and ten, shall be further continued, and be paid and payable, and be practised, observed, and put in Execution, by Virtue of this Act, from the three and twentieth Day of *June* which shall be in the Year of our Lord one thousand seven hundred and ten, for the like Term of ninety-six Years from thence next and immediately ensuing: The said several Duties, Impositions, and Sums of Money, for and upon all Low Wines, Spirits of the first Extraction, and upon all Hawkers, Pedlars, Petty Chapmen, and all other Persons described as aforesaid, to be paid during the said respective Terms of ninety-six Years, and to be ascertained, secured, raised, levied, recovered, answered, paid, and accounted for, to the Uses and Purposes in this Act expressed, by such Rules, Ways, Means, and Methods, and under such Penalties and Forfeitures, and with such Distribution of the said Penalties and Forfeitures, and with such Power of Mitigation, and subject to such Drawbacks, Allowances, and Repayments, and in such Manner and Form in all Respects, as the like Duties, Impositions, and Sums of Money respectively granted or continued by the said Act of the third Year of her Majesty's Reign are thereby, or by any other Act of Parliament whereunto the said Act hath Reference, or by any other Law now in Force, prescribed, enacted, or appointed to be ascertained, secured, raised, levied, recovered, answered, paid, and accounted for during the Continuance thereof respectively.

Duties on Low Wines, Hawkers, Vellum, &c. granted. See 5 *Annæ*, c. 27. *f.* 18.

Low Wines, 3 & 4 Annæ, c. 4. made perpetual by 1 Geo. 1. stat. 2. c. 12. §. 8. 1 Geo. 2. c. 16. further continued for 96 Years; made perpetual by 1 Geo. 1. stat. 2. c. 12. §. 8.

Hawkers and Pedlars. 9 & 10 W. 3. c. 27.

3 & 4 Annæ, c. 4. further continued; made perpetual by 1 Geo. 1. stat. 2. c. 12. §. 8.

In what Manner Duties shall be levied.

3 & 4 Annæ, c. 4.

II. And it is hereby enacted by the Authority aforesaid, That all such of the Powers, Directions, Penalties, and Forfeitures, Clauses, Matters, and Things provided, settled, or established by the said Acts, or any of them, or by any other Act now in Force, whereunto the same, or any of them have or hath Relation,

Relation, for the better raiſing, levying, recovering, anſwering, or paying the ſaid reſpective Duties upon Low Wines and Spirits of the firſt Extraction, and upon Hawkers, Pedlars, Petty Chapmen, and other Perſons deſcribed as aforeſaid, thereby granted, or for making any Drawbacks, Repayments, or Allowances out of any of the ſaid ſeveral and reſpective Duties upon Exportations, ſhall be revived, and be continued, and be in Force and Virtue, during the Continuance of this Act, and further, for the Recovery of all the Arrearages and Sums of Money, which ſhall become due or payable to her Majeſty, her Heirs or Succeſſors, upon this Act, in as full and ample Manner, to all Intents and Purpoſes, as if the ſaid Powers, Directions, Penalties, Forfeitures, Clauſes, Matters, and Things, and every of them, were again repeated and re-enacted in the Body of this preſent Act. Former Powers revived.

III. And be it further enacted by the Authority aforeſaid, That ſuch of the Rates and Duties upon Vellum, Parchment, and Paper, as were granted to their ſaid late Majeſties King WILLIAM and Queen MARY, by an Act made in the Parliament holden at *Weſtminſter*, in the fifth and ſixth Years of their Reigns, intituled, *An Act for granting to their Majeſties, ſeveral Duties upon Vellum, Parchment, and Paper for four Years, towards carrying on the War againſt* France, and which by an Act of Parliament made in the eighth Year of the Reign of his ſaid late Majeſty King WILLIAM, were continued until the firſt Day of *Auguſt* one thouſand ſeven hundred and ſix, and which by an Act of the firſt Year of her now Majeſty's Reign, intituled, *An Act for making good Deficiencies, and preſerving the publick Credit*, were continued from the laſt Day of *July* one thouſand ſeven hundred and ſix, to the firſt Day of *Auguſt* which ſhall be in the Year of our Lord one thouſand ſeven hundred and ten, ſhall by Virtue of this Act be further continued, and be due and payable to her Majeſty, her Heirs and Succeſſors, from the laſt Day of *July* which ſhall be in the Year of our Lord one thouſand ſeven hundred and ten, for the Term of ninety-ſix Years from thence next and immediately enſuing, for the Uſes and Purpoſes in this Act expreſſed; and that the ſaid Act for granting the ſaid Duties upon Vellum, Parchment, and Paper, and all Powers, Proviſions, Penalties, and Forfeitures, Articles, and Clauſes therein, or in any other Act or Acts of Parliament now in Force, concerning the ſaid Duties upon Vellum, Parchment, and Paper, ſhall continue and be in full Force and Effect, and ſhall be applied, practiſed, and put in Execution, for the raiſing, levying collecting, anſwering, and paying, the ſaid Duties upon Vellum, Parchment, and Paper, hereby continued, during the ſaid Term of ninety-ſix Years, and all Arrears thereof, according to the Tenor and Intent of this Act. 5 & 6 W. & M. c. 21. 8 & 9 W. 3. c. 20. 1 Annæ, ſtat. 1. c. 13. Rates on Vellum, &c. for 96 Years; Made perpetual by 1 Geo. 1. ſtat. 2. c. 12. §. 8.

IV. Provided always, and it is hereby further enacted, That in all Caſes, where any further or other Proviſion or Alteration is made by any other Act or Acts of Parliament now in being, in relation to the ſaid Duties upon Low Wines and Spirits of the firſt Extraction, and the ſaid Duties payable by Hawkers, Pedlars, Petty Chapmen, and others, and the ſaid Duties upon Vellum, Parchment, and Paper, or any of them, ſuch other Proviſions, or Alterations ſhall be obſerved and complied with, during the Continuance of the reſpective Terms hereby granted in the ſame Duties reſpectively; any thing herein contained to the contrary notwithſtanding. Alterations to be obſerved.

V. And be it enacted by the Authority aforeſaid, That there ſhall be raiſed, levied, collected, and paid to her Majeſty, her Heirs and Succeſſors, (for the Purpoſes in this Act expreſſed) for every Barrel of Sweets made, which ſhall be for Sale, from and after the four and twentieth Day of *March* one thouſand ſeven hundred and ſix, within or during the Space of ninety-nine Years, from thence next and immediately enſuing, the Sum of thirty and ſix Shillings, the ſame Duty to be paid by the Maker and Makers of the ſaid Sweets, and ſo in Proportion for any greater or leſſer Quantity. Sweets to pay 36 s. per Barrel, for 99 Years. Made perpetual by 1 Geo. 1. ſtat. 2. c. 12. §. 8. Reduced to 12 s. by 10 Geo. 2. c. 17.

VI. And be it further enacted by the Authority aforeſaid, That all and every the Powers, Authorities, Directions, Rules, Methods, Penalties, Forfeitures, Clauſes Matters, and Things, which in and by an Act of Parliament made in the twelfth Year of the Reign of the late King CHARLES the Second, intituled, *An Act for taking away the Court of Wards and Liveries, and Tenures* in capite, *and by Knights Service, and Purveyance, and for ſettling a Revenue upon his Majeſty in lieu thereof*, or by any other Law now in Force relating to the Duties of Exciſe upon Beer, Ale and other Liquors; and which in and by another Act made in the tenth Year of the Reign of his late Majeſty, King WILLIAM the Third (of glorious Memory) intituled, *An Act for laying further Duties upon Sweets, and for leſſening the Duties as well upon Vinegar as upon certain Low Wines and Whale-fins, and the Duties upon Brandy imported, and for the more eaſy raiſing the Duties upon Leather, and for charging Cynders, and for permitting the Importation of Pearl Aſhes, and for preventing Abuſes in brewing Beer and Ale, and Frands in the Importation of Tobacco*, or by any other Law then in force relating to the Duties on Sweets, granted by the laſt mentioned Act, are provided, ſettled, or eſtabliſhed, for raiſing, levying, collecting, recovering, adjudging, or aſcertaining the Duties thereby granted, or any of them, ſhall be exerciſed, practiſed, applied, uſed, levied, recovered, and put in Execution, for the raiſing, levying, collecting, recovering, and paying the Duties on Sweets hereby granted, during the Continuance of the ſame, as fully and effectually to all Intents and Purpoſes, as if all and every the ſaid Powers, Authorities, Rules, Directions, Methods, Penalties, Forfeitures, Clauſes, Matters, and Things, were particularly repeated, and again enacted in the Body of this preſent Act. 12 & 13 Car. 2. c. 24. 10 & 11 W. 3. c. 21. Former Powers in force for collecting Duties on Sweets.

VII. And for the better, and more ſure Payment of all the Annuities to be purchaſed on this Act, be it further enacted by the Authority aforeſaid, That all the Monies ariſing, from Time to Time, by or for the ſaid Duties upon Low Wines, and Spirits of the firſt Extraction, and by or for the ſaid Duties payable by Hawkers, Pedlars, Petty Chapmen, and others as aforeſaid, and by or for the ſaid ſeveral Rates and Duties upon Vellum, Parchment and Paper, and by and for the ſaid Duties upon Sweets reſpectively, by this Act granted and continued, and every of them, (the neceſſary Charges of managing, raiſing, levying, collecting, anſwering, paying, and accounting for the ſaid ſeveral Rates, and other Duties only excepted) ſhall, from Time to Time, from and after the reſpective Commencements thereof,

Receivers General to pay the Monies into the Exchequer.

for and during the ſaid ſeveral Terms of Years therein granted, or intended to be granted by this Act, be brought and paid by the reſpective Receivers General, or ſuch Perſons as for the Time being ſhall have the Receipt thereof, as the ſame ſhall be raiſed (who are hereby required and enjoyned to bring and pay the ſame accordingly) into the Receipt of Exchequer, for the Purpoſes in this Act expreſſed, diſtinctly and ſeparately from all other Monies whatſoever that are or ſhall be payable by them into the ſaid Receipt: And that from and immediately after the Time that all the Principal and Intereſt Monies, which by the ſaid Act of the firſt Year of her Majeſty's Reign, are charged upon the aforeſaid Rates and Duties upon Vellum, Parchment, and Paper thereby granted, ſhall be ſatisfied and paid off, or that Money ſhall be reſerved in the Exchequer ſufficient for that Purpoſe, then the aforeſaid Duties upon Vellum, Parchment, and Paper, to ariſe by the ſaid Act of the firſt Year of her Majeſty's Reign, for the Remainder of the Term thereby granted, and therein then to come and unexpired, (except the neceſſary Charges of raiſing, collecting, levying, and accounting for the ſame) ſhall in like Manner from Time to Time be brought and paid into the Receipt of the Exchequer, for the Purpoſes in this Act expreſſed, diſtinctly and apart as aforeſaid: And the reſpective Commiſſioners and Receivers General of the ſaid ſeveral Rates and Duties hereby required to be paid into the Receipt of the Exchequer as aforeſaid, ſhall make or cauſe to be made Payments thereof into the ſaid Receipt of the Exchequer, according to the true Meaning of this Act, weekly, to wit, on *Wedneſday* in every Week, if it be not an Holy-day; and if it be, then on the next Day after that is not an Holy-day.

1 Annæ, ſtat. 1. c. 13.

Week'ly.

Additional Subſidies, Tunnage, Coals, &c. 4 Annæ, c. 6.

VIII. And be it enacted by the Authority aforeſaid, That the additional Subſidies of Tonnage and Poundage, and other Duties, which in and by the Act of the fourth Year of her Majeſty's Reign, intituled, *An Act for continuing an additional Subſidy of Tonnage and Poundage, and certain Duties upon Coals, Culm, and Cynders, and additional Duties of Exciſe, and for ſettling and eſtabliſhing a Fund thereby, and by other Ways and Means, for Payment of Annuities to be ſold for raiſing a further Supply to her Majeſty, for the Service of the Year one thouſand ſeven hundred and ſix, and other Uſes therein mentioned*, were granted and continued to be paid for and upon all Wines, which from and after the eighth Day of *March* one thouſand ſeven hundred and ſix, during the Term of ninety-eight Years from thence next enſuing, ſhould be imported or brought into the Kingdom of *England*, Dominion of *Wales*, and Town of *Berwick* upon *Tweed*, and for and upon all Manner of Goods and Merchandizes, which from and after the ſaid eighth Day of *March* one thouſand ſeven hundred and ſix, during the ſaid Term of ninety-eight Years, ſhould be imported or brought into this Realm, or any of her Majeſty's Dominions to the ſame belonging, by Way of Merchandize (except as therein is excepted) ſhall, by Virtue of this Act, be further continued, and be due and payable to her Majeſty, her Heirs and Succeſſors, from the Expiration of the ſaid ſeveral Terms of ninety-eight Years, for the Term of one whole Year, from thence next and immediately enſuing, for the Uſes and Purpoſes in this Act expreſſed; which additional Subſidies and Duties ſo continued for one Year, and all Arrears thereof, ſhall be raiſed, levied, and paid by the ſame Rules, and with ſuch Drawbacks and Allowances, and ſubject to ſuch Penalties and Forfeitures, and in ſuch Manner and Form, as by the ſaid Act of the fourth Year of her ſaid Majeſty's Reign, are preſcribed and enacted in relation to the like Subſidies or Duties thereby granted.

Further continued.

Out of the Overplus Money ariſing 4 Annæ, c. 6.

'IX. And whereas the ſaid additional Subſidy of Tunnage and Poundage (which is commonly called the one third Subſidy) and other Duties upon Wines, Goods, and Merchandizes, granted by the ſaid Act of the fourth Year of her Majeſty's Reign, for the Term of ninety-eight Years as aforeſaid, and the Duties upon Coals, Culm, and Cynders, by the ſame Act granted or continued from the fourteenth Day of *May* one thouſand ſeven hundred and eight, until the thirtieth Day of *September* one thouſand ſeven hundred and ten, and the particular Rates and Duties of Exciſe by the ſame Act granted for the Term of ninety-five Years, from the ſeventeenth Day of *May* one thouſand ſeven hundred and thirteen, and all the Monies to ariſe by Virtue of an Act of the fifth Year of their ſaid late Majeſties Reign, of or for the Duties of Exciſe thereby granted, after paying off, or reſerving ſufficient to pay off the Lottery Annuities therein mentioned, together with other Monies mentioned in the ſaid Act of the fourth Year of her Majeſty's Reign, are thereby made liable to the Payment of certain Annuities purchaſed thereupon, not exceeding one hundred eighty-four thouſand two hundred forty-two Pounds and fourteen Shillings *per Annum*, at the Receipt of the Exchequer, which Subſidies, Rates, Duties, and other Funds or Proviſions charged by the ſaid Act with the Annuities laſt mentioned, will by Eſtimation produce annually a conſiderable Sum more than will be ſufficient to diſcharge all the ſame Annuities, and the neceſſary Charges of paying and accounting for the ſame, and the Overplus Monies thereby ariſing do belong to her Majeſty, for the publick Uſe and Service;' Be it further enacted, by the Authority aforeſaid, That the Lord High Treaſurer of *England*, or any three or more of the Commiſſioners of the Treaſury for the Time being, ſhall, from Time to Time, during the Continuance of the ſaid Subſidies, Rates, Duties, and other Funds ſettled by the ſaid Act of the fourth Year of her Majeſty's Reign as aforeſaid, and every or any of them, cauſe all the ſaid Overplus Monies of the ſame Subſidies, Rates, Duties, and other Funds contained in the Act laſt mentioned, to be juſtly and duly computed, at the Feaſt of the Annunciation of the Bleſſed Virgin *Mary* in every Year, or within ſix Days after, the firſt Computation thereof to be made at the Feaſt of the Annunciation of the Bleſſed Virgin *Mary* one thouſand ſeven hundred and eight, or within ſix Days after; and after paying, or reſerving ſufficient to pay ſo much as ſhall be incurred or grown due upon the ſaid Annuities, by Virtue of the ſaid Act of the fourth Year of her Majeſty's Reign, at or before every ſuch Feaſt of the Annunciation of the Bleſſed Virgin *Mary* reſpectively, the ſame Overplus Monies (except the neceſſary Charges of paying and accounting for the ſaid Annuities, purchaſed on the ſaid Act of the fourth Year of her Majeſty's Reign) or ſo much of the Overplus laſt mentioned, as ſhall be ſufficient for this Purpoſe, ſhall be applied for and towards the making good,

5 W. & M. c. 7.

4 Annæ, c. 6.

Lord Treaſurer to make good the quarterly Payments, &c.

4 Annæ, c. 6.

good, paying and ſatisfying the quarterly Payments of all and every, or any the Annuities to be purchaſed by virtue of this Act, during the whole Term of ninety-nine Years by this Act intended to be granted of and in ſuch Annuities reſpectively.

35000 l. reſerved for quarterly Payments till Michaelmas 1710.

X. And for the better ſecuring the quarterly Payments which ſhall grow due on or before *Michaelmas* one thouſand ſeven hundred and ten, upon the Annuities to be purchaſed in purſuance of this Act, Be it enacted by the Authority aforeſaid, that the ſaid Sum not exceeding thirty-five thouſand Pounds, Part of the Contribution Monies to be raiſed by Sale of Annuities upon this Act, or ſo much thereof as ſhall be ſufficient in this Behalf, ſhall and may be reſerved and applied for and towards the diſcharging the quarterly Payments laſt-mentioned.

Sundry Annuities purchaſed and charged, &c.

Overplus Monies thereby ariſing to be computed, &c. 4 & 5 W. & M. c. 3.

5 W. & M. c. 7.

9 & 10 W. 3. c. 25.

9 & 10 W. 3. c. 44.

Lord Treaſurer, &c. to apply the ſame, &c.

to make good the quarterly Payments on this Act.

Auditors to keep Books for entring all Monies paid in,

Commiſſioners, &c. to be appointed.

and compute Weekly, and perform their Duties,

on Penalties.

'XI. And whereas by and in purſuance of ſeveral former Acts of Parliament, ſundry other Annuities 'payable at the Receipt of Exchequer have been purchaſed, and are charged upon the ſeveral other 'Branches of the publick Revenues or Funds herein after particularly expreſſed, which Revenues or 'Funds do alſo annually produce more than ſufficient to diſcharge the ſaid Annuities charged thereupon 'reſpectively, and the neceſſary Charges of paying and accounting for the ſame, and the Overplus Mo- 'nies thereby ariſing do belong to her Majeſty for the publick Uſe and Service, that is to ſay, The Rates 'and Duties of Exciſe which were granted to their late Majeſties King WILLIAM and Queen MARY, by 'an Act of the fourth Year of their Reign, for the Term of ninety-nine Years therein mentioned, and 'are liable to the Payment of ſeveral Annuities, with Benefit of Survivorſhip, and other Annuities; the 'Overplus of which Rates and Duties hath been, and is to be computed on the four and twentieth Day of '*June* yearly: The Rates and Duties of Exciſe which were granted to their ſaid late Majeſties, their 'Heirs and Succeſſors for ever, by an Act of the fifth Year of their Majeſties Reign; the Overplus whereof 'hath been and is to be computed as followeth, that is to ſay, As to five ſeventh Parts thereof (being ap- 'propriated to make good the Fund of the Governor and Company of the Bank of *England*) the ſame 'have been and are to be computed on the firſt Day of *June* yearly; and as to the other two ſeventh Parts 'thereof, being for Payment of ſeveral other Annuities, the ſame have been and are to be computed on 'the five and twentieth Day of *March* yearly: The Rates and Duties of Exciſe which were granted to 'their ſaid late Majeſties by another Act of the fifth Year of their Reign, for the Term of ſixteen Years, 'for Payment of the Lottery Annuities therein mentioned; the Overplus whereof, when the ſame ſhall 'ariſe, is to be computed on the five and twentieth Day of *March* yearly: And the particular Rates and 'Duties upon Salt, and the particular Duties upon ſtampt Vellum, Parchment, and Paper, which were 'granted to his ſaid late Majeſty King WILLIAM, his Heirs and Succeſſors by ſeveral Acts of the ninth 'Year of his Reign, and are charged with ſeveral Annuities amounting to one hundred and ſixty thouſand 'Pounds *p r Annum* to the Companies or Perſons entitled to the Trade to the *Eaſt Indies*; the Overplus 'of which ſeveral Rates and Duties laſt mentioned hath been and is to be computed on the nine and twen- 'tieth Day of *September* yearly:' Now it is hereby further enacted by the Authority aforeſaid, That the Lord High Treaſurer of *England*, or any three or more of the Commiſſioners of the Treaſury for the Time being, ſhall from time to time cauſe all the ſaid Overplus Monies of the ſaid ſeveral Rates, Duties, and Funds ſo charged with the ſaid Annuities, formerly purchaſed, as aforeſaid, to be juſtly and duly computed at ſuch reſpective Days and Times as are before mentioned in that Behalf; and after paying or reſerving ſufficient to pay all the Payments then incurred thereupon reſpectively, the ſaid Overplus Monies laſt-mentioned, ſo to be computed at any Day or Time, between the four and twentieth Day of *March* one thouſand ſeven hundred and ſix, and the thirtieth Day of *September* one thouſand ſeven hundred and ten (except the neceſſary Charges of paying and accounting for the ſaid Annuities formerly purchaſed, as aforeſaid) or ſo much of the Overplus Monies laſt-mentioned, as ſhall be ſufficient for this Purpoſe, ſhall be reſerved and applied for or towards the making good ſuch quarterly Payments of the Annuities to be purchaſed on this Act, as ſhall incur or grow due at or before the Feaſt of Saint *Michael* the Archangel, which ſhall be in the Year of our Lord one thouſand ſeven hundred and ten.

XII. And be it further enacted by the Authority aforeſaid, That there ſhall be provided and kept in the Office of the Auditor of the Receipt of her Majeſty's Exchequer one or more Books, in which all the Monies of the ſaid ſeveral Rates and Duties hereby appointed to be paid in Weekly, as aforeſaid, and which ſhall be brought to the ſaid Receipt for that Purpoſe, and the ſaid Sum, not exceeding thirty-five thouſand Pounds, hereby directed to be reſerved out the ſaid Contribution-money, and alſo the ſaid Overplus Monies of the ſaid former Annuity Funds hereby directed to be computed and applied, as aforeſaid, ſhall be entred apart and diſtinct from all other Monies paid into the ſaid Receipt on any other Account whatſoever.

XIII. And to the end all the Monies by this Act appropriated for the Payment of the Annuities to be purchaſed on this Act, may be duly and certainly raiſed and brought into the Receipt of the Exchequer for that Purpoſe; it is hereby further enacted, That from time to time, during the continuance of this Act, there ſhall be continued or appointed Commiſſioners, Receivers General, Comptrollers, Collectors, and other proper Officers, for raiſing the ſeveral Rates and Duties by this Act intended for the Payment of the Annuities to be purchaſed thereupon, and for keeping the Accounts of the ſame; and that the reſpective Commiſſioners or chief Managers thereof, ſhall from time to time, weekly, compute and aſcertain the Monies of each Branch of the ſaid Rates and Duties, which ought to be paid into the Exchequer on every *Wedneſday*, or on the ſubſequent Day, not being an Holy Day, as aforeſaid; and that all Commiſſioners, Receivers General, Comptrollers, Collectors, and other Officers, who are or ſhall be concerned in the managing, raiſing, levying, receiving, collecting, or paying the ſame, or in keeping the Accounts thereof, ſhall perform their ſeveral and reſpective Duties therein, as to them reſpectively ſhall appertain, under ſuch and the like Penalties, Forfeitures, and Diſabilities, for any Offence or Ne-

9 & 10 W. 3. c. 44.

gleſt therein, or for detaining, diverting, or miſapplying any Part of the ſaid Monies, as are preſcribed and to be inflicted by virtue of an Act of Parliament made and paſſed in the ninth Year of the Reign of his ſaid late Majeſty King WILLIAM the Third, intituled, *An Act for raiſing a Sum not exceeding two Millions, upon a Fund for Payment of Annuities, after the Rate of eight Pounds* per Centum per Annum, *and for ſettling the Trade to the* Eaſt Indies, for the like Offence or Neglect in Relation to the Duties upon Salt, and other Duties upon Stampt Vellum, Parchment, and Paper thereby granted, or for detaining, diverting, or miſapplying any Part of the Monies which were granted by the Act laſt-mentioned.

Monies ariſing to be a General Fund.

XIV. And it is hereby enacted and declared, That all the Monies ariſing, as aforeſaid, of or for the ſaid ſeveral and reſpective Rates and Duties upon Low Wines and Spirits of the firſt Extraction, and the ſaid Duties payable by Hawkers, Pedlars, Petty Chapmen, and others, as aforeſaid, and the Duties upon Sweets, and the ſaid Duties upon ſtampt Vellum, Parchment, and Paper, hereby appointed to be paid weekly into the Exchequer, as aforeſaid, and the ſaid additional Subſidy, and the ſaid Sum not exceeding thirty-five thouſand Pounds hereby directed to be reſerved out of the Contribution-money, as aforeſaid, and the ſaid reſpective Overplus Monies of the ſaid former Annuity Funds, hereby appointed to be computed and applied for ſuch ſeveral and reſpective Times, and in ſuch Manner as are before-mentioned, and every of them, or ſo much of the ſaid ſeveral Rates, Subſidies, and Duties, Contribution-money, and Overplus-money, as ſhall be ſufficient for anſwering the full and due Payment of all the Annuities to be purchaſed on this Act, and all Arrearages thereof from time to time incurred according to the true Meaning of this Act, are, and ſhall be the general Fund for Payment of the ſame, and are and ſhall be liable thereunto, and ſhall not be diverted or divertible to any other Uſe, Intent or Purpoſe whatſoever, under the Penalties, Forfeitures, and Diſabilities in this Act expreſſed.

For purchaſe of Annuities for 99 Years, Perſons may advance 1,155,000l. By 6 Geo. 1. c. 4. ſ. 1. the South Sea Company may purchaſe theſe Annuities.

XV. And for the raiſing any Sum and Sums of Money, not exceeding in the Whole the Sum of eleven hundred and fifty-five thouſand Pounds, that is to ſay, The Sum not exceeding one Million one hundred and twenty thouſand Pounds thereof, for carrying on the preſent War and other her Majeſty's Occaſions, and the ſaid Sum not exceeding thirty-five thouſand Pounds, Reſidue thereof, to be applied for or towards the making good the quarterly Payments to be incurred on the Annuities to be purchaſed in purſuance of this Act; It is hereby further enacted, by the Authority aforeſaid, That it ſhall and may be lawful to and for any Perſon or Perſons, Natives or Foreigners, Bodies Politick or Corporate, to contribute, advance, and pay into the Receipt of her Majeſty's Exchequer, for her Majeſty's Uſe, at or before the reſpective Days and Times in this Act limited in that Behalf, any Sum or Sums of Money, not exceeding in the Whole the Sum of one Million one hundred fifty-five thouſand Pounds, for purchaſing any Annuity or Annuities, to be paid and payable during the full Term of ninety-nine Years, to be reckoned from the five and twentieth Day of *March* in the Year of our Lord one thouſand ſeven hundred and ſeven, at the Rate of ſixteen Years Purchaſe, which Rate doth amount to the Sum of one hundred and ſixty Pounds for every ſuch Annuity of ten Pounds *per Annum*, and proportionably for any greater Annuity; and the ſame Rate or Conſideration-money is hereby appointed to be paid into the ſaid Receipt, at or before the reſpective Days and Times herein after-mentioned (that is to ſay) One fourth Part thereof on or before the tenth Day of *May* in the Year of our Lord one thouſand ſeven hundred and ſeven; one other fourth Part thereof on or before the tenth Day of *July* in the Year of our Lord one thouſand ſeven hundred and ſeven; one other fourth Part thereof on or before the tenth Day of of *September* in the Year of our Lord one thouſand ſeven hundred and ſeven; and the remaining fourth Part thereof on or before the tenth Day of *November* in the Year of our Lord one thouſand ſeven hundred and ſeven: All which Annuities ſo to be purchaſed, ſhall not exceed in the whole, the Sum of ſeventy-two thouſand one hundred eighty-ſeven Pounds and ten Shillings *per Annum*, and ſhall be paid and payable at the four moſt uſual Feaſts or Days of Payment in the Year; that is to ſay, the Feaſts of the Nativity of Saint *John* Baptiſt, Saint *Michael* the Archangel, the Birth of our Lord Chriſt, and the Annunciation of the bleſſed Virgin *Mary*, by even and equal Portions; the firſt Payment thereof to be made at the Feaſt of the Nativity of Saint *John* Baptiſt, which ſhall be in the Year of our Lord one thouſand ſeven hundred and ſeven.

At 16 Years Purchaſe, from 25 March 1707.

To be paid in 4 Parts, 10 May, 10 July, 10 September, and 10 November 1707.

Annuities not to exceed 72,187 l. 10 s. per Annum, payable quarterly.

Contributors Names, &c. to be entred.

XVI. And it is hereby enacted, That in the Offices of the Auditor of the Receipt, and Clerk of the Pells in the Exchequer, ſeverally, there ſhall be provided and kept a Book or Books in which there ſhall be fairly entred the Names of all who ſhall be Contributors, and of all Perſons by whoſe Hands the ſaid Contributors ſhall pay in any of the ſaid Sums upon this Act, and alſo the Sums ſo paid, and the Times when the ſame are reſpectively paid; to which Book it ſhall be lawful for the reſpective Contributors, their Executors, Adminiſtrators, and Aſſigns, from time to time, and at all ſeaſonable Times, to have Reſort, and to inſpect the ſame without Fee or Reward.

Annuities to be paid with Preference to all other Payments.

XVII. And be it further enacted by the Authority aforeſaid, That all and every the Annuities whatſoever which ſhall be purchaſed upon or in purſuance of this preſent Act, ſhall be and are hereby charged upon, and ſhall be paid and payable from time to time, in the firſt Place, and with Preference to all other Payments whatſoever, out of the Monies ariſing from time to time, as aforeſaid, of or for the ſaid ſeveral and reſpective Duties upon Low Wines and Spirits of the firſt Extraction, and the Duties payable by Hawkers, Pedlars, Petty Chapmen and others, as aforeſaid, and the ſaid Duties upon Sweets, and the ſaid Duties upon ſtampt Vellum, Parchment and Paper, hereby appointed to be brought and paid weekly into the Exchequer, as aforeſaid, and out of the ſaid Subſidies, and every of them, and alſo out of the ſaid Sum not exceeding thirty-five thouſand Pounds, hereby directed to be reſerved out of the ſaid Contribution-money, as aforeſaid, and alſo out of the ſaid Overplus Monies of the ſaid former Annuity Funds hereby appointed to be computed and applied for ſuch ſeveral and reſpective Times, and in the Manner

before-mentioned, and every of them; and ſo much of the ſaid ſeveral and reſpective Rates, Subſidies, and Duties appointed by this Act to be brought and paid into the Exchequer, and ſo much of the ſaid Sum of thirty-five thouſand Pounds, and of the ſaid ſeveral and reſpective Overplus Monies of the ſaid former Annuity Funds, as are and ſhall be ſufficient to ſatisfy and diſchare all the Annuities to be purchaſed upon this Act, and all the Arrearages thereof, at any Time due or owing, are and ſhall be, by virtue of this Act, appropriated and applied to and for ſatisfying and diſcharging of the ſame Annuities, and ſuch Arrearages thereof accordingly, and ſhall be iſſued, diſpoſed, and applied to that Uſe, and to none other Uſe, Intent, or Purpoſe whatſoever; any thing herein contained, or any other Matter or Thing whatſoever to the contrary notwithſtanding.

Surplus diſpoſable to publick Uſes. Farther Proviſion relating hereto, 1 Geo. 1. ſtat. 2. c. 12. §. 7.

XVIII. Provided always, That if at the End of any Year of the ſaid Term of ninety-nine Years, for which the ſaid Annuities are to be purchaſed, the firſt Computation to be made at *Lady Day* one thouſand ſeven hundred and eight, or within ſix Days after, the Monies ariſing at the Exchequer within ſuch Year, by the ſaid Rates, Duties, Subſidies, Overplus Monies, and other Monies hereby appropriated for Payment of the ſaid Annuities, purſuant to this Act, ſhall exceed all the Monies then due for or upon the ſame Annuities, and all Arrearages thereof, then or at any Time or Times before that Time incurred, ſo that there ſhall be an Exceſs or Surplus remaining in the Exchequer, ſuch Exceſs or Surplus ſhall be diſpoſable from time to time for the publick Uſe and Service, and not otherwiſe; any thing herein contained to the contrary notwithſtanding.

Contributors paying, &c. to enjoy ſure Eſtates in Annuities purchaſed.

XIX. And be it further enacted by the Authority aforeſaid, That all and every Contributor and Contributors upon this Act, duly paying the Conſideration or Purchaſe-money, at the Rate aforeſaid, at or before the reſpective Days or Times in this Act limited in that Behalf, for any ſuch Annuity or Annuities, as aforeſaid, or ſuch as he, ſhe, or they ſhall appoint, his, her, or their reſpective Executors, Adminiſtrators, Succeſſors, and Aſſigns, ſhall have, receive, and enjoy, and be entitled, by virtue of this Act, to have, receive, and enjoy the reſpective Annuity and Annuities ſo to be purchaſed, out of the Monies by this Act appropriated or appointed for the Payment thereof, during the ſaid whole Term of ninety-nine Years, as is above-mentioned; and that all and every ſuch Purchaſers, their Executors, Adminiſtrators, and Aſſigns reſpectively, ſhall have good and ſure Eſtates and Intereſts in the ſeveral Annuities, ſo by them to be purchaſed according to the Tenor and true Meaning of this Act, and that all the ſaid Annuities to be purchaſed upon this Act, and every of them, during the Term aforeſaid, ſhall be free from all Taxes, Charges, and Impoſitions whatſoever.

Tax-free;

and have Tallies and Orders, &c. Miſtakes in theſe Orders rectified by 8 Annæ, c. 7. §. 64.

XX. And be it further enacted by the Authority aforeſaid, That every Contributor upon this Act, for any Annuity or Annuities, as aforeſaid, his, her, or their Executors, Adminiſtrators, or Aſſigns, upon Payment of the Conſideration or Purchaſe-money for the ſame, at the Rate aforeſaid, or any Part or Proportion thereof, within the Time or Times in this Act limited in that Behalf, ſhall immediately have one or more Tally or Tallies levied, importing the Receipt of ſo much Conſideration-money as ſhall be ſo paid; and upon Payment of all the Purchaſe-money for any ſuch Annuity or Annuities, at the Rate aforeſaid, every ſuch Contributor, his, her, or their Executors, Adminiſtrators, Succeſſors, or Aſſigns reſpectively, ſhall have an Order for paying of the ſaid Annuity and Annuities, for and during the ſaid Term of ninety-nine Years; which Order ſhall be ſigned by the Treaſurer and under Treaſurer of the Exchequer, or any three or more of the Commiſſioners of the Treaſury for the Time being, and after the ſigning thereof, the ſame ſhall be firm, good, valid, and effectual in the Law, according to the Purport and true Meaning thereof, and of this Act, and ſhall not be determinable by or upon the Deaths or Removal of any Treaſurer or Under Treaſurer of the Exchequer, or any Commiſſioner or Commiſſioners of the Treaſury, or by or upon the Determination of the Power, Office, or Offices of them, or any of them, nor ſhall any Lord High Treaſurer of *England*, Treaſurer of the Exchequer, or any Commiſſioners of the Treaſury now or for the Time being, have Power to revoke, countermand, or make void ſuch Orders ſo ſigned, as aforeſaid, or any of them.

6 per Cent. for prompt Payment before 10 May 1707.

XXI. And for the Encouragement of the Contributors to advance and pay forthwith into the Receipt of the Exchequer, the Sums by them intended to be advanced upon this Act, it is provided and enacted by the Authority aforeſaid, That every ſuch Contributor who ſhall advance and pay into the ſaid Receipt of Exchequer all or any Part of the Purchaſe-money, payable for any ſuch Annuity, or Annuities as aforeſaid, before the ſaid tenth Day of *May* in the Year of our Lord one thouſand ſeven hundred and ſeven, his, her, or their Executors, Adminiſtrators, or Aſſigns, ſhall be allowed and paid out of the Contribution-money ariſing by this Act, Intereſt after the Rate of ſix Pounds *per Centum per Annum*, for the prompt Payment of the Money ſo advanced, from the Time of the actual advancing and paying the ſame, until the ſaid tenth Day of *May* one thouſand ſeven hundred and ſeven.

Annuities aſſignable, &c.

XXII. And be it further enacted, That it ſhall and may be lawful to and for any Contributor or Contributors, his, her, or their Executors, Adminiſtrators, Succeſſors, or Aſſigns, at any Time or Times during the Continuance of his, her, or their Term, Eſtate, or Intereſt of and in any Annuity to be purchaſed upon this Act, by any Writing under his, her, or their Hands and Seals, or under the Common Seal of the Corporation, or by his or her laſt Will in Writing, to aſſign or deviſe ſuch Annuity, or any Part thereof, or any Intereſt therein, to any Perſon or Perſons whatſoever, and ſo *toties quoties* and no ſuch Aſſignment to be revokable, ſo as an Entry or Memorandum of ſuch Aſſignment or Will be made in Books to be kept for that Purpoſe in the ſaid Office of the Auditor of the Receipt, within the Space of three Months, after ſuch Aſſignment or Death of the Deviſor; and that upon producing ſuch Aſſignment or Will, or Probat thereof, in the ſaid Office of Receipt, to be entred as aforeſaid, the Party ſo producing the ſame ſhall bring therewith an Affidavit, taken before one or more of her Majeſty's Juſtices of the Peace, of the due Execution of the ſaid Aſſignment or Will; which Affidavit, ſhall be ſeverally filed

in

in the ſaid Office; which ſaid Entry or Memorandum the proper Officers in the ſaid Receipt of Exchequer are hereby required to make accordingly, and to file the ſaid Affidavits: And in Default of ſuch Aſſignment or Deviſe by Deed or Will, the Intereſt of ſuch Contributor ſhall go to his or her Executors or Adminiſtrators.

Guardians to Infants may advance 160l. &c.

XXIII. And it is hereby further enacted, That it ſhall and may be lawful for any Guardian, or Truſtee, having the Diſpoſal of the Money of any Infant under the Age of one and twenty Years, for the Uſe and Benefit of ſuch Infant, to advance and pay the Sum of one hundred and ſixty Pounds of the Money of ſuch Infant, to purchaſe an Annuity upon this Act for the Benefit of ſuch Infant; and the ſaid Guardian or Truſtee, as to the ſaid Sum of one hundred and ſixty Pounds ſo advanced, is hereby diſcharged.

Penalty on Officers taking Fees, or diverting Monies, &c.

XXIV. And be it further enacted, for the better Encouragement of Perſons to advance the Monies on this Act, That all Receipts and Iſſues, and all other things directed by this Act to be performed in the Exchequer, ſhall be done and performed by the Officers there, without demanding or receiving, directly or indirectly, any Fee, Gratuity or Reward for the ſame; and in caſe any of the Officers of the Exchequer ſhall take or demand any ſuch Fee or Reward, or ſhall divert or miſapply any of the Monies of the ſaid Duties, or Monies hereby appropriated, or any Part thereof, which ſhould make good the Payment of the ſaid Annuities, or ſhall pay or iſſue out the ſame otherwiſe than according to the Intent of this Act, or ſhall not keep Books and Regiſters, and make Entries, and do and perform all other things which by this Act they are required to perform; every ſuch Officer ſhall forfeit his Office, and be for the future incapable of any Office or Place of Truſt, and ſhall anſwer and pay treble Damages to every Contributor or Perſon who ſhall be prejudiced thereby, to be recovered by Action of Debt, Bill, Plaint or Information in any of her Majeſty's Courts of Record at *Weſtminſter*, wherein no Eſſoin, Protection, Privilege of Parliament, or other Privilege, Wager of Law, Injunction, Order of Reſtraint, or more than one Imparlance ſhall be granted or allowed; and in the ſaid Action the Plaintiff upon Recovery ſhall have full Coſts; one third Part of which Sum to be recovered for Damages, ſhall be to the Uſe of her Majeſty, her Heirs and Succeſſors, and the other two third Parts, with the Coſts, ſhall be to the Uſe of the Proſecutor; and in caſe there ſhall be any Colluſion, or faint Proſecution, between the Plaintiff and Defendant in ſuch Action, it ſhall be lawful for any other Contributor, his or her Executors, Adminiſtrators or Aſſigns, to bring another Action, wherein he or ſhe ſhall recover as aforeſaid, to the like Uſes as aforeſaid.

No Purchaſe unleſs one fourth Part paid before 10 May 1707.

XXV. Provided always, That no Perſon or Perſons whatſoever ſhall or may purchaſe or obtain, or be admitted to purchaſe or obtain, any Annuity whatſoever upon this Act, unleſs the whole or one fourth Part at leaſt of the Conſideration-money for the ſame, at ſuch Rate as aforeſaid, be advanced and paid into the ſaid Receipt of Exchequer, on or before the ſaid tenth Day of *May* one thouſand ſeven hundred and ſeven.

Contributors paying one fourth Part, and not the Remainder, ſuch Payment forfeited.

XXVI. Provided alſo, That in caſe any ſuch Contributor as aforeſaid, who ſhall, on or before the ſaid tenth Day of *May* one thouſand ſeven hundred and ſeven, have advanced one fourth Part of his or her Purchaſe-money, or his, her, or their Executors, Adminiſtrators, Succeſſors or Aſſigns, do not advance and pay into the Receipt of the Exchequer, one other fourth Part of his or her Conſideration-money ſo to be paid for ſuch reſpective Annuity or Annuities as aforeſaid, on or before the ſaid tenth Day of *July* in the Year of our Lord one thouſand ſeven hundred and ſeven, and one other fourth Part thereof on or before the ſaid tenth Day of *September* one thouſand ſeven hundred and ſeven, and the remaining fourth Part thereof on or before the ſaid tenth Day of *November* in the Year of our Lord one thouſand ſeven hundred and ſeven; then and in every ſuch Caſe reſpectively, no Order ſhall be drawn or ſigned for ſuch reſpective Annuity, for which the Conſideration-money ſhall not be fully paid as aforeſaid; but ſo much of the Conſideration-money as ſhall have been actually paid into the Receipt of the Exchequer for ſuch reſpective Annuity, ſhall be forfeited to her Majeſty, her Heirs and Succeſſors, and be applied together with other the Monies to be raiſed by this Act for ſuch publick Services as aforeſaid; any thing in this Act contained to the contrary notwithſtanding.

Lord Treaſurer to reward Officers, Clerks, &c.

XXVII. Provided alſo, and it is hereby enacted, That it ſhall and may be lawful to and for the Lord Treaſurer, or any three or more of the Commiſſioners of the Treaſury for the time being, out of any the Monies of the ſaid weekly Payments, hereby appointed to be paid into the Exchequer as aforeſaid, or out of any the ſaid Overplus Monies of the former Annuity Funds, to reward the Officers, Clerks, and others to be employed in the Payments of the ſaid Annuities, or the Accounts thereof, for their Labour, Pains, Charges, and Service therein reſpectively, and to defray all other the neceſſary Charges incident to the Payment of the ſaid Annuities, as to the ſaid Lord Treaſurer, or Commiſſioners of the Treaſury for the time being, ſhall ſeem meet and reaſonable in that Behalf; any thing in this Act contained to the contrary notwithſtanding.

Attornies, &c. who by Miſtake, &c. have omitted to enter Actions, &c. on ſtampt Vellum, &c. ſuch Perſons freed from Forfeitures incurred before 20 March 1706, paying the Duties, &c.

'XXVIII. And whereas divers Perſons, Clerks, Stewards, Mayors, and Bailiffs, keeping and holding 'inferior Courts of Record, and other Perſons concerned in inferior Courts, and Corporations, and divers 'Officers, Attornies, and Clerks of the Courts at *Weſtminſter*, have through Inadvertency, Miſtake or 'Miſconſtruction of the Law, or by Neglect, omitted the iſſuing, entring, enrolling, or filing of divers 'Actions, Plaints, Bails, Appearances, Pledges, Declarations, and other Proceſs and Proceedings, upon 'ſtampt Vellum, Parchment, and Paper, as by ſeveral Acts of Parliament made in that Behalf they ought 'to have done, and have delivered Declarations where no Bail or Appearance have been filed or entred, 'and proceeded further thereon;' Be it enacted by the Authority aforeſaid, That all and every the ſaid Clerks, Stewards, Bailiffs, Officers, Attornies, and other Perſons ſo concerned as aforeſaid, ſhall be, and they are hereby freed and diſcharged of and from all and every the Pains, Penalties and Forfeitures not already

already recovered, and by them reſpectively incurred, for or in reſpect of the Premiſſes, before the twentieth Day of *March* one thouſand ſeven hundred and ſix: Provided, that ſuch Perſon or Perſons having ſo neglected and offended as aforeſaid, do before the three and twentieth Day of *November* one thouſand ſeven hundred and ſeven, pay or cauſe to be paid to the Treaſurer or Receiver General of the Stampt Duties, the ſeveral Duties which by him or them reſpectively ought to have been paid by virtue of the ſaid ſeveral Acts; and in Default thereof, ſuch Perſon or Perſons reſpectively ſhall loſe the Benefit of the Indemnity granted by this Act; and that all Penalties and Forfeitures for any Offence committed as aforeſaid, which ſhall not be diſcharged by paying ſuch Duties before the ſaid three and twentieth Day of *November*, ſhall and may be ſued for, proſecuted and recovered, ſo as the Proſecution be commenced at any Time within one Year after the ſaid three and twentieth Day of *November*, and not afterwards.

In Default to loſe the Benefit, &c.

'XXIX. And foraſmuch as by the doubtful wording of the Statute made in the firſt Year of her Ma- 1 Annæ, ſtat. 2. c. 22.
'jeſty's Reign, intituled, *An Act for preventing Frauds in her Majeſty's Duties upon ſtampt Vellum, Parch-*
'*ment, and Paper*, the Attornies and Clerks of the ſeveral Courts of Record at *Weſtminſter* may be in
'Danger of incurring the Penalties, Forfeitures, and Diſabilities mentioned in the ſaid Act, and other
'former Acts relating to the ſaid Duties, by reaſon of their proceeding in any Actions or Suits in any
'of the ſaid Courts, before the Attorney or Clerk of the adverſe Part hath entred, filed, or recorded
'ſuch Bail, Appearance, or other Matter or Thing, as he or they ought to have entred, filed, or re-
'corded in the ſaid reſpective Courts:' For the explaining whereof, be it declared and enacted by the Authority aforeſaid, That no Perſon or Perſons ſhall forfeit, incur, or be proſecuted for any Penalty, Forfeiture, or Diſability mentioned in the ſaid Act made in the ſaid firſt Year of her Majeſty, for or by reaſon of his or their tranſacting, entring, recording, or filing, or having tranſacted, entred, recorded, or filed any further or other Proceeding, Matter or Thing, ſubſequent or relating to any Action, Plaint, Bail, or Appearance, which by any other Perſon or Perſons whatſoever ought to have been, or is to be firſt entred, filed, or recorded in any of her ſaid Majeſty's Courts of Record at *Weſtminſter*, before the ſame hath been or ſhall be duly entred, filed, or recorded; any thing in the ſaid ſeveral Acts, or any of them, or in this preſent Act, to the contrary thereof in any wiſe notwithſtanding.

Attornies, &c. not to incur Penalties for proceeding before the other Party hath filed Bail, &c.

Farther Proviſions concerning Stamp Duties,

8 *Ann. c.* 9. 9 *Ann. c.* 11 & 23. 10 *Ann. c.* 19 & 26. 12 *Ann. St.* 1. *c.* 2. 12 *Ann. St.* 2. *c.* 9. 5 *Geo.* 1. *c.* 19 6 *Geo.* 1. *c.* 21. 11 *Geo.* 1. *c.* 8. 12 *Geo.* 1. *c.* 33. 9 *Geo.* 2. *c.* 32. 16 *Geo.* 2. *c.* 26. 29 *Geo.* 2. *c.* 12 & 13. 30 *Geo.* 2. *c.* 19. *and* 32 *Geo.* 2. *c.* 35.

CAP. XX.

An Act for the better Encouragement of the Royal Luſtring Company.

'WHEREAS by an Act of Parliament made in the third and fourth Years of the Reign of our 3 & 4 Annæ, c. 13.
'moſt gracious Sovereign Queen ANNE, intituled, *An Act for prohibiting all Trade and Commerce*
'*with* France; it is declared (amongſt other Things) That all Silks of the Manufacture of *France*, im-
'ported into this Kingdom, ſhall be ſeized and condemned, one Moiety to her Majeſty, her Heirs and
'Succeſſors, and the other Moiety to the Informer: And whereas divers of her Majeſty's Subjects, under
'Colour of the ſaid Act, have taken upon them to ſell and diſpoſe of *French* Luſtrings and Alamodes ſo
'ſeized and forfeited, as if they were allowed to be uſed and worn in *England*, which is contrary to the
'true Intent and Meaning of the ſaid Act, which was deſigned more effectually to prevent the Importa-
'tion and Uſe of the ſaid Silks, and alſo to the manifeſt Prejudice of ſo profitable a Manufacture ſet up
'in this Kingdom by the Royal Luſtring Company, and thereby evading the Force of ſeveral Acts of
'Parliament paſt for the Encouragement of the ſaid Manufacture:' For Remedy whereof, be it enacted 19 *H.* 7. *c.* 21.
by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That neither the before recited Act for prohibiting all Trade and Commerce with *France*, nor any thing therein contained, ſhall be conſtrued to extend to countenance the uſing and wearing any *French* Alamodes or Luſtrings in this Kingdom, but that the ſame ſhall be ſeized, condemned and exported in like Manner and Form, and under the like Penalties, as they are or ought to have been before the paſſing the ſaid Act.

Not to countenance wearing French Alamodes or Luſtrings, &c.

II. And be it further enacted by the Authority aforeſaid, That the ſeveral Act of Parliament heretofore made for the Encouragement of the Manufactures aforeſaid, ſhall remain in full Force and Virtue, as if the ſaid Act for prohibiting all Trade and Commerce with *France* had never been made; any thing therein contained to the contrary in any wiſe notwithſtanding.

Acts to be in force.

'III. And whereas great Trouble has been occaſioned to Shopkeepers and others, by common Informers, None but Offi-
'who are Perſons of mean Reputation;' Be it enacted by the Authority aforeſaid, That only ſuch Perſon cers of the Cuſtoms, &c. to
or Perſons who is or are Officer or Officers belonging to the Cuſtoms, or who ſhall be deputed by the ſeize Luſtrings
Royal Luſtring Company, and ſhall have Writs of Aſſiſtance from her Majeſty's Court of Exchequer, or Alamodes.
and no others, ſhall and may ſeize any Luſtrings or Alamodes within the Cities of *London* and *Weſt-*
minſter and the Bills of Mortality; any thing herein or in any former Act to the contrary notwithſtanding.

'IV. And whereas by an Act made in the ninth and tenth Years of the Reign of his late Majeſty 9 & 10 W. 3. c. 43.
'King WILLIAM the Third, intituled, *An Act for the better Encouragement of the Royal Luſtring Company,*
'*and the more effectual preventing the fraudulent Importations of Luſtrings and Alamodes*; it is amongſt other
'things enacted, That before any Perſon or Perſons ſhall be admitted to claim any of the ſaid Silks, they
'ſhall give good Security by Recognizance, in the Court where ſuch Claim ſhall be entred, not only to
'pay the Coſts of Suit, in caſe ſuch Claimer or Claimers ſhall be caſt, but alſo to anſwer and pay the Penalties

'nalties and Forfeitures incurred by the ſaid Act: And the Security on ſuch Claim cannot be diſcharged 'by yielding the Claimer's Body to Priſon, which is found a great Diſcouragement to fair Traders deal-'ing in *Engliſh* Alamodes and Luſtrings:' For Remedy whereof, be it enacted by the Authority aforeſaid, That when any Perſon or Perſons claim any Alamodes or Luſtrings ſeized, it ſhall be ſufficient that ſuch Perſon or Perſons give good Security in the Court where ſuch Claims ſhall be made, to anſwer and pay the full Coſts of Suit only, in caſe a Verdict ſhall paſs againſt him, her or them, or the Claimer ſhall be nonſuited, or a Judgment paſs by Default.

Claimers of ſeized Alamodes to give Security only to pay Coſts if nonſuited, &c.

'V. And whereas ſince the making the ſaid Act of Prohibition of Trade and Commerce with *France*, 'thirty-three Pieces of foreign Luſtrings have been ſeized and condemned, being imported contrary to 'the ſaid Act, and ſold to Mr. *David Martin*, Merchant, to be uſed in *England*, and have not been ſealed 'and marked with the Cuſtom-houſe Seal and Mark;' it is hereby further enacted, That the ſaid thirty-three Pieces of foreign Luſtrings may be uſed in *England*, and that the ſame ſhall not be ſeized or forfeited; provided that the Poſſeſſors thereof reſpectively do on or before the firſt Day of *May* one thouſand ſeven hundred and ſeven, bring the ſaid thirty-three Pieces of Luſtrings, or ſuch Part thereof as remain undiſpoſed of, to be ſealed and marked at the Cuſtom-houſe with the Seal and Mark uſed for ſealing Alamodes and Luſtrings imported, and Oath being made, that ſuch Silks are the ſame individual thirty-three Pieces of Silks, or Part thereof, ſo ſold at the Cuſtom-houſe, and the Commiſſioners of her Majeſty's Cuſtoms are hereby impowered and required (ſuch Oath being made) to cauſe the ſaid Silks to be ſealed and marked accordingly; any Law to the contrary in any wiſe notwithſtanding.

33 Pieces of foreign Luſtrings condemned, &c. may be ſold in England.

3&4 Annæ, c. 13. Proviſo.

Farther Proviſions concerning Silk, 6 *Ann.* c. 19. 1 *Geo.* 1. c. 36. 8 *Geo.* 1. c. 15. 9 *Geo.* 1. c. 8. 1 *Geo.* 2. c. 17. 23 *Geo.* 2. c. 9 & 20. *and* 26 *Geo.* 2. c. 21.

CAP. XXI.

EXP. An Act for repairing the Highway between *Fornhill* in the County of *Bedford*, and the Town of *Stony Stratford* in the County of *Buckingham*.

CAP. XXII.

EXP. 4 Annæ, c. 17. An Act to explain and amend an Act of the laſt Seſſion of Parliament, for preventing Frauds frequently committed by Bankrupts.

CAP. XXIII.

PR. 3 & 4 Annæ, c. 12. An Act to ſubject the Eſtate of *Thomas Brerewood* to the Creditors of *Thomas Pitkin*, notwithſtanding any Agreement or Compoſition made with the Creditors of the ſaid *Thomas Pitkin*.

CAP. XXIV.

An Act for diſcharging ſmall Livings from their Firſt Fruits and Tenths, and all Arrears thereof.

2 & 3 Annæ, c. 11.

'I. WHEREAS purſuant to an Act of Parliament made in the ſecond Year of her Majeſty's 'Reign, intituled, *An Act for the making more effectual her Majeſty's gracious Intentions for the 'Augmentation of the Maintenance of the poor Clergy, by enabling her Majeſty to grant in Perpetuity the Revenues of the Firſt Fruits and Tenths, and alſo for enabling any other Perſons to make Grants for the ſame Purpoſe*; the Queen's moſt Excellent Majeſty, by Letters Patent, bearing Date the third Day of *November* 'in the third Year of her Majeſty's Reign, did make, appoint, nominate, conſtitute and eſtabliſh certain 'Perſons and Officers therein named, to be one Body Politick and Corporate, by the Name of *The Bounty of Queen* ANNE, *for the Augmentation of the Maintenance of the poor Clergy*; and did thereby give and 'grant to the ſaid Governors all the Revenues of Firſt Fruits and yearly perpetual Tenths of all 'Dignities, Offices, Benefices, and Promotions ſpiritual whatſoever, payable to her Majeſty, her Heirs 'and Succeſſors, by virtue of an Act of Parliament made in the twenty-ſixth Year of the Reign of King 'HENRY the Eighth, or by virtue of an Act of Parliament made in the firſt Year of the Reign of the 'late Queen ELIZABETH, for Reſtitution of Firſt Fruits and Tenths to the Crown, or by virtue of any 'other Act or Acts of Parliament whatſoever, and all Arrears of the ſaid Firſt Fruits and Tenths then 'due and undiſcharged (except as therein is excepted) to be applied and diſpoſed of to and for the Augmentation of the Maintenance of ſuch Parſons, Vicars, Curates, and Miniſters, officiating in any 'Church or Chapel within the Kingdom of *England*, Dominion of *Wales*, and Town of *Berwick* upon *Tweed*, where the Liturgy and Rites of the Church of *England*, as now by Law eſtabliſhed, ſhall be 'uſed and obſerved, under ſuch Rules, Reſtrictions and Directions, and in ſuch Manner and Form, as 'ſhould be eſtabliſhed purſuant to thoſe Letters Patents: And whereas it is thought that the Payment of 'Firſt Fruits and Tenths for ſmall Livings with Cure of Souls, is a very heavy Burden upon the poorer 'Clergy, for whom her Majeſty's unparalleled Bounty was deſigned; and that the immediate diſcharging 'of the ſaid Firſt Fruits and Tenths, and the Arrears thereof, of the ſaid ſmall Livings, will be a preſent 'proper Augmentation of the ſame (ſeveral whereof by reaſon of the ſaid Charges are now held in Se-'queſtration by temporary Curates, without being regularly filled with Inſtitution and Induction)' Be it therefore enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That all Eccleſiaſtical Benefices with Cure of Souls, not exceeding the clear yearly Value of fifty Pounds by the improved Valuations of the ſame (the Tenths whereof are by the ſaid recited Charter veſted in the ſaid Corporation) and the Incumbents thereof for the time being, and every of them, their reſpective Heirs, Executors, Adminiſtrators, Succeſſors, and Sureties, ſhall be free and clearly

Corporation of the Bounty of Queen Anne.

26 H. 8. c. 3. 1 Eliz. c. 4.

Eccleſiaſtical Benefices not exceeding 50 l. per Annum, diſcharged from Payment of Firſt Fruits, &c. for ever. Enforced by 6 Annæ, c. 27. & 1 Geo. 1. ſtat. 2. c. 10.

clearly discharged and acquitted for ever of and from the said First Fruits and Tenths, and of and from all Arrears of the same.

Bishops, &c. before 25 March 1708, to certify into Exchequer the clear yearly Value of small Benefices with Cure of Souls within their Dioceses, &c.

II. And for the ascertaining of the clear improved yearly Valuations of the said Ecclesiastical Benefices with Cure of Souls, intended by this Act to be discharged from Payment of First Fruits and Tenths; Be it further enacted by the Authority aforesaid, That the respective Bishops of every Diocese, or the Guardians of the Spiritualties *sede Vacante*, and the Ordinaries of Peculiars, and Places of exempt Jurisdictions, shall and are hereby impowered and required, as well by Oaths of two or more credible Witnesses (which they or others duly commissioned by them, under their Hands and Seals, are hereby impowered to administer) as by all other lawful Ways and Means, to inform themselves of the clear improved yearly Value of every Benefice with Cure of Souls within their respective Dioceses and Jurisdictions, the clear improved yearly Value whereof doth not exceed fifty Pounds; and on or before the five and twentieth Day of *March* which shall be in the Year of our Lord one thousand seven hundred and eight, under their respective Hands and Seals, or Seals of their respective Offices, to certify into her Majesty's Court of *Exchequer* at *Westminster*, the clear improved yearly Value of every such Benefice with Cure of Souls, the clear improved yearly Value whereof doth not exceed fifty Pounds, and such Certificate being made, and filed in the said Court of *Exchequer*, shall ascertain the clear yearly Value of the Benefice with Cure of Souls, intended by this Act to be discharged from First Fruits and Tenths.

Not to discharge Tenth of Benefices granted for ever.

III. Provided always, and it is hereby declared, That this Act, or any thing herein contained, shall not extend to discharge any Benefices with Cure of Souls, the Tenths whereof were granted away by any of her Majesty's Predecessors to any Person or Persons, Bodies Politick or Corporate, in Perpetuity, before the said third Day of *November* in the third Year of her Majesty's Reign.

'IV. And whereas the said former Act was intended for the Augmentation of the Maintenance, not 'only of Parsons and Vicars, but also of Curates, and other Ministers officiating in Churches or Chapels, 'as is therein mentioned; now for the preventing all Doubts touching the Capacity of such Ministers to 'take any certain Estate to them and their Successors of or in any Part or Portion of the First Fruits and 'Tenths, as shall to them be allotted or applied;' Be it enacted and declared by the Authority aforesaid, That when any Part or Portion of the First Fruits or Tenths remaining to be applied or disposed of by virtue of the said former Act, shall be annually, or otherwise applied or disposed of, for or towards the Maintenance of any Minister officiating in any Church or Chapel as aforesaid, such Part or Portion shall from thenceforth for ever be in like Manner continued to the Minister from time to time so officiating in the same Church or Chapel; and every such Minister, whether Parson, Vicar, Curate, or other Minister for the time being, so officiating in such Church or Chapel, shall and may from time to time take and receive, and by virtue hereof is and shall be intitled to have and injoy the same for ever.

First Fruits once applied, &c. to continue so for ever.

Minister, &c. to receive the same.

Act to be a publick Act.

V. And be it further enacted and declared by the Authority aforesaid, That this Act shall be taken and accepted in all Courts and Places whatsoever, as a publick Act.

Not to diminish Pensions, &c. heretofore granted out of First Fruits.

VI. Provided nevertheless, That this Act, or any thing herein contained, shall not extend or be construed to extend to avoid or diminish any annual Sum, Stipend, Pension, or Annuity now in Being, which hath heretofore been granted to any Person or Persons, Body Politick or Corporate, and charged upon the said Revenues of First Fruits and Tenths, or any Part thereof; but in case it shall so happen that by discharging such small Livings, or Benefices with Cure of Souls, as afore-mentioned, of the Payment of First Fruits and Tenths, and all Arrears thereof, the First Fruits and Tenths which hereafter shall be collected in any Diocese or Dioceses, shall not be sufficient to pay and satisfy such annual Sums as they now stand respectively charged with, then the whole Revenues arising from the First Fruits and Tenths, throughout the Kingdom of *England*, Dominion of *Wales*, and Town of *Berwick* upon *Tweed*, shall be liable to make good all such Deficiences, and the said Deficiencies shall, out of the said Revenues (during the Continuance of such Grants, from time to time as any such annual Payments shall become due) be paid and satisfied to all such Person and Persons as shall in any wise be intitled to receive the same, in such Proportions as are limited and appointed in such respective Grants.

Whole Revenues, &c. liable to Payment of such, &c. *See further 3 Geo. 1. c. 10. which appoints a Collector of the perpetual yearly Tenths.*

CAP. XXV.

An Act for making the Acts more effectual for appropriating the forfeited Impropriations in *Ireland*, for the building of Churches, and augmenting poor Vicaridges there.

11 & 12 W. 3. c. 2.

'I. WHEREAS by an Act of Parliament made in the eleventh and twelfth Years of the Reign of 'his late Majesty King WILLIAM the Third, intituled, *An Act for granting an Aid to his Ma-'jesty by Sale of the forfeited and other Estates and Interests in* Ireland, *and by a Land Tax in* England, *for 'the several Purposes therein mentioned*, the said forfeited and other Estates and Interests were vested in the 'Trustees therein named for the Purposes in the said Act mentioned: And whereas by the said Act it was 'provided and enacted, That the said Trustees, or any seven or more of them, should and might, and 'they were thereby required, as soon as conveniently might be, after the twenty-fifth Day of *March* 'one thousand seven hundred and one, by Bargain and Sale, to be inrolled as therein mentioned, to con-'vey all and every the Rectories impropriate, with the Tythes, Oblations, Obventions, Glebes, Ad-'vowsons of Vicaridges, and other things thereunto severally and respectively belonging or appertaining, 'forfeited by reason of the said Rebellion, and therein before vested in the said Trustees, to such Person 'or Persons, and their Heirs, as the Bishop of each respective Diocese, wherein such Rectories impro-'priate respectively were, should nominate, upon Trust nevertheless, and to the Intent and Purpose that 'the Profits thereof should be disposed and employed, from the second Day of *November* one thousand six

Recital of Act.

'hundred and ninety-nine, for the Space of twenty Years thence next enſuing, in rebuilding or repair-
'ing ſuch Pariſh Churches within the ſaid Kingdom of *Ireland*, as the Lords Juſtices, Lieutenant General,
'or other chief Governor or Governors of the ſaid Kingdom for the time being, by and with the Advice
'and Conſent of the Biſhop of each reſpective Dioceſe for the time being, ſhould direct or appoint; and
'after the Expiration of the ſaid Term of twenty Years, for the perpetual Augmentation of ſuch ſmall
'Rectories and Vicaridges within the ſaid Kingdom of *Ireland*, as the ſaid Lords Juſtices, or other chief
'Governors of the ſaid Kingdom, by any Writing under his or their Hands and Seals, with Conſent of
'the Biſhop of each Dioceſe, wherein any ſuch Augmentation ſhould be made, ſhould direct or appoint;
'which Appointments ſhould before the twenty-fifth Day of *March* one thouſand ſeven hundred and
'three, be made and inrolled in the Court of *Chancery* in *Ireland*, as a perpetual Memorial thereof: And
'for making the ſame more effectual and beneficial for the pious Ends and Purpoſes aforeſaid, one other
1 Annæ, ſtat. 1. c. 31. 'Act paſſed in the firſt Year of her Majeſty's Reign, intituled, *An Act for making more effectual the Pro-*
'*viſion out of the forfeited Eſtates in* Ireland, *for the building of Churches, and augmenting ſmall Vicaridges in*
'Ireland; whereby it is enacted, That where any ſuch Rectories impropriate, Tythes, Advowſons, or
'other Things ſo veſted in the ſaid Truſtees, and directed to be conveyed in Truſt as aforeſaid, were
'charged with, or liable to any Debts, Charges or Incumbrances, jointly with any other Lands, Tene-
'ments or Hereditaments, by the ſaid Act veſted in the ſaid Truſtees, ſuch other Lands, Tenements or
'Hereditaments in the firſt Place ſhould be liable to, and ſhould anſwer and ſatisfy ſuch Debts, Charges
'and Incumbrances; and the ſaid Truſtees, or any ſeven of them, were thereby authorized and required
'to make Sale of ſuch other Lands, Tenements or Hereditaments, or of a competent Part thereof, for or
'towards the paying off, clearing and diſcharging ſuch Debts, Charges and Incumbrances; and as ſoon
'as conveniently might be, from and after ſuch Sale, and the clearing and diſcharging ſuch Debts and
'Incumbrances, ſuch Rectories impropriate, Tythes, Advowſons, and other Things ſo veſted in the
'ſaid Truſtees, and directed to be conveyed in Truſt as aforeſaid, as were, together with ſuch other
'Lands, Tenements or Hereditaments, jointly charged or incumbred, ſhould be conveyed, and the ſaid
'Truſtees, or any ſeven of them, were thereby authorized and required to convey the ſame to ſuch Per-
'ſon and Perſons, and in ſuch Manner, and to ſuch Uſes, Intents and Purpoſes, as in the ſaid firſt re-
'cited Act is directed and appointed, freed and diſcharged of and from all ſuch Debts, Charges and In-
'cumbrances, be the ſame by Matter of Record, Mortgage, or otherwiſe: And whereas the ſaid Truſ-
Iriſh Rectories impropriate conveyed to William Neave, &c. 'tees, according to the Powers given to them, did convey the ſaid Rectories impropriate, with the
'Tythes, Oblations, Obventions, Glebes, Advowſons, Vicaridges, and other things thereunto ſeverally
'and reſpectively belonging or appertaining as aforeſaid, to *William Neave* Eſquire, one of her Majeſty's
'Serjeants at Law in *Ireland*, *Marmaduke Coghill* and *Morley Saunders*, Doctors of Law, *Samuel Dopping*,
'*John Uſher* and *Stephen Ludlow* Eſquires, their Heirs, Executors, Adminiſtrators and Aſſigns, for the
11 & 12 W. 3. c. 2. 'Purpoſes in the ſaid firſt Act mentioned: And whereas by ſeveral ſubſequent Acts of Parliament paſſed
'ſince the making the ſaid firſt recited Act, divers Parts of the ſaid forfeited and other Eſtates and Inte-
'reſts by the ſaid firſt Act veſted in the ſaid Truſtees, have been given, granted, or reſtored to ſeveral
'Perſons, and for ſeveral Uſes, Intents and Purpoſes in ſuch ſubſequent Acts mentioned, in the paſſing
'of all which ſubſequent Acts it was intended that no Perſon or Perſons was or were, by any ſuch ſub-
'ſequent Act of Parliament, in which any Clauſe or Proviſion was made or inſerted for or in favour of
'the ſaid Church of *Ireland*, to be reſtored, or to have, by any ſuch Act of Parliament, any Right,
'Title or Intereſt into or out of any of the ſaid Rectories impropriate, Tithes, Oblations, Obventions,
'Glebes, Advowſons, Vicaridges, or other things thereunto reſpectively belonging or appertaining, as
'aforeſaid, but that they ſhould remain, continue, and be in the ſaid Truſtees in the ſaid firſt recited Act
'named, to and for the Uſes and Purpoſes therein mentioned: And whereas it was likewiſe intended that
'ſufficient Proviſion ſhould be made in every ſuch ſubſequent Act of Parliament for that Purpoſe, and ſe-
'veral Clauſes and Proviſoes were reſpectively inſerted in every ſuch ſubſequent Act and Acts; neverthe-
'leſs ſeveral Doubts, Suits and Controverſies relating thereunto have ariſen, whereby the Church reaps
11 & 12 W. 3. c. 2. 'little or no Benefit by the ſaid firſt recited Acts;' For Remedy whereof, and for making the ſaid in-
1 Annæ, ſtat. 1. c. 31. tended Gift of Parliament more effectual for the pious Ends and Purpoſes mentioned in the ſaid firſt re-
cited Act, be it declared and enacted by the Queen's moſt Excellent Majeſty, by and with the Advice
and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſem-
All Rectories impropriate with the Tythes, &c. veſted in Truſtees by 11 & 12 W. 3. c. 2. and ſince reſtored to any Perſons, &c. contrary to Intent of Act of Parliament, ſuch Perſons to be diveſted thereof, &c. and the ſame ſettled in William Neave, &c. bled, and by the Authority of the ſame, That all and every the Rectories impropriate, with the Tythes,
Oblations, Obventions, Glebes, and Advowſons of Vicaridges, and other things thereunto ſeverally
and reſpectively belonging or appertaining, which in and by the ſaid firſt recited Act were veſted in the
ſaid Truſtees therein mentioned as aforeſaid, and which in and by any of the ſaid ſubſequent Act or Acts
of Parliament paſſed in favour of any Perſon or Perſons, in which any expreſs Proviſion or Clauſe is
contained in favour of the ſaid Church of *Ireland*, were any ways given, granted or reſtored, contrary to
the Uſes, Intents and Purpoſes in the ſaid firſt recited Acts mentioned, be, and is, and are hereby diveſted
out of ſuch Perſon and Perſons, and of and from all the Uſes, Intents and Purpoſes in ſuch ſubſequent
Acts mentioned, in which any ſuch Proviſion is made in favour of the ſaid Church of *Ireland*, and be and
are hereby veſted and ſettled in the ſaid *William Neave*, *Marmaduke Coghill*, *Morley Saunders*, *Samuel Dop-*
ping, *John Uſher*, and *Stephen Ludlow*, their Heirs, Executors, Adminiſtrators and Aſſigns, according to
the ſeveral Eſtates and Intereſts veſted in the ſaid Truſtees by the ſaid firſt recited Act appointed, to ſuch
Uſes, Intents and Purpoſes, as therein mentioned, as fully and amply as if the ſame had been reſerved
out of, or not given, granted, or reſtored by the ſaid ſubſequent Act or Acts of Parliament, or as if ſuch
ſubſequent Act or Acts of Parliament, in which any Clauſe or Proviſion in favour of the Church of *Ire-*
land is inſerted, and not otherwiſe, had never been made and enacted.

II. And

II. And be it enacted by the Authority aforeſaid, That all Bonds taken in the Names of the Truſtees in the firſt recited Act mentioned, or in the Name or Names of any other Perſon or Perſons, for any Sum or Sums of Money due ſince the paſſing the ſaid firſt recited Act, for Tythes or other Profits iſſuing out of any the ſaid Rectories impropriate, Advowſons, and other Things ſo intended for the building and repairing of the ſaid Churches, and not already paid and diſcharged, ſhall be and are hereby made recoverable in the Name or Names of the reſpective Obligees, and ſhall be paid and payable by the reſpective Obligees, their Heirs, Executors, Adminiſtrators, or Aſſigns, to the ſaid *William Neave*, *Marmaduke Coghill*, *Morley Saunders*, *Samuel Dopping*, *John Uſher*, and *Stephen Ludlow*, their Executors, Adminiſtrators, and Aſſigns, for repairing and building decayed and ruined Churches in the ſaid Kingdom of *Ireland*; any Judgment, Decree, or other Thing to the contrary notwithſtanding.

Bonds taken in Truſtees Names for Monies due for Tythes, &c. and not diſcharged, recoverable, and payable to the ſaid William Neave, &c.

III. And whereas ſeveral of the ſaid forfeited Tythes in the ſaid Kingdom have been ſet to ſeveral 'Perſons with Lands at a Rent in groſs, before they became forfeited, and the Leaſes thereof claimed 'and allowed by the ſaid Truſtees, purſuant to the ſaid firſt recited Act,' Be it enacted by the Authority aforeſaid, That in all ſuch Caſes the ſaid *William Neave*, *Marmaduke Coghill*, *Morley Saunders*, *Samuel Dopping*, *John Uſher*, and *Stephen Ludlow*, their Heirs, Executors, Adminiſtrators, and Aſſigns, ſhall have, hold, and receive the tenth Part of the ſaid Rent in Lieu and full Satisfaction of the ſaid Tythes, during the Continuance of the ſaid Leaſe or Leaſes thereof, and after Expiration of ſuch Leaſe or Leaſes reſpectively, the full Tythes in Kind, or ſuch *Modus* as have or hath been legally ſettled in Lieu thereof; in Truſt nevertheleſs for and to the Uſes, Intents, and Purpoſes in the ſaid firſt recited Act mentioned.

Where Tythes have been leaſed with Lands at a Rent in Groſs, &c. the ſaid Wil- Neave, &c. to receive a tenth Part of the Rent, &c.

IV. And be it hereby declared and enacted, That as well the ſaid firſt recited Act, as all other Acts or Clauſes in any Act made ſubſequent to the ſaid firſt recited Act, relating to the ſaid forfeited or other Eſtates and Intereſts in *Ireland*, veſted in the ſaid Truſtees, be, and is, and are hereby declared and enacted to be in all Courts and Places publick Acts of Parliament.

Acts declared Publick Acts.

V. Provided always, That nothing herein contained ſhall be conſtrued, or extend to alter or repeal the Act of Parliament made and paſſed in the ſecond Year of the Reign of our late Sovereign Lord and Lady King WILLIAM and Queen MARY, intituled, *An Act to bar a Remainder limited to* Dudley Bagenall, *Eſquire, in the Eſtate of* Nicholas Bagenall, *Eſquire in* Ireland; or to alter or repeal an Act made and paſſed in the firſt Year of her Majeſty's Reign, intituled, *An Act for the Relief of* Nicholas Bagenall *Eſquire, with relation to the forfeited Eſtates in* Ireland; or to annul, alter, or repeal any Clauſes or Proviſions in either of the ſaid Acts contained, or any Ways to affect the Eſtate and Intereſt of the ſaid *Nicholas Bagenall*, in the ſaid Acts mentioned; but that the Right, Title, Eſtate, and Intereſt of the ſaid *Nicholas Bagenall*, of, in, and unto the ſeveral Tenements, Impropriations, Right of Patronage, Advowſons, Tythes, and Hereditaments in the ſaid Acts mentioned, ſhall be, remain, and continue in the ſame Sort, Manner, and Form, as they were before the paſſing of this Act, and as if this Act had never been made.

Not to alter Acts, &c. made in Favour of Dudley Bagenall or Nicholas Bagenall. 1 W. & M. ſ. 1. c. 17. a Private Act. 1 Annæ, ſtat. 1. c. 27. a Private Act. Or affect the Eſtate of Nicholas, &c.

CAP. XXVI.

An Act for repairing the Highways between *Sheppards Shord* and the *Devizes*, and between the Top of *Aſhlington Hill* and *Rowd Ford* in the County of *Wilts*. [Continued and enlarged by 11 Geo. 1. c. 27. & 18 Geo. 2. c. 14.]

PR.

CAP. XXVII.

An Act for continuing ſeveral Subſidies, Impoſitions, and Duties, and for making Proviſions therein mentioned to raiſe Money by Way of Loan for the Service of the War, and other her Majeſty's neceſſary and important Occaſions, and for aſcertaining the Wine Meaſure.

Moſt Gracious Sovereign,

I. WE your Majeſty's moſt dutiful and loyal Subjects, the Commons of *England* in Parliament aſſembled, duly conſidering how neceſſary it is that a full and ample Proviſion be made for enabling your Majeſty to carry on the preſent War with Succeſs, and that your Majeſty's Supply for that Purpoſe, and for other your Majeſty's neceſſary and important Occaſions, be ſufficient and compleat, have cheerfully and unanimouſly given and granted, and do by this Act give and grant unto your Majeſty the Subſidies, Impoſitions, and Duties herein after mentioned, for the Terms herein after expreſſed; and do moſt humbly beſeech your Majeſty to accept thereof, and that it may be enacted; and be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the Subſidies of Tunnage and Poundage, and other Duties and Sums of Money payable upon Wines, Goods and Merchandizes imported, which were given and granted unto his late Majeſty King CHARLES the Second for his Life, by an Act of Parliament made in the twelfth Year of his Reign, (intituled, *A Subſidy granted to the King of Tunnage and Poundage, and other Sums of Money payable upon Merchandizes exported and imported*) and which by ſeveral ſubſequent Acts of Parliament were continued until the firſt Day of *Auguſt* one thouſand ſeven hundred and ſix, and by an Act of the firſt Year of her Majeſty's Reign, intituled, *An Act for making good Deficiencies, and for preſerving the publick Credit*, are granted to continue until the firſt Day of *Auguſt* one thouſand ſeven hundred and ten, ſhall by Virtue of this Act, be further continued and be paid and payable to her Majeſty, her Heirs and Succeſſors, for and upon all Wines, Goods and Merchandizes whatſoever, which ſhall be imported or brought into the Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, at any Time or Times between the laſt Day of *July* one thouſand

Tunnage and Poundage inwards continued, 12 Car. 2. c. 4. 1 Annæ, ſtat. 1. c. 1.

to 1 Aug. 1712. 1 Geo. 1. c. 12. 12 Car. 2. c. 4. Duties how levied. 6 Annæ, c. 11.

ſand ſeven hundred and ten and the firſt Day of *Auguſt* one thouſand ſeven hundred and twelve; and that the ſaid Act made in the twelfth Year of the Reign of King CHARLES the Second, and every Article, Rule, and Clauſe therein mentioned, or thereby referred to, ſhall be of full Force and Effect, for raiſing, levying, and recovering the ſaid Subſidies and Duties hereby granted and continued, for and upon all Wines, Goods, and Merchandizes imported, and all Arrears thereof, according to the true Meaning of this Act, as fully and in like Manner as if the ſame were particularly and at large recited and ſet down in the Body of this Act.

Acts continued. 12 Car. 2. c. 19. 13 & 14 Car. 2. c. 11. 22 Car. 2. c. 13. 25 Car. 2. c. 6. 25 Car. 2. c. 7. 1 Jac. 2. c. 19. 8 & 9 W. 3. c. 34. 9 & 10 W. 3. c. 30. 11 & 12 W. 3. c. 20. 12 Car. 2. c. 4.

II. Provided always, and be it further enacted by the Authority aforeſaid, That an Act of Parliament made in the twelfth Year of the Reign of the ſaid King CHARLES the Second, intituled, *An Act to prevent Frauds and Concealments of his Majeſty's Cuſtoms and Subſidies*; as alſo an Act made in the fourteenth Year of the Reign of the ſaid late King CHARLES the Second, intituled, *An Act for preventing Frauds and Abuſes in his Majeſty's Cuſtoms*; and alſo an Act made in the two and twentieth Year of the Reign of the ſaid late King CHARLES the Second, intituled, *An Act for the Improvement of Tillage, and the Breed of Cattle*; and alſo one other Act made in the five and twentieth Year of the Reign of the ſaid late King CHARLES the Second, intituled, *An Act for taking off Aliens Duties upon Commodities of the Growth, Product and Manufacture of the Nation*; and alſo one other Act made in the ſaid five and twentieth Year of the Reign of the ſaid late King CHARLES the Second, intituled, *An Act for the Encouragement of the* Greenland *and* Eaſtland *Traders, and for the better ſecuring the Plantation Trade*; and alſo one other Act made in the firſt Year of the Reign of King JAMES the Second, intituled, *An additional Act for the Improvement of Tillage*; and one Act made in the eighth Year of the Reign of his late Majeſty King WILLIAM the Third, intituled, *An Act for the leſſening the Duty upon Tin and Pewter exported, and granting an Equivalent for the ſame by a Duty upon Drugs*; and another Act of the ninth Year of his Reign, *For encreaſing his Majeſty's Duties upon Luſtrings and Alamodes*; and one Act made in the eleventh Year of his Reign, intituled, *An Act for taking away the Duties upon the Woollen Manufactures, Corn, Grain, Bread, Biſcuit, and Meal exported*; and all Clauſes and Directions whatſoever contained therein, or in any other Act or Acts of Parliament now in force concerning the ſaid Subſidy of Tunnage and Poundage, and other Sums of Money upon Merchandize imported, which were granted in the twelfth Year of the Reign of King CHARLES the Second as aforeſaid, ſhall be of full Force and Effect until the ſaid firſt Day of *Auguſt*, which ſhall be in the Year of our Lord one thouſand ſeven hundred and twelve.

Except Clauſes intended to be perpetual.

III. Provided nevertheleſs, and be it declared and enacted, That nothing herein contained ſhall be conſtrued or taken to determine any Articles or Clauſes in any of the laſt mentioned Acts, hereby enacted to be in force until the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and twelve, which were appointed and intended to be perpetual, or which were continued by any Act of Parliament for any Time which will not expire by or before the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and twelve: But that the ſame, and every of them, ſhall continue and remain in Force as if this preſent Act had not been made: But ſuch of the ſaid Acts, and ſuch Clauſes in any of them, as would otherwiſe determine before the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and twelve, ſhall hereby be revived, and ſtand, continue, and be in Force until the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and twelve, and no longer.

Duties on Wines and Vinegar, to continue to 1 Aug. 1712. 1 Jac. 2. c. 3. 1 Annæ, ſtat. 1. c. 13. 1 Jac. 2. c. 3.

IV. And be it further enacted by the Authority aforeſaid, That the ſeveral Impoſitions and Duties upon Wines and Vinegar, granted by an Act made in the firſt Year of the Reign of his ſaid late Majeſty King JAMES the Second, intituled, *An Act for granting to his Majeſty an Impoſition upon all Wines and Vinegar imported between the four and twentieth Day of* June *one thouſand ſix hundred eighty and five and the four and twentieth Day of* June *one thouſand ſix hundred ninety and three:* Which ſaid Act, by ſeveral ſubſequent Acts of Parliament, was continued until the firſt Day of *Auguſt* one thouſand ſeven hundred and ſix; and by the ſaid Act of the firſt Year of her Majeſty's Reign, intituled, *An Act for making good Deficiencies, and preſerving the publick Credit*, are granted to continue until the firſt Day of *Auguſt* one thouſand ſeven hundred and ten, ſhall by Virtue of this Act, be further continued to her Majeſty, her Heirs and Succeſſors, from the laſt Day of *July* one thouſand ſeven hundred and ten, to the firſt Day of *Auguſt* one thouſand ſeven hundred and twelve, and no longer; and that the ſaid Act ſo made in the firſt Year of the Reign of the ſaid late King JAMES the Second, and all Powers, Proviſions, Penalties, Articles, and Clauſes therein contained, for or concerning the ſaid Impoſitions on Wines and Vinegar, ſhall continue and be in full Force and Effect until the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and twelve, and ſhall be applied, practiſed, and executed for raiſing, levying, collecting, anſwering, and paying the ſaid Duties upon Wine and Vinegar, hereby continued, and all Arrears thereof, according to the Tenor and Intent of this preſent Act, as fully, to all Intents and Purpoſes, as if all and every the Clauſes, Matters, and Things in the ſaid Act of the firſt Year of the Reign of the ſaid King JAMES the Second contained, had been again repeated in this Act, and particularly enacted.

Duties on Tobacco continued to 1 Aug. 1712. 1 Jac. 2. c. 4. 1 Annæ, ſtat. 1. c. 13.

V. And be it further enacted by the Authority aforeſaid, That the Rates, Duties, and Impoſitions upon all Sorts of Tobacco, granted by an Act made in the firſt Year of the Reign of the ſaid late King JAMES the Second, intituled, *An Act for granting to his Majeſty an Impoſition upon all Tobacco and Sugar imported between the four and twentieth Day of* June *one thouſand ſix hundred eighty and five, and the twenty-fourth Day of* June *one thouſand ſix hundred ninety and three:* Which ſaid Act, as for and concerning the ſaid Duties and Impoſitions upon Tobacco only, by ſeveral ſubſequent Acts of Parliament, was continued until the firſt Day of *Auguſt* one thouſand ſeven hundred and ſix, and by the ſaid Act of the firſt Year of her Majeſty's Reign, intituled, *An Act for making good Deficiencies, and preſerving the publick Credit*, are granted to continue until the firſt Day of *Auguſt* one thouſand ſeven hundred and ten, ſhall by Virtue of this

Farther continued by 8 *Ann. c.* 13. *& made perpetual by* 9 *Ann. c.* 21.

Act

Act be further continued and paid to her Majeſty, her Heirs and Succeſſors, from the laſt Day of *July* one thouſand ſeven hundred and ten, to the firſt Day of *Auguſt* one thouſand ſeven hundred and twelve, and no longer.

To be levied as by 7 & 8 W. 3. c. 10.

VI. Provided always, and be it enacted and declared by the Authority aforeſaid, That the ſaid Duty upon Tobacco, which ſhall be imported during the Term hereby granted, and all Arrears thereof, ſhall be ſecured, collected, raiſed, levied, anſwered, and paid to her Majeſty, in ſuch Method, and with ſuch Diſcount and Allowances, and according to ſuch Rules and Directions as are mentioned, referred to, or preſcribed as to the Duties or Impoſitions upon Tobacco, in and by the Act made in the Parliament holden in the ſeventh and eighth Years of the Reign of King WILLIAM the Third, intituled, *An Act for continuing ſeveral Duties granted by former Acts upon Wine, Vinegar, and upon Tobacco, and* Eaſt India *Goods, and other Merchandizes imported, for carrying on the War againſt* France, and not otherwiſe.

Duties on Eaſt India Goods, &c. continued to 1 Aug. 1712. 2 W. & M. ſ. 2. c. 4. 1 Annæ, ſtat. 1. c. 13.

VII. And be it further enacted by the Authority aforeſaid, That the ſeveral additional and other Rates Impoſitions, Duties, and Charges upon the ſeveral Sorts of Goods and Merchandizes, granted by an Act made in the ſecond Year of the Reign of King WILLIAM the Third, and Queen MARY, intituled, *An Act for granting to their Majeſties certain Impoſitions upon all* Eaſt India *Goods and Manufactures, and upon all wrought Silks, and ſeveral other Goods and Merchandizes, to be imported after the five and twentieth Day of* December *one thouſand ſix hundred and ninety*, and which thereby, and by ſeveral ſubſequent Acts of Parliament, were continued until the firſt Day of *Auguſt* one thouſand ſeven hundred and ſix, and by the ſaid Act of the firſt Year of her Majeſty's Reign, intituled, *An Act for making good Deficiencies and preſerving the publick Credit*, are granted to continue until the firſt Day of *Auguſt* one thouſand ſeven hundred and ten, ſhall be further continued to her Majeſty, her Heirs and Succeſſors, from the laſt Day of *July* one thouſand ſeven hundred and ten, to the firſt Day of *Auguſt* one thouſand ſeven hundred and twelve, and no longer; and that the ſaid Act made in the ſecond Year of their ſaid late Majeſties Reign, concerning *Eaſt India* Goods and other Things therein charged, and all Powers, Proviſions, Penalties, Articles, and Clauſes therein contained, ſhall continue, and be of full Force and Effect, until the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and twelve, and ſhall be applied, practiſed, and executed for the raiſing, levying, collecting, anſwering and paying the ſaid reſpective Duties hereby continued, and all Arrears thereof, according to the Tenor and Intent of this preſent Act, as fully, to all Intents and Purpoſes, as if the ſaid laſt mentioned Act, and all and every the Clauſes, Matters, and Things therein contained, had been again repeated, and particularly enacted; except only as to ſuch Part of the ſaid Acts concerning the ſaid Impoſitions on Wines, Vinegar, Tobacco, *Eaſt India* Goods, and other Merchandizes imported, touching which other Proviſions or Alterations are made by any Act or Acts of Parliament now in being; which other Proviſions or Alterations are to be obſerved, and to continue during the Continuance of this preſent Act, and the ſaid Act, intituled, *An Act for continuing ſeveral Duties granted by former Acts upon Wine and Vinegar, and upon Tobacco, and* Eaſt India *Goods and other Merchandizes imported, for carrying on the War againſt* France; and every Article, Clauſe, Matter, and Thing therein contained, for the raiſing, levying, ſecuring, anſwering, and paying the Impoſitions and Duties on the Merchandizes and Commodities thereby charged, and which are by this Act continued, ſhall be of full Force and Effect until the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and twelve.

Except where Alterations are made.

7 & 8 W. 3. c. 10. *Farther continued by* 8 *Ann. c.* 13. *& made perpetual by* 9 *Ann. c.* 21.

New Impoſt continued to 1 Aug. 1712. 4 W. & M. c. 5. *Which is made perpetual by* 9 *Ann. c.* 21. *but is repealed in Part as to rating Goods ad Valorem by* 11 *Geo.* 1. *c.* 7. 1 Annæ, ſtat. 1. c. 13. Exception.

VIII. And be it further enacted by the Authority aforeſaid, That the additional and other Rates, Duties, Impoſitions, and Charges upon the ſeveral Sorts of Goods and Merchandizes granted by an Act of Parliament made in the fourth Year of their ſaid late Majeſties Reign, intituled, *An Act for granting to their Majeſties certain additional Impoſitions upon ſeveral Goods and Merchandizes, for the proſecuting of the preſent War againſt* France, which by ſeveral ſubſequent Acts of Parliament were continued until the firſt Day of *Auguſt* one thouſand ſeven hundred and ſix, and by the ſaid Act of the firſt Year of her Majeſty's Reign, intituled, *An Act for making good Deficiencies, and preſerving the publick Credit*, are granted to continue until the firſt Day of *Auguſt* one thouſand ſeven hundred and ten, ſhall by Virtue of this Act be further continued, and be paid and payable to her Majeſty, her Heirs and Succeſſors, from the laſt Day of *July* one thouſand ſeven hundred and ten to the firſt Day of *Auguſt* one thouſand ſeven hundred and twelve, and no longer; and that the ſaid Act laſt mentioned, and all Powers, Proviſions, Penalties, Articles, and Clauſes therein contained, (except as herein after is excepted and provided) as for and concerning the ſaid Rates, Duties, and Impoſitions, ſhall continue and be of full Force and Effect until the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and twelve, and ſhall be applied, practiſed, and executed for the raiſing, levying, collecting, anſwering, and paying the ſaid Duties hereby continued, and all Arrears thereof, according to the Tenor and Intent of this preſent Act, as if the ſaid laſt mentioned Act, and all and every the Clauſes, Matters and Things therein contained, had been again repeated, and particularly enacted in this preſent Act.

Alterations made by Acts to obſerved.

IX. Provided alſo, That in all Caſes where any other Proviſion or Alteration is made by any Act or Acts of Parliament now in being, in or about any other Matter or Thing contained in the ſaid Act of Parliament for the Impoſitions laſt mentioned, ſuch other Proviſions or Alterations ſhall be obſerved, during the Continuance of the Term hereby granted; any Thing herein contained to the contrary notwithſtanding.

Duties on Whale-fins, &c. 9 & 10 W. 3. c. 45.

X. And it is hereby further enacted, That the ſeveral Impoſitions and Duties for and upon all Whale-fins imported, which by an Act of Parliament in the ninth Year of the Reign of his ſaid late Majeſty King WILLIAM the Third, intituled, *An Act for taking away half the Duties impoſed on Glaſs Wares, and the whole Duties laid on Stone and Earthen Wares, and Tobacco Pipes, and for granting in Lieu thereof New Duties on Whale-fins and* Scotch *Linens*, were granted to his ſaid late Majeſty King WILLIAM, and by an Act of the firſt Year of her Majeſty's Reign were continued until the firſt Day of *Auguſt* one thouſand

Continued to 1 Aug. 1712. 1 Annæ, ſtat. 1. c. 13.

ſeven hundred and ten, ſhall be, and are hereby continued to her Majeſty, her Heirs and Succeſſors, from the laſt Day of *July* one thouſand ſeven hundred and ten to the firſt Day of *Auguſt* one thouſand ſeven hundred and twelve, and no longer; and ſhall be raiſed, levied, collected, and paid, in ſuch Manner and Form, and by ſuch Ways and Means, and under ſuch Penalties as are mentioned in the ſaid Act for granting the ſaid Impoſitions on Whale-fins and *Scotch* Linens; which Act, with all the Powers, Proviſoes, Penalties, Articles, and Clauſes therein contained, or thereby referred to, ſhall continue and be in full Force, until the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and twelve, and ſhall be applied, practiſed, and put in Execution for raiſing and levying the ſaid Duties on Whale-fins, hereby continued, and all Arrears thereof as fully and effectually as if all the Clauſes, Matters, and Things therein contained, concerning the ſaid Duties on Whale-fins were repeated, and again enacted in the Body of this preſent Act.

The Duty as to Whale-fins only further continued, by 8 *Ann. c.* 13. *and made perpetual by* 9 *Ann. c.* 21.

12 Car. 2. c. 4.
1 Jac. 2. c. 3.
1 Jac. 2. c. 4.
2 W. & M. ſ. 2. c. 4.
4 & 5 W. & M. c. 5.
9 & 10 W. 3. c. 45.
1 Annæ, ſtat. 1. c. 13.

'XI. And whereas the ſaid Subſidies of Tunnage and Poundage, and the ſaid other Duties granted therewith, in the twelfth Year of King CHARLES the Second, as aforeſaid; and the ſaid Impoſitions on Wines, Vinegar, and Tobacco, which were firſt granted to King JAMES the Second, in the firſt Year of his Reign; and the ſaid Impoſitions on *Eaſt India* Goods, and other Goods charged therewith, which were firſt granted to their late Majeſties King WILLIAM and Queen MARY, in the ſecond Year of their Reign; and the ſaid additional Impoſitions which were firſt granted to them in the fourth Year of their Reign; and the ſaid Duties on Wale-fins imported, which were granted to his ſaid late Majeſty King WILLIAM, in the ninth Year of his Reign, whereby the ſaid Act of the firſt Year of her Majeſty's Reign, intituled *An Act for making good Deficiencies, and preſerving the publick Credit*, continued as aforeſaid, until the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and ten, in the Manner therein mentioned; and the ſaid Subſidies, Impoſitions, and Duties ariſing by the ſaid Act of the firſt Year of her Majeſty's Reign, are thereby made ſubject and liable to the Satisfaction of the Principal and Intereſt Monies therein mentioned, great Part of which Principal Monies do ſtill remain unſatisfied, and are (together with all the Intereſt due, and to grow due thereupon) to be paid and diſcharged in the firſt Place out of the Subſidies, Impoſitions, and Duties granted or continued by the Act laſt-mentioned:' Now it is hereby further declared and enacted by the Authority aforeſaid, That from and immediatly after the Time that all the Principal and Intereſt Monies, which by the ſaid Act of the firſt Year of her Majeſty's Reign, for making good Deficiencies, and preſerving the publick Credit, are charged upon the ſeveral Subſidies Duties, and Impoſitions laſt-mentioned, ſhall be fully paid off and ſatisfied, or that ſufficient Money ſhall be reſerved in the Exchequer for that Purpoſe, then the aforeſaid Subſidies, Duties, and Impoſitions laſt-mentioned, to ariſe by the ſaid Act of the firſt Year of her Majeſty's Reign, for the Remainder of the ſeveral Terms thereby granted, and therein then to come and unexpired (except the neceſſary Charges of raiſing, levying, collecting, and accounting for the ſame) ſhall from time to time be paid into the Receipt of the Exchequer diſtinctly, for the Purpoſes in this preſent Act expreſſed, and for no other Uſe, Intent, or Purpoſe whatſoever.

After Principal and Intereſt Monies by 1 Annæ, ſtat. 1. c. 13. are paid off, Remainder to be paid into the Exchequer for Uſes in this Act.

Clauſe of Loan for eight hundred twenty-two thouſand three hundred eighty-one Pounds fifteen Shillings and eight Pence Farthing.

1 Annæ, ſtat. 1. c. 13.

See 8 *Ann. c.* 13. §. 12.

XII. Provided alſo, and it is hereby further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for any Perſon or Perſons, Natives, or Foreigners, Bodies Politick or Corporate, to advance and lend to her Majeſty at the Receipt of her Majeſty's Exchequer, as well upon Credit of the ſeveral Subſidies, Impoſitions, and Duties by this Act granted or continued, as alſo upon Credit of the Monies which by the ſaid Act of the firſt Year of her Majeſty's Reign, after Satisfaction of the Principal and Intereſt thereupon, as aforeſaid, ſhall ariſe by the Subſidies, Impoſitions, and Duties thereby granted, any Sums which ſhall not exceed in the whole the Sum of eight hundred twenty-two thouſand three hundred eighty-one Pounds fifteen Shillings and ſix Pence Farthing, for the Service of the War, and other her Majeſty's Occaſions; and moreover the Lord High Treaſurer of *England* for the Time being, or any three or more of the Commiſſioners of the Treaſury for the Time being, are hereby authorized and directed to cauſe the Officers of the ſaid Receipt of the Exchequer to receive from time to time by way of Loan, from any Perſon or Perſons, Bodies Politick or Corporate, willing to make the ſame at the ſaid Receipt, any further Sum and Sums of Money, over and above the ſaid Sum of eight hundred twenty-two thouſand three hundred eighty-one Pounds, fifteen Shillings and ſix Pence Farthing, as ſhall be ſufficient to make good the Payment of all the Intereſt Monies appointed or allowed by this Act, every three Months, until the ſaid Subſidies, Impoſitions, and Duties ariſing by this or the ſaid Act of the firſt Year of her Majeſty's Reign, or either of them firſt happening, ſhall come into the Exchequer, and be ſufficient for that Purpoſe, purſuant to the Intent and true Meaning of this Act; and that all the Lenders, as well of the ſaid Sum not exceeding eight hundred twenty-two thouſand three hundred eighty-one Pounds fifteen Shillings and ſix Pence Farthing, as of the ſaid further Sums for making good the Payment of the intermediate Intereſt as aforeſaid, ſhall have and receive Intereſt for the Forbearance thereof, after the Rate of ſix Pounds *per Centum per Annum*; and that no Money to be lent upon the Security of this Act, ſhall be taxed, rated or aſſeſſed by any Act of Parliament whatſoever.

1 Annæ, ſtat. 1. c. 13.

at 6 per Cent.

Tax-free.

Lenders to have Tallies and Orders, &c.

XIII. And it is hereby further enacted, That all and every Perſon or Perſons who ſhall lend any Money upon ſuch Credits as aforeſaid, and pay the ſame into the ſaid Receipt of Exchequer, ſhall immediately have a Talley of Loan ſtruck for the ſame, and an Order for his, her or their Repayment, bearing the ſame Date with his, her, or their Tallies, in or upon which Order ſhall be alſo contained a Warrant for Payment of Intereſt for the Forbearance thereof at the Rate aforeſaid, to be paid every three Months until the Re-payment of the Principal; and that all ſuch Orders for Repayment of Money to be lent, ſhall be regiſtred in courſe, according to the Dates reſpectively, without other Preference of one before another; and that all and every Perſon and Perſons ſhall be paid in courſe, according as their Orders ſhall ſtand regiſtred in the ſaid Regiſter Books, ſo as the ſaid Perſon, Native or Foreigner, his or her Executors,

Executors, Adminiſtrators, or Aſſigns, who ſhall have his or her Order or Orders firſt entred in the ſaid reſpective Books of Regiſter, ſhall be taken and accounted the firſt Perſon to be paid out of the Monies to come in by this Act; and he, ſhe, or they who ſhall have his or their Order or Orders next entred, ſhall be taken and accounted to be the ſecond Perſon to be paid, and ſo ſucceſſively, and in courſe; and that the Monies to come in, of or for the ſeveral Subſidies, Impoſitions, and Duties by this Act granted or continued as aforeſaid, and alſo the Monies which by the ſaid Act of the firſt Year of her Majeſty's Reign (after Satisfaction of the Principal and Intereſt thereupon as aforeſaid) ſhall ariſe by the Subſidies, Impoſitions, and Duties thereby granted as aforeſaid, ſhall be in the ſame Order liable to the Satisfaction of the Monies to be lent as aforeſaid, to the reſpective Parties, their Executors, Adminiſtrators, Succeſſors and Aſſigns reſpectively, without undue Preference of one before another, and not otherwiſe; and ſhall not be diverted or divertible to any other Uſe, Intent, or Purpoſe whatſoever; and that no Fee, Reward, or Gratuity, directly or indirectly, to be demanded or taken of any her Majeſty's Subjects, for providing or making of any ſuch Books or Regiſters, of any Entries, Views, or Search in or for Payment of Money lent, or the Intereſt thereof as aforeſaid, by any of her Majeſty's Officer or Officers, their Clerks or Deputies; on Pain of Payment of Treble Damages to the Party grieved by the Party offending, with Treble Coſts of Suit, or if the Officer himſelf take or demand any ſuch Fee or Reward, then to loſe his Place alſo; and if any undue Preference of one before another ſhall be made, either in Point of Regiſtry or Payment, contrary to the true Meaning of this Act, by any ſuch Officer or Officers, then the Party offending ſhall be liable by Action of Debt, or on the Caſe, to pay the Value of the Debt, with Damages and Coſts to the Party grieved, and ſhall be forejudged of his Place or Office; and if ſuch Preference be unduly made by any his Deputy or Clerk, without Direction or Privity of his Maſter, then ſuch Deputy or Clerk only ſhall be liable to ſuch Action, Debt, Damages, and Coſts, and ſhall be for ever incapable of his Place or Office; and in Caſe the Auditor of the Receipt ſhall not direct, or the Clerk of the Pells record, or the Teller make Payment, according to each Perſon's due Place and Order, as before directed, then he or they ſhall be adjudged to forfeit, and the reſpective Deputies and Clerks herein offending to be liable to ſuch Action, Debt, Damages, and Coſts, in ſuch Manner as aforeſaid; all which ſaid Penalties, Forfeitures, Damages, and Coſts to be incurred by any of the Officers of the Exchequer, or any their Deputies or Clerks, ſhall and may be recovered by Action of Debt, Bill, Plaint, or Information, in any of her Majeſty's Courts of Record at *Weſtminſter*, wherein no Eſſoin, Protection, Privilege, Wager of Law, Injunction, or Order of Reſtraint ſhall be in any wiſe granted or allowed.

Monies not divertible. 1 Annæ ſtat. 1. c. 13. No Fee to be taken on Penalty. Or under Preference made, &c. Penalties how recoverable.

XIV. Provided always, and be it hereby declared, That if it happen that ſeveral Tallies of Loan, or Orders for Payment as aforeſaid, bear Date, or be brought the ſame Day to the Auditor of the Receipt, to be regiſtred, then it ſhall be interpreted no undue Preference, which of thoſe be entred firſt, ſo as he enters them all the ſame Day.

No undue Preference, &c.

XV. Provided alſo, That it ſhall not be interpreted any undue Preference, to incur any Penalty in Point of Payment, if the Auditor direct, and the Clerk of the Pells Record, and the Tellers do pay ſubſequent Orders to Perſons that come and demand their Monies, and bring their Orders, before other Perſons that did not come to take their Monies, and bring their Orders in their Courſe, ſo as there be ſo much Money reſerved as will ſatisfy precedent Orders, which ſhall not be, otherwiſe diſpoſed, but kept for them, Intereſt upon Loan being to ceaſe from the Time the Money is ſo reſerved and kept in Bank for them.

Subſequent Orders.

XVI. And be it further enacted, That all and every Perſon and Perſons, to whom any Money ſhall be due for Loans to be regiſtred by virtue of this Act, after Order entred in the Book of Regiſter as aforeſaid, his Executors, Adminiſtrators, or Aſſigns, by proper Words of Aſſignment, to be endorſed and written upon his Order, may aſſign or transfer his Right, Title, Intereſt, and Benefit of ſuch Order, or any Part thereof, to any other; which being notified in the Office of the Auditor of the Receipt aforeſaid, and an Entry or Memorial thereof alſo made in the Book of Regiſtry aforeſaid for Orders, which the Officers ſhall upon Requeſt without Fee or Charge accordingly make, ſhall entitle ſuch Aſſignee, his Executors, Adminiſtrators, and Aſſigns, to the Benefit thereof, and Payment thereon, and ſuch Aſſignee may in like Manner aſſign again, and ſo *toties quoties*, and afterwards it ſhall not be in the Power of ſuch Perſon or Perſons who have or hath made ſuch Aſſignment, to make void, releaſe, and diſcharge the ſame, or any the Monies thereby due, or any Part thereof.

Orders aſſignable.

XVII. And to the End the Contents of the Wine Gallon, whereby the Duties hereby granted are to be levied, may be aſcertained and known to all her Majeſty's Subjects, and that all Diſputes and Controverſies touching the Wine Meaſures, according to which any Cuſtoms, Subſidies, or other Duties, are, from and after the firſt Day of *May* one thouſand ſeven hundred and ſeven, to be paid or payable to her Majeſty, her Heirs or Succeſſors, may be ſettled, Be it further enacted and declared by the Authority aforeſaid, That any round Veſſel (commonly called a Cylinder) having an even Bottom, and being ſeven Inches Diameter throughout, and ſix Inches deep from the Top of the Inſide to the Bottom, or any Veſſel containing two hundred thirty-one cubical Inches, and no more, ſhall be deemed and taken to be a lawful Wine Gallon; and it is hereby declared, That two hundred fifty-two Gallons, conſiſting each of two hundred thirty-one cubical Inches, ſhall be deemed a Ton of Wine, and that one hundred twenty-ſix ſuch Gallons ſhall be deemed a Butt or Pipe of Wine, and that ſixty-three ſuch Gallons ſhall be deemed an Hogſhead of Wine.

Wine Gallon aſcertained. *See further* 6 *Geo.* 1. *c.* 12. 8 *Geo.* 1. *c.* 18. 12 *Geo.* 1. *c.* 28. 18 *Geo.* 2. *c.* 9. 26 *Geo.* 2. *c.* 12. 30 *Geo.* 2. *c.* 19. 32 *Geo.* 2. *c.* 19. A Cylinder. 252 Gallons a Ton of Wine. 126 a Butt or Pipe. 63 a Hogſhead.

XVIII. And

Monies remaining after Loans satisfied how appropriated. 5 Annæ, c. 1. 5 Annæ, c. 2. 5 Annæ, c. 13. 5 Annæ, c. 19.

XVIII. And be it further enacted by the Authority aforesaid, That all the Monies lent and to be lent unto her Majesty on one Act of this Session of Parliament, intituled, *An Act for granting an Aid to her Majesty by a Land Tax, to be raised in the Year one thousand seven hundred and seven*, and so much Money (if any such be) of the Tax thereby granted, as shall arise and remain (after all the Loans made, or to be made upon that Act, and the Interest thereof, and the Charges thereby allowable for raising the said Tax, shall be satisfied, or Money sufficient shall be reserved to discharge the same) and all the Monies lent and to be lent unto her Majesty upon one other Act of this Session of Parliament, intituled, *An Act for continuing the Duties upon Malt, Mum, Cyder, and Perry, for the Service of the Year one thousand seven hundred and seven*, and so much Money of the said Duties on Malt, Mum, Cyder, and Perry, thereby granted, as shall arise and remain (after all the Loans made or to be made upon that Act, or thereby transferred or directed to be transferred thereunto, and the Interest thereof, and the Charges thereby allowable for raising the said Duties thereby granted, shall be satisfied, or Monies sufficient shall be reserved to discharge the same) and the Sum not exceeding fifteen hundred thousand Pounds to be issued in Exchequer Bills, pursuant to another Act of this Session of Parliament, intituled, *An Act for continuing the Duties on Houses, to secure a yearly Fund for circulating Exchequer Bills*, whereby a Sum not exceeding fifteen hundred thousand Pounds is intended to be raised for carrying on the War, and other her Majesty's Occasions; and the Sum not exceeding eleven hundred and twenty thousand Pounds, mentioned and intended to be raised by another Act of this Session of Parliament, intituled, *An Act for continuing the Duties on Low Wines, and Spirits of the first Extraction, and the Duties payable by Hawkers, Pedlars, and Petty Chapmen, and Part of the Duties on stamp'd Vellum, Parchment, and Paper, and the late Duties on Sweets, and the one third Subsidy of Tunnage and Poundage, and for settling and establishing a Fund thereby, and by the Application of certain overplus Moneys, and otherwise, for Payment of Annuities to be sold for raising a further Supply to her Majesty for the Service of the Year one thousand seven hundred and seven*; and the Sum not exceeding eight hundred twenty-two thousand three hundred eighty-one Pounds fifteen Shillings and six Pence Farthing, intended to be raised upon this present Act, shall be appropriated, issued, and applied, and the same are hereby appropriated for or towards the several Uses and Purposes herein after expressed (that is to say)

Ordinary of the Navy and Ordnance.

for or towards the defraying the Charges of the Ordinary of her Majesty's Navy, and for Victuals, Wages, Wear, Tear, and other Services of the Navy, and the Victualling thereof performed, and to be performed; and for the Sea Service in the Office of the Ordnance performed, and to be performed; and

Warf at Portsmouth, &c.

for or towards the making of a Wharf and Storehouse at *Portsmouth*; and for or towards the Land Services performed, and to be performed, by the Office of Ordnance; and to and for Subsistence, Off-reckonings, and Clearings for one Year, from the three and twentieth Day of *December* one thousand seven hundred and six, to her Majesty's Guards and Garrisons in *England*, and the Dominions thereunto

Guards and Garrisons.

belonging (*Ireland* excepted) and the Contingent Charges of the same, and for Payment of Invalids for the said Year, beginning from the said three and twentieth Day of *December* one thousand seven hundred

Armies in the Low Countries, &c.

and six; and for or towards the defraying the Charges of her Majesty's Army, and such Forces as are or shall be added thereunto, in the *Low Countries* or *Germany*, within or for one Year, to be reckoned from the said three and twentieth Day of *December* one thousand seven hundred and six, and the contingent Charges thereunto belonging; and for or towards her Majesty's Proportion of the Charge of eight thousand Men sent to the Assistance of the Duke of *Savoy*, for the Service of the Year one thousand seven

Proportions of the Charge of 8000 Men in Savoy.

hundred and seven; and for or towards the defraying the Charge of her Majesty's Forces, and additional Forces to be employed in *Spain* or *Portugal*, and for the General Officers, Contingencies, Hospitals, Forrage, and Waggon Money there, and for the Garrison at *Gibraltar*, and for General Officers serving the

Forces in Spain and Portugal. Garrison of Gibraltar.

King of *Portugal*, for the said Year one thousand seven hundred and seven; and for or towards her Majesty's Proportion of the further Charges necessary to prosecute the Successes already gained by King CHARLES the Third, for the Recovery of the Monarchy of *Spain* to the House of *Austria*; and for or towards the Payment of her Majesty's Proportion of the Subsidies due upon Treaties made or to be made

Recovery of Spain. Treaties with Allies.

with her Majesty's Allies, and other Charges for the Service of the War, for any Time before or until the the said five and twentieth Day of *December* one thousand seven hundred and seven; and for the Payment of another Year's Interest on the unsatisfied Debentures charged upon the *Irish* Forfeitures; and for

Unsatisfied Debentures. Exchequer Bills.

or towards the Transportation of Land Forces performed, and to be performed; and for or towards discharging the *Premiums* and other Charges for circulating for another Year the Bills commonly called the Exchequer Bills, which were issued before this Session of Parliament; and for or towards the making good

Duke of Savoy.

the Sum of fifty thousand Pounds which was advanced by her Majesty to the Duke of *Savoy*, for the better Defence of *Turin*, and for the Service of the War in *Italy*, in the Year one thousand seven hundred and six; and for or towards the making good the Sum of forty-seven thousand five hundred Pounds, being

Loan to the Emperor.

her Majesty's Share of a Loan to the Emperor of *Germany*, for the Service of the War in *Italy*, in the said Year one thousand seven hundred and six; and for or towards the making good the Sum of sixty-three thousand six hundred sixty-one Pounds thirteen Shillings and six Pence, computed for Levy-money,

Expedition under Earl Rivers.

Pay, and Contingencies of the Forces sent on the Expedition under the command of Earl *Rivers*; and for and towards making good a Sum not exceeding three thousand and fourteen Pounds, for defraying her

Troops of Portugal.

Majesty's Expence for the Pay of the General Officers of a Body of thirteen thousand Men of the Troops of the King of *Portugal*, pursuant to the Treaty in that Behalf, until the three and twentieth Day of *December* one thousand seven hundred and six; and for or towards making good a Sum not exceeding twenty-six thousand six hundred ninety-two Pounds thirteen Shillings and ten Pence three Farthings, for

Palatine Troops.

defraying her Majesty's Share of the Pay of three thousand *Palatine* Troops, pursuant to the Treaty with the Elector *Palatine*, from the seventeenth Day of *March* one thousand seven hundred and five to the three and twentieth Day of *December* following; and for or towards a Sum not exceeding thirty-seven

thousand

thouſand and twelve Pounds ſeven Shillings and ſix Pence, for defraying her Majeſty's Share of the Agio Bread and Forrage, for twelve thouſand *Pruſſians* imployed in her Majeſty's Service in the *Netherlands*; and for or towards a Sum not exceeding twenty thouſand Pounds, for an additional Subſidy to the Landgrave of *Heſſe Caſſel* for augmenting his Troops, and marching them into *Italy*, and for defraying their Expence of Bread, Waggons, and Carriages, and of Hoſpitals for their Sick and Wounded, for the Service of the Year one thouſand ſeven hundred and ſeven; and for or towards the making good a Sum not exceeding nineteen thouſand ſeven hundred fifty-five Pounds nine Shillings and ſix Pence, for defraying her Majeſty's Proportion of the Agio Bread and Forrage for the ſaid twelve thouſand *Pruſſians*, from their coming into her Majeſty's Service, until the ſaid three and twentieth Day of *December* one thouſand ſeven hundred and ſix, and for or towards the making good a Sum not exceeding eleven thouſand ſeven hundred and eighty Pounds and eighteen Shillings, for defraying her Majeſty's Proportion of the extraordinary Charge for the Augmentation Troops of the Landgrave of *Heſſe Caſſel* imployed in *Italy*, from the twentieth Day of *May* one thouſand ſeven hundred and ſix; and for or towards the making good a Sum not exceeding thirty-four thouſand ſix hundred and ſeven Pounds thirteen Shillings and five Pence Half Penny, for Levy-money to recruit ſeveral Horſes of the Foreign Troops in her Majeſty's Pay, that were killed or died of the common Diſtemper in *Flanders*, in the Year one thouſand ſeven hundred and five; and for or towards the making good a Sum not exceeding eleven hundred forty-ſix Pounds, for a further Allowance of Levy-money for recruiting the Horſes of the *Engliſh* Horſe and Dragoons loſt in the ſame Campaign in *Flanders*; and for or towards the making good a Sum not exceeding ſeven thouſand five hundred ſeventy-three Pounds, for Levy-money to recruit other Horſes of the *Engliſh* Horſe and Dragoons, and for Officers Horſes which died of the common Diſtemper after the ſaid Campaign there, between the one and thirtieth Day of *October* one thouſand ſeven hundred and five and the latter End of *February* following; and for or towards the making good a Sum not exceeding eleven thouſand two hundred ninety-eight Pounds, for Levy-money for recruiting the Horſes of the *Engliſh* Horſe and Dragoons, which were killed and died of the common Diſtemper in the *Low Countries*, between the firſt Day of *May* one thouſand ſeven hundred and ſix and the one and thirtieth Day of *December* following; and for or towards the making good a Sum not exceeding ſixteen thouſand fifty-five Pounds twelve Shillings and ſix Pence, for defraying her Majeſty's Share of the Levy-money for recruiting the Horſes of the *Daniſh* Troops in the Pay of *England* and *Holland*, that were loſt in the ſame Manner between the firſt Day of *January* one thouſand ſeven hundred and five and the laſt Day of *October* one thouſand ſeven hundred and ſix; and for or towards the making good a Sum not exceeding one thouſand ſeven hundred ſeventy-five Pounds, for the like Loſs ſuſtained by the Troops of *Hanover* in her Majeſty's Pay during the laſt Campaign in *Flanders*; and for ſatisfying and diſcharging the Sum of three hundred ninety-eight thouſand eighty five Pounds ten Shillings, mentioned in the fifteenth Article of the Treaty of Union between *England* and *Scotland* confirmed by Acts of Parliament in both Kingdoms, being the Equivalent to be anſwered by the ſaid Article to *Scotland*, for ſuch Cuſtoms and Exciſe which *Scotland* is to be charged with, and will be applicable to the Debts of *England*, and for enabling her Majeſty to make a Recompence not exceeding two thouſand ſix hundred forty-one Pounds, to the Mayor, Aldermen, and Citizens of the City of *Carliſle*, for ſuch Tolls as they are to be deprived of by the ſixth Article of the ſaid Treaty of Union: Which Recompence is to go to and for the ſame Uſes and Purpoſes to which the ſaid Tolls ought to have been applied; and for enabling her Majeſty to make a Recompence, not exceeding five thouſand Pounds to *Joſeph Muſgrave*, *Thomas Muſgrave*, and *George Muſgrave*, Sons of Sir *Chriſtopher Muſgrave* Baronet, deceaſed, in full diſcharge of all Tolls in *Weſtmoreland* and *Cumberland*, that were granted to Sir *Philip Muſgrave* Baronet, by King CHARLES the Second, and which are ſpecified in the Grants of King JAMES the Second, and King WILLIAM the Third, to the late Sir *Chriſtopher Muſgrave*; and for enabling her Majeſty to apply what may be convenient for the better ſecuring the Iſlands of *Nevis* and St. *Chriſtophers*, and ſupplying them with Neceſſaries in order to a Re-ſettlement; and to no other Uſes, Intents or Purpoſes whatſoever.

Pruſſian Troops. Landgrave of Heſſe Caſſel. Pruſſians. Augmentation Troops of Heſſe. Levy-money. Equivalent Money. Recompence to City of Carliſle.

XIX. Provided always, That out of the Monies to be iſſued to the Guards and Garriſons, as aforeſaid, there ſhall and may be taken and applied any Sum not exceeding eighty-ſeven thouſand one hundred twenty-five Pounds ten Shillings, towards the Charge of maintaining the Soldiers raiſed, and to be raiſed, for Sea-Service, with their Officers, and the contingent Charges thereunto belonging; and out of the Monies to be iſſued for the Service of the Navy and Sea Services, as aforeſaid, there ſhall be taken and applied ſuch Sums as, together with the ſaid Sum, not exceeding eighty-ſeven thouſand one hundred twenty-five Pounds ten Shillings, ſhall be neceſſary for the Charge of maintaining the ſaid Soldiers for Sea Service, with their Officers, and the contingent Charges thereunto belonging; any thing herein contained to the contrary notwithſtanding.

For Maintenance of Marines.

CAP. XXVIII.

An Act for raiſing the Militia for the Year one thouſand ſeven hundred and ſeven, notwithſtanding the Month's Pay formerly advanced be not repaid; and for an Account to be made of Trophy Money. EXP.

CAP. XXIX.

An Act for Eaſe of her Majeſty's Subjects in relation to the Duties upon Salt, and for making the like Allowances upon the Exportation of white Herrings, Fleſh, Oatmeal, and Grain called Beer *alias* Bigg, as are to be made upon Exportation of the like from *Scotland*.

5 Annæ, c. 8. Article 8.

'WHEREAS by the Articles of Union between the Kingdoms of *England* and *Scotland*, which are 'agreed upon and confirmed by an Act of this preſent Parliament, there are certain Conceſſions 'made for the Advantage of her Majeſty's Subjects of that Part of *Great Britain* called *Scotland*, in Mat- 'ters relating to the Duties upon Salt, and other Goods and Merchandizes, as are herein after-mentioned, 'whereby her Majeſty's Subjects in *England*, trading in Salt and other the Commodities herein after parti- 'cularly expreſſed, will be liable to great Diſadvantages, unleſs Proviſion be likewiſe made for their Eaſe 'in the ſaid Trade:' We your Majeſties moſt dutiful and loyal Subjects the Commons, in Parliament aſſembled, being deſirous that there may be as great an Equality of Trade as is poſſible among all your Majeſty's Subjects, do beſeech your Majeſty that it may be enacted, and be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in Parliament aſſembled, and by the Authority of the ſame, That all foreign Salt that ſhall be imported into the Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, from and after the firſt Day of *May* one thouſand ſeven hundred and ſeven, ſhall, upon the landing thereof, be weighed, cellared, and locked up in the Preſence of an Officer for the Duties on Salt, under the Cuſtody of the Merchant or Importer (who is to be at the Charge of the Cellarage or Store-houſe) and ſuch Officer as the Commiſſioners for the Duties on Salt for the time being, ſhall appoint, in the Port or Place where the ſame ſhall be ſo imported and landed; and that it ſhall and may be lawful to and for the Merchant or Importer of the ſaid Salt, from time to time, in the Preſence of an Officer for the Duties on Salt, and by Warrant or Permit, under ſuch Officer's Hand and Seal, to have what Quantity thereof his Occaſions may require, not under a Weigh or forty Buſhels at a time, giving Security for the Duty of what Quantity he receives, payable in ſix Months time after the Delivery of any ſuch Salt; and in caſe ſuch Merchant or Importer ſhall pay ready Money upon the Delivery of the Salt, he ſhall have after the Rate of ten Pounds *per Centum per Annum* out of the ſaid Duties abated him.

For preſerving an Equality of Trade.

5 *W. & M. c.* 7. 2 & 3 *Ann. c.* 14. 4 *Ann. c.* 12.

Foreign Salt imported after 1 May 1707, to be weighed, cellared, and locked up.

Merchant to have any Quantity, &c. not under forty Buſhels, paying Duty in ſix Months.

II. And be it further enacted by the Authority aforeſaid, That if ſuch foreign Salt imported, ſhall not, upon the landing thereof, be ſecured, as aforeſaid, the ſame ſhall be liable to Payment of Duties, and to ſuch Penalties and Forfeitures, for not paying or ſecuring ſuch Duties, as if this Act had not been made; and that no Salt ſo cellared and locked upon, as aforeſaid, ſhall be removed from any ſuch Cellar or Place, without Notice firſt given to the Officer appointed for that Purpoſe, and without a Warrant or Permit for conveying the ſame, as aforeſaid; upon Pain of forfeiting ſuch Salt, and alſo upon Pain of forfeiting ten Shillings *per* Buſhel, and alſo the Sum of twenty Pounds for every ſuch Offence, to be recovered from the Perſon or Perſons who imported the ſame; and that every Carrier, or Perſon who ſhall carry, convey, or remove any ſuch Salt without Notice firſt given to the Officer, and without a Warrant or Permit for conveying the ſame, ſhall be liable to the like Forfeitures of ten Shillings *per* Buſhel, and alſo twenty Pounds for every ſuch Offence.

Penalty on landing foreign Salt not ſo ſecured, or removing it without Permit.

Proviſo if Quantity amount not to forty Buſhels.

III. Provided nevertheleſs, That where the whole Quantity of foreign Salt, liable to Duty, imported in any Ship or Veſſel, does not amount to forty Buſhels, the Duties ſhall be paid and ſecured, according to the Proviſions made by former Laws; any thing herein to the contrary notwithſtanding.

Allowances for Salt carried Coaſtwiſe.

'IV. And whereas Salt carried Coaſtwiſe is or may be liable to Waſte,' Be it enacted by the Authority aforeſaid, That any Merchant or Perſon who, from and after the ſaid firſt Day of *May* one thouſand ſeven hundred and ſeven, ſhall ſhip any *Engliſh* Salt, or Rock Salt, to be carried Coaſtwiſe (viz.) from one Port of *England* or *Wales*, or the Port of *Berwick* upon *Tweed*, to any Port of *England* or *Wales*, or *Berwick* upon *Tweed*, the Duties having been paid, or ſecured to be paid, according to former Laws, ſhall have an Allowance made to him, after the Rate of three Buſhels for every forty Buſhels of *Engliſh* white Salt, and after the Rate of one Buſhel and an Half for every forty Buſhels of *Engliſh* Rock Salt ſo ſhipped to be carried Coaſtwiſe, and proportionably for a greater or leſs Quantity, in Conſideration of the ordinary Waſte in the Carriage thereof, which Allowance ſhall be made but once for the ſame Salt, although ſuch Salt be carried from ſeveral Ports Coaſtwiſe as aforeſaid, and the proper Officer of the Port, where ſuch Salt or Rock Salt ſhall be firſt ſhipped to be carried Coaſtwiſe, ſhall not only expreſs the ſaid Allowance on the Coaſt Cocquet or Tranſire for the ſame, but alſo give *gratis* to the ſaid Merchant, or other Perſon there ſhipping the ſame, a Certificate under Hand and Seal, of the Number of Buſhels of Salt ſo ſhipped, and how much the Allowance hereby directed to be made at the Rates aforeſaid doth amount to, which Certificate being produced to the Officer who firſt received the Duties of the ſaid Salt, or took Security for the ſame, the Officer laſt mentioned ſhall repay ſo much Money as he received for Duties of the ſaid Salt, or Rock Salt, as is to be allowed for Waſte as aforeſaid; and if the Duties thereof ſhall not then have been paid in Money, then the ſaid Officer ſhall diſcount the ſaid Allowance for Waſte on the ſaid Security.

This Clauſe explained by 6 Annæ, c. 12. ſect. 1.

12 Months allowed for Payment of Duties on Rock Salt.

9 Months on other Engliſh Salt.

V. And it is hereby enacted, That in all Caſes where, by the former Laws relating to the Duties on Salt, the Time for Payment of the Duties on Rock Salt is appointed to be nine Months, there ſhall be twelve Months Time allowed, inſtead of the ſaid nine Months; and where the Time for Payment of the Duties on other *Engliſh* Salt is by the ſaid former Laws appointed to ſix Months, there ſhall be nine Months

Months Time allowed inſtead of the ſaid ſix Months; and the Securities and Diſcounts for prompt Payment, after the ſaid firſt Day of *May* next, ſhall be regulated accordingly.

Allowances for white Herrings exported.

VI. And be it further enacted by the Authority aforeſaid, That for all white Herrings, which ſhall, from and after the ſaid firſt Day of *May* one thouſand ſeven hundred and ſeven, be exported from any Port or Place in the Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, to Parts beyond the Seas, by any Perſon or Perſons whatſoever, there ſhall be the like Allowances as are to be made upon the Exportation of white Herrings from *Scotland*, to be paid by the Officer appointed to collect the Duties upon Salt in the ſame Port from whence any ſuch Herrings ſhall be exported, within thirty Days after a Demand thereof, on a Debenture to be prepared by the Collector of the Cuſtoms where ſuch Herrings ſhall be entred out for Exportation, and verified by the Perſon executing the Office of Searcher in ſuch Port, as to the Quantity of Herrings actually ſhipped, and that the ſame were well cured, and merchantable, and full packed, and that the Oath of the Exporter or Agent be firſt taken before the principal Officers of the ſaid Port, before the Debenture be allowed, who are hereby required and impowered to give the ſaid Oath, that the Herrings in ſuch Debenture mentioned were cured with Salt, for which the Duties had been paid, and not drawn back, and that the ſame is really exported to Parts beyond the Seas, and not relanded or intended to be relanded in *England*, *Wales*, or *Berwick* upon *Tweed*; for which Debenture no Fee or Reward ſhall be taken; and in caſe the Officer hereby directed to pay ſuch Debenture, ſhall not have ſufficient Money in his Hands to pay the ſame, then upon Certificate thereof by him made (which Certificate he is hereby required to give the Party *gratis*) the principal Commiſſioners for managing her Majeſty's Revenue of Exciſe upon Salt for the time being, ſhall be chargeable with the ſaid Payment, to be made in Courſe out of the firſt Money in their Hands ariſing out of the Duties upon Salt; and that it ſhall and may be lawful for the Officers of the ſaid Duties on Salt, in the ſeveral and reſpective Ports of the Kingdom of *England*, Dominion of *Wales*, and Town of *Berwick* upon *Tweed*, upon the Exportation of any Herrings as aforeſaid, and before the ſame ſhall be laid on Board for Exportation, to mark any Caſk, Barrel, or other Veſſel, wherein any ſuch Herrings ſhall be exported, to the Intent it may be known that ſuch Herrings have been exported, and Allowances obtained on Exportation thereof, in caſe the ſame, or any Part thereof, ſhall be relanded and reimported.

Farther Proviſion relating hereto, 6 Annæ, c. 12. ſect. 3.

Exported and relanded, forfeited, and 20 s. per Barrel.

Allowances for ſalted Beef or Pork exported, &c.

VII. And be it further enacted by the Authority aforeſaid, That in caſe any ſuch Herrings ſhall, after the ſame ſhall be exported, be relanded or reimported, all the ſaid Herrings ſo relanded or reimported ſhall be forfeited and loſt, and twenty Shillings *per* Barrel for every Barrel thereof, and ſo in Proportion for a greater or leſſer Quantity, to be recovered of the Importer or Proprietor thereof.

1 s. 6 d. to be paid per Barrel. 3 Geo. 2. c. 20. ſect. 16. Revived by 5 Geo. 2. c. 6. *Which is revived and made perpetual by* 26 Geo. 2. c. 3.

VIII. And be it enacted by the Authority aforeſaid, That for every Barrel of ſalted Beef or Pork, which ſhall be exported for Sale from any Port of this Kingdom, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, to Parts beyond the Seas, after the ſaid firſt Day of *May* one thouſand ſeven hundred and ſeven, by any Perſon or Perſons whatſoever, there ſhall be for each Barrel the like Allowances as are to be allowed upon Exportion of ſuch Beef and Pork exported from *Scotland*, which Allowance ſhall be paid by the Officer appointed to collect the Duties upon Salt, in the ſame Port from whence any ſuch Beef or Pork ſhall be exported, within thirty Days after Demand thereof, on a Debenture to be prepared by the Collector of the Cuſtoms where ſuch Beef or Pork ſhall be entred out for Exportation, and verified by the Perſon executing the Office of Searcher in ſuch Port, as to the Quantity of Beef and Pork actually ſhipped for Sale, and that the ſame is good and merchantable, and that the Oath of the Exporter or Agent be firſt taken before the principal Officers of the ſaid Port, before the Debenture be allowed, who are hereby required and impowered to give the ſaid Oath, that the Beef or Pork in ſuch Debenture mentioned, was ſalted with Salt for which the Duties had been paid, and not drawn back, and that the ſame is really exported to Parts beyond the Seas for Sale, and that any Part thereof was not ſpent, or intended to be ſpent for the Ship's Uſe, and was not relanded, or intended to be relanded; for which Debenture no Fee or Reward ſhall be taken: And in caſe the Officer hereby directed to pay ſuch Debenture, ſhall not have ſufficient Money in his Hands to pay the ſame, then upon Certificate thereof by him made, (which Certificate he is hereby required to give the Party *gratis*) the principal Commiſſioners for managing her Majeſty's Revenues of Exciſe upon Salt for the time being, ſhall be chargeable with the ſaid Payment, to be made in Courſe out of the firſt Money in their Hands ariſing out of the Duties upon Salt: And that it ſhall and may be lawful for the Officers for the ſaid Duties on Salt, in the ſeveral and reſpective Ports of the Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, upon the Exportation of any Beef or Pork, and before the ſame ſhall be laid on board for Exportation, to mark any Caſk, Barrel, or other Veſſel wherein any ſuch Beef or Pork ſhall be exported, to the Intent it may be known that ſuch Beef or Pork has been exported, and Allowances obtained on Exportation thereof, in caſe the ſame, or any Part thereof, ſhall be relanded or reimported.

Exported and relanded, forfeited, and forty Shillings per Barrel.

IX. And be it further enacted by the Authority aforeſaid, That in caſe any Beef or Pork ſhall, after the ſame ſhall be exported, be relanded or reimported, all the ſaid Beef or Pork ſo relanded or reimported ſhall be forfeited and loſt, and forty Shillings *per* Barrel for every Barrel thereof, and ſo in Proportion for a greater or leſſer Quantity, to be recovered of the Importer or Proprietor thereof.

Allowances for Oatmeal and Beer alias Bigg, exported, &c.

'X. And whereas by the aforeſaid Articles of Union, it is provided, That from and after the Union 'there ſhall be certain Allowances for all Oatmeal, and Grain called Beer, exported from *Scotland*,' Be it enacted by the Authority aforeſaid, That for all Oatmeal, and Grain called Beer *alias* Bigg, which from and after the ſaid firſt Day of *May* one thouſand ſeven hundred and ſeven, ſhall be exported from any Port of this Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, to Parts beyond the Seas, by any Merchant, or other Perſon or Perſons whatſoever, there ſhall be the like *Præmium*

given upon the Exportation thereof, as is to be given upon Exportation of Oatmeal and Beer from *Scotland*; ſuch Merchant or other Perſon firſt bringing a Certificate in Writing under his or their Hands, containing the Quantity of ſuch Oatmeal, or Beer *alias* Bigg, ſo ſhipped, to the Collector or other Perſon appointed, or to be appointed for the time being, to collect the Duties or Rates ariſing by Cuſtoms within any ſuch Port, and making Proof of ſuch Certificate by one or more credible Perſon or Perſons upon their Oaths, (which Oaths the ſaid Collector, or other Perſon, is hereby authorized and required to adminiſter) and giving Bond in the Sum or ten Pounds at leaſt for every Ton of Oatmeal ſo ſhipped, conſiſting of twenty hundred Weight, and for every forty Buſhels of Beer *alias* Bigg, ſo ſhipped, and ſo proportionably for a greater or leſſer Quantity, that the ſame ſhall be ſo exported to Parts beyond the Seas, and not be relanded; which *Præmium* every Merchant, or other Perſon ſo ſhipping off any ſuch Oatmeal, or Beer *alias* Bigg, and giving Certificate and Bond as aforeſaid, ſhall have and receive from ſuch Collector, or other Perſon, as aforeſaid, in any Port reſpectively where the ſame ſhall be ſo ſhipped, out of her Majeſty's Revenue of the Cuſtoms, and upon Certificate returned under the Common Seal of the chief Magiſtrate in any Place or Places beyond the Seas, or under the Hands and Seals of two known *Engliſh* Merchants upon the Place, that ſuch Oatmeal, or Beer *alias* Bigg, was there landed, or upon Proof by credible Perſons that ſuch Oatmeal, or Beer *alias* Bigg, was taken by Enemies, or periſhed in the Seas; which Proof being made, or Certificate delivered to the Collector, or other Perſon, who took Bond as aforeſaid, the ſaid Bond ſhall be delivered up to ſuch Merchant, or other Perſon, or his Order, to be cancelled without any Fee for the ſame.

Penalties, &c. how diſtributed.

XI. And be it enacted by the Authority aforeſaid, That all Penalties and Forfeitures given by this or any former Law relating to the Duties of Exciſe upon Salt, ſhall be diſtributed in Manner following; (that is to ſay) one Moiety thereof to the Queen, her Heirs and Succeſſors, and the other Moiety thereof to the Officer or Officers who ſhall ſeize, ſue, or inform for the ſame, to be recovered by Action of Debt, Bill, Plaint or Information in any of her Majeſty's Courts of Record at *Weſtminſter*.

Perſons having exported Salt to Ireland, intitled to a Drawback.

XII. And be it enacted by the Authority aforeſaid, and it is hereby declared, That all and every Perſon and Perſons, who have exported any Salt, or Rock Salt, out of the Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, and landed the ſame in the Kingdom of *Ireland*, although the ſame was entred in *England*, on the Exportation thereof, for other foreign Parts, and afterwards landed in *Ireland*, ſuch Perſon or Perſons having ſo landed the ſame in *Ireland*, ſhall be entitled to a Debenture or Drawback of the ſaid Duty of ſuch Salt, notwithſtanding the ſame was entred for other foreign Parts: And all Suits or Proſecutions commenced, or to be commenced againſt any Perſon or Perſons having exported ſuch Salt or Rock Salt for foreign Parts, and landed the ſame as aforeſaid, ſhall ceaſe and determine.

But not henceforth, unleſs Entry at Exportation be made for ſome Port in Ireland.

XIII. Provided always, and be it further enacted by the Authority aforeſaid, That from and after the ſaid firſt Day of *May* one thouſand ſeven hundred and ſeven, there ſhall be no Debenture made out or Drawback allowed for any Salt or Rock Salt landed in *Ireland* after the ſaid firſt Day of *May* one thouſand ſeven hundred and ſeven, unleſs the Entry of the ſame Salt at Exportation, be made for ſome Port in the Kingdom of *Ireland*.

Allowances for Waſte.

'XIV. And whereas White Salt and Rock Salt in the Exportation from *England* to *Ireland*, are liable 'to Waſte,' Be it therefore enacted by the Authority aforeſaid, That from and after the ſaid firſt Day of *May*, upon producing ſuch a Certificate as is by Law required, from the Collector and proper Officers of the Port or Place in *Ireland*, of the Quantity of what white Salt and Rock Salt was there landed, the Exporter or Proprietor of ſuch white Salt and Rock Salt ſhall have an Allowance of four Buſhels for every forty Buſhels of white Salt, and of two for every forty Buſhels of Rock Salt put on Board in *England*, in order to be exported to *Ireland*, in Conſideration of the ordinary Waſte in the Carriage thereof; and a Debenture or Debentures ſhall be iſſued out *gratis* accordingly, by the Collector or proper Officer of the Port or Place in *England*, from whence ſuch white Salt or Rock Salt was exported, and the ſame ſhall be allowed or paid to the Exporter or Proprietor, in like Manner as Debentures are or ſhall be payable for Salt exported.

1 W. & M. Seſſ. 1. c. 12.

'XV. And whereas by an Act of Parliament made in the firſt Year of the Reign of the late King WILLIAM 'and Queen MARY of bleſſed Memory, intituled, *An Act for the encouraging the Exportation of Corn*, it was 'amongſt other things thereby enacted, That every ſuch Merchant by the ſaid Act deſcribed, ſhipping any 'Malt or Barley, Rye, or Wheat, and giving Certificate and Bond as the ſaid Act directs, ſhall have and 'receive from the Farmers, Commiſſioners, Collectors, or other Perſons appointed or to be appointed for 'the time being, to collect the Duties and Rates ariſing by Cuſtoms, within any ſuch Port where the ſaid 'Corn ſhall be ſhipped off, for every Quarter of Barley or Malt, ground or unground, two Shillings and 'ſix Pence; for every Quarter of Rye, ground or unground, three Shillings and ſix Pence; for every 'Quarter of Wheat, ground or unground, five Shillings: And whereas ſince the making of the ſaid Act 'there have been divers Quantities of Malt made of Wheat, ſome Part whereof have been exported, and 'ſome Doubts have ariſen touching the Bounty-money to be paid upon the Exportation thereof, to the 'Diſcouragement of the Exportation of Corn:' And for clearing thereof, and for preventing future Diſputes touching the ſame; Be it enacted by the Authority aforeſaid, That every Merchant or other Perſon exporting Malt made of Wheat, from and after the ſaid firſt Day of *May* one thouſand ſeven hundred and ſeven, ſhall have and receive of the ſaid Farmers, Commiſſioners or Perſons aforeſaid, five Shillings for every Quarter of Malt made of Wheat, or Wheat Malt, ground or unground, to be paid by the reſpective Perſons in the ſaid recited Act mentioned.

Exporters of Malt to have 5 s. per Quarter Bounty-money.

'XVI. And

No Exporters of Rock Salt, &c. to have any greater Allowance, &c. on Exportation than what was before paid for Duty, &c. 10 & 11 W. 3. c. 22. 1 Annæ, stat. 1. c. 21. 2 & 3 Annæ, c. 14. 4 Annæ, c. 12.

'XVI. And whereas by the several Acts of Parliament for laying Duties on Rock Salt, and Salt refined 'from Rock Salt, the Exporters of the same draw back more Money from the Salt Revenue than they 'pay to her Majesty;' For Prevention thereof, be it enacted by the Authority aforesaid, That from and after the said first Day of *May* one thousand seven hundred and seven, no Person or Persons who shall export Rock Salt, or Salt refined from Rock Salt, shall have any other or greater Allowance on prompt Payment and Exportation of the same, by Way of Debenture, than what really and *bona fide* was before paid for the Duty of the said Salt; and that no Person giving Bond and Security for the said Duty, payable within the Time limited by Law, and paying the same in twenty-eight Days after giving the said Security, shall be intitled, on Exportation from *England*, *Wales*, or *Berwick*, to any other Advantage than to such a Debenture as shall discharge the Bond and Security only given for the Payment of the said Duty.

Importers of foreign Salt chargeable with the Duties for the full Quantity cellared, &c.

'XVII. And whereas foreign Salt imported is allowed to be cellared, or put into Warehouses, and 'the Duties thereof are to be paid or secured upon Delivery, as in this Act is mentioned;' Be it enacted by the Authority aforesaid, That all Merchants and other Persons importing such foreign Salt, from and after the first Day of *May* one thousand seven hundred and seven, shall be and are hereby charged with the Duties for the full Quantity of Salt so cellared, or put into Warehouses; and if upon clearing any Cellar or Warehouse, in which the said Salt was locked up, there be any Want of the said Quantity, the Importer or Importers of the said Salt so wanting shall be answerable for the same; any Thing herein contained to the contrary notwithstanding.

4 Annæ, c. 6. §. 35.

'XVIII. And whereas by a Clause in an Act passed in the last Session of this present Parliament, in-'tituled, *An Act for continuing an additional Subsidy of Tonnage and Poundage, and certain Duties upon Coals, 'Culm, and Cynders, and additional Duties of Excise, and for settling and establishing a Fund thereby, and by 'other Ways and Means, for Payment of Annuities to be sold for raising a further Supply to her Majesty, for the 'Service of the Year one thousand seven hundred and six, and other Uses therein mentioned*, all Interest on Bonds 'entred into, and due and payable before the sixth Day of *February* one thousand seven hundred and five, 'by Merchants and others, for the Customs, additional Duties, Impositions, and other Duties on Goods 'and Merchandizes imported into the Kingdom of *England*, was thereby discharged, provided the prin-'cipal Sums secured by such Bonds were paid before the first Day of *June* one thousand seven hundred 'and six; and whereas several Merchants and others of the City of *Bristol* had, before the said first Day of 'June one thousand seven hundred and six, paid several Sums of Money, amounting in the whole to the 'Sum of three thousand eighty-eight Pounds eight Shillings, in to the Collector of the Customs of the 'Ports there, for the Interest of several principal Sums of Money, upon several Bonds by them given for 'Customs and other Duties of Goods and Merchandize by them imported into the said Port of *Bristol*, 'which principal Monies they had also before that Time paid, and which principal Monies and Interest 'have been since applied to the Use of the Publick; and it is equally just that those Monies so paid for 'Interest should be allowed back to the said Persons, as the other Interest should be forgiven to the said 'Persons, pursuant to the said before mentioned Clause;' Be it therefore further enacted by the Authority aforesaid, That it shall and may be lawful to and for the Lord High Treasurer, or Commissioners of the Treasury for the Time being, or any three or more of them, to direct the Collector of the Customs of the said Port of *Bristol* for the Time being, out of the Monies which shall be at the Time of such Direction in the Hands of such Collector, upon Account of Customs, additional Duties, Impositions, and other Duties on Goods and Merchandizes respectively, imported there, or which shall from thence next after come into his Hands upon that Account, and such Collector is hereby authorized and required accordingly to refund and repay to the said several Merchants and others, (who paid in the said three thousand eighty-eight Pounds eight Shillings) their Executors, Administrators, and Assigns, the Sum and Sums of Money so paid in by all and every such Merchants, or others; and that thereupon, and upon the said Collector's producing Receipts and Acquittances for such Sum and Sums, such Collector shall be allowed the same upon his Account, as if the same had been by him paid upon Account of Drawbacks for Goods exported; any Law or Custom to the contrary notwithstanding.

Merchants of Bristol, who paid 3088 l. 8 s. for Interest on Bonds given for Customs, &c.

Lord Treasurer to direct Collector of Customs of Bristol to repay the same, &c.

Farther Provisions concerning Salt, 6 *Annæ*, c. 12. 9 *Ann.* c. 23. 12 *Ann. stat.* 2. c. 2. 5 *Geo.* 1. c. 18. 6 *Geo.* 1. c. 11. 3 *Geo.* 1. c. 4 & 16.

11 *Geo.* 1. c. 30. 3 *Geo.* 2. c. 20. 5 *Geo.* 2. c. 6. 8 *Geo.* 2. c. 12. 14 *Geo.* 2. c. 22. 26 *Geo.* 2. c. 3 & 32.

CAP. XXX.

An Act for the better securing her Majesty's Purchase of *Cotton House* in *Westminster*.

Act for settling Cotton House and Library. 12 & 13 W. 3. c. 7.

'WHEREAS Sir *John Cotton*, late of *Westminster* in the County of *Middlesex*, Baronet, was in 'the twelfth Year of the Reign of King William the Third, of glorious Memory, seized for 'the Term of his Life, with Remainder to *John Cotton* the Grandson, (now Sir *John Cotton* Baronet) and 'the Heirs Male of his Body, with other Remainders, of and in the Capital Messuage called *Cotton House*, 'and the Gardens and Buildings used and enjoyed with the same, being in the Parish of St. *Margaret*'s '*Westminster*, in the County of *Middlesex*; and being so seized, in the said twelfth Year of the Reign of 'the said late King William, at the Request of the said Sir *John Cotton* the Grandfather, in the Absence 'of the said Sir *John Cotton* the Grandson beyond the Seas, an Act of Parliament, intituled, *An Act for 'the better settling and preserving the Library kept in the House at* Westminster, *called* Cotton House, *in the 'Name and Family of the* Cottons, *for the Benefit of the Publick*, was made, thereby reciting, That Sir 'Robert Cotton, late of *Connington* in the County of *Huntington* Baronet, did, at his own great Charge and 'Expence, and by the Assistance of the most learned Antiquaries of his Time, collect and purchase the

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'most uſeful Manuſcripts, written Books, Papers, Parchments, Records, and other Memorials, in moſt 'Languages, of great Uſe and Service for the Knowledge and Preſervation of our Conſtitution both in 'Church and State; which Manuſcripts and other Writings were procured, as well from Parts beyond 'the Seas, as from ſeveral private Collectors of ſuch Antiquities within this Realm, and are generally 'eſteemed the beſt Collection of its Kind now any where extant; and that the ſaid Library had been pre-'ſerved and very much augmented by the late Sir *Thomas Cotton*, Son of the ſaid Sir *Robert*, and by the 'ſaid Sir *John Cotton*, and was lodged in the ſaid Sir *John*'s ancient Manſion Houſe at *Weſtminſter*; and 'that the ſaid Sir *John*, in purſuance of the Deſires and Intentions of his ſaid Father and Grandfather, 'was content and willing that the ſaid Manſion Houſe and Library ſhould continue in his Family and 'Name, and not be ſold or otherwiſe diſpoſed or imbezilled, and that the ſaid Library ſhould be kept 'and preſerved by the Name of the *Cottonian Library*, for publick Uſe and Advantage, it is enacted, That 'from and after the Death of the ſaid Sir *John Cotton* the Grandfather, the ſaid Manſion Houſe, with the 'Gardens and all other Appurtenances, and alſo all the ſaid Library or Collection of Manuſcripts, writ-'ten Books, Papers, Parchments, Records, and other Memorials mentioned and named in a Schedule 'then and now remaining in the ſaid Library, together with all Coins, Medals, and other Rarities and 'Curioſities in the ſaid Library then and now contained, be ſettled, limited, and veſted in the Truſtees 'therein after named, to have, hold, and enjoy, to them and their Succeſſors for ever, to the Uſes, In-'tents, and Purpoſes therein mentioned (that is to ſay) As for the ſaid Houſe, Gardens, and Appurte-'nances, other than the Room where the ſaid Library then was, or then after might be lodged, and a 'convenient Way, Paſſage, and Reſort to the ſame, at the Will and Diſcretion of the Heirs of the Fa-'mily, and the Library therein after mentioned, to the only proper Uſe and Behoof of the ſaid now Sir 'John Cotton the Grandſon and Heir of the late Sir *John Cotton*, and after his Deceaſe, to the firſt and 'every the Son and Sons of his Body to be begotten, and the Heirs Male of the Body of ſuch Son or Sons 'iſſuing ſucceſſively, with other Remainders as therein are particularly mentioned, Remainder to the right 'Heirs of the ſaid Sir *John Cotton* (now living) Grandſon and Heir of the ſaid late Sir *John Cotton*, for 'ever; and as for and concerning the ſaid Library and Room wherein the ſame then was, or ſhould be

Truſtees for managing the Library.

'contained, together with a convenient Paſſage for reſorting thereunto, upon this Truſt and Confidence, 'that the ſaid Truſtees and their Succeſſors ſhould and would, from Time to Time, and at all Times 'thereafter, as Occaſion ſhould require, inſpect, conſult, and take care of the ſaid Library, and other 'Particulars above mentioned, and alſo make and appoint ſuch Orders and Rules as they ſhould think 'proper for the reading and uſing the ſame, and for their better Preſervation; and to the Intent or Pur-'poſe that the ſaid Truſtees, or the major Part of them, ſhould nominate and appoint a good and ſuffi-'cient Perſon, well read in Antiquities and Records, to have the immediate Care and Cuſtody of the ſaid 'Library. And it is thereby further enacted, That the ſaid Houſe, with the Appurtenances, and the 'Library, and other Particulars aforeſaid, ſhould never be ſubject or liable to any Judgments, Statutes, 'Recognizances, or any other Incumbrances, nor ſhould ever be ſold or aliened, forfeited, or forfeitable, 'upon any Account or Pretence whatſoever; and further that the Lord Chancellor or Lord Keeper for 'the Time being, the Honourable *Robert Harley* Eſquire, then Speaker of the Houſe of Commons, the 'Honourable the Speaker of the Houſe of Commons for the Time being, the Lord Chief Juſtice of the '*King's Bench* for the Time being, Sir *Robert Catton* of *Hatley St. George* in the County of *Cambridge* 'Knight, *Phillip Cotton* of *Conmington* in the ſaid County Eſquire, *Robert Cotton* of *Giddin* in the County 'of *Huntington* Eſquire, and *William Hanbury*, of the *Inner Temple London* Eſquire, ſhall be the Truſtees, 'to and for the Purpoſes aforeſaid; and in caſe of the Deceaſe of any of the aforeſaid laſt recited four 'Perſons, the ſaid Sir *John Cotton* the Grandſon, or other Heir Male of the ſaid Family, who ſhould be 'in Poſſeſſion, or intitled to the Poſſeſſion of the Manſion Houſe, by virtue of the Limitations therein 'recited, ſhould nominate and appoint one or more fit Perſons to ſucceed him or them, and ſupply the 'Place of him or them ſo dying. And whereas ſince the making of the ſaid Act very little hath been 'done in purſuance thereof, to make the ſaid Library uſeful to the Publick, except what has been lately 'done at her Majeſty's Charge, and there is no Way or Paſſage to it ſet out as the Act did direct, nor 'can there be any Paſſage to the ſame but through the beſt Rooms of the Houſe, which would render the 'Houſe wholly uſeleſs to the Family, ſo that the Library cannot be reſorted unto; nor have any Orders 'or Rules been appointed for reading or uſing the ſame, and thereby the Publick is wholly deprived of 'the Benefit and Advantage deſigned by the Act; and the Place wherein the Library was then contained, 'was a narrow little Room, damp, and improper for preſerving the Books and Papers; and the Condi-'tion thereof having been humbly repreſented to the Queen's moſt Excellent Majeſty, her Majeſty, to 'the Intent ſo great a Treaſure of Books and Manuſcrips, ſo generouſly given for the publick Service, 'might not remain any longer uſeleſs, and in Danger of periſhing for want of due Care; and that it may 'be in her Majeſty's Power to make this moſt valuable Collection uſeful to her own Subjects, and to all 'learned Strangers, did give Directions for treating with the ſaid Sir *John Cotton*, for the Purchaſe of the

Cotton Houſe purchaſed by the Queen for 4500l.

'ſaid *Cotton Houſe* and Gardens, and an Agreement has been made for the purchaſing the Inheritance 'thereof, for the Sum of four thouſand five hundred Pounds, which her Majeſty hath directed to be paid 'on the inveſting the Inheritance of the Premiſſes in her Majeſty, her Heirs and Succeſſors, which can-'not be done but by Act of Parliament, the ſaid recited Act having directed it may not be ſold or alien-'ed:' May it therefore pleaſe your moſt Excellent Majeſty, at the humble Suit and Petition of the ſaid Sir *John Cotton* the Grandſon, that it may be enacted; and be it enacted by the Queen's moſt Excellent

Cotton Houſe and Gardens, &c. veſted in the Queen, her Heirs, &c.

Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in Parliament aſſembled, and by the Authority of the ſame, That the ſaid Capital Meſſuage, called *Cotton Houſe*, and the Gardens and Buildings uſed and enjoyed with the ſame, with their Appurtenances, ſhall

be

be and are hereby veſted in her Majeſty, her Heirs and Succeſſors, and her Majeſty, her Heirs and Succeſſors ſhall for ever have, hold, and enjoy the ſame, againſt the ſaid Sir *John Cotton* the Grandſon, and againſt all and every the Sons of the ſaid Sir *John Cotton*, to be begotten, and the Heirs Male of the Bodies of ſuch Son or Sons, and againſt all and every other Perſon and Perſons claiming or to claim by Virtue of any of the Uſes or Limitations contained in the ſaid recited Act, and againſt the Heirs of the Bodies of Sir *Thomas Cotton*, and Dame *Alice* his Wife, both deceaſed, and againſt the right Heirs of the ſaid Sir *Thomas Cotton*, and againſt all and every Perſon and Perſons claiming or to claim, by, from, or under the ſaid Sir *John Cotton* deceaſed, and freed and diſcharged of and from their reſpective Titles and Eſtates.

A convenient Room to be built for the Library,

II. And it is hereby further enacted and declared, That a convenient Room ſhall be built on or near Part of the ſaid Ground, hereby intended to be veſted in her Majeſty, as her Majeſty, her Heirs and Succeſſors, ſhall by Writing under the Sign Manual appoint; in which Room, when built, all the ſaid Manuſcripts, written Books, Papers Parchments, Records, and other Memorials, as alſo all Coins, Medals, and other Rarities and Curioſities in the ſaid Library contained, ſhall be lodged, and there remain to all Poſterity; and the ſaid Room when built, ſhall for ever be called and known by the Name of the *Cottonian Library*; and from the building thereof, the ſaid Library ſhall be managed and directed by the Lord Chancellor or Lord Keeper of the Great Seal of *England* for the Time being, the Honourable *Robert Harvey* Eſq; Principal Secretary of State, the Honourable the Speaker of the Houſe of Commons for the Time being, the Lord Chief Juſtice of the *Queen's Bench* for the Time being, Sir *Robert Cotton* of *Hatley St. George* in the County *Cambridge*, Knt. *Phillip Cotton* of *Conningtan* in the ſaid County, Eſq; *Robert Cotton* of *Giddin* in the County of *Huntington*, Eſq; and *William Hanbury* of the *Inner Temple*, *London*, Eſq; and their Succeſſors, as Truſtees to and for the Uſe of the Publick for ever; and in caſe any of the ſaid recited four Perſons ſhall happen to die, the ſaid Sir *John Cotton*, or other Heir Male of his Family for the Time being, ſhall nominate and appoint one or more fit Perſon or Perſons for the Time being, to ſucceed him or them, and to ſupply the Place of him or them ſo dying, and ſo *toties quoties*, as any of the ſaid laſt four Truſtees, or others ſucceeding them, ſhall happen to die.

and to be called the Cottonian Library.

Truſtees appointed.

Library to be under the ſame Regulations as at preſent.

III. And be it enacted by the Authority aforeſaid, That all the ſaid Manuſcripts, written Books, Papers, Parchments, Records, and other Memorials, as alſo all Coins, Medals, Rarities, and Curioſities in the ſaid Library, hereby intended to be lodged in the ſaid Room when rebuilt, ſhall be under the ſame Regulations, Directions, and Management of the ſaid Truſtees, to all Intents and Purpoſes, as the preſent Library and every Thing therein contained, now is by the ſaid recited Act liable and ſubject to; and a fit Perſon for Library Keeper, ſhall be appointed by the ſaid Truſtees from Time to Time as they, or the major Part of them, ſhall think fit; and the ſaid Library, and Library Keeper, ſhall be in every Reſpect under the ſame Directions and Government as the preſent Library and Library Keeper by the ſaid recited Act are ſubject to, except where the ſame is herein particularly altered.

Saluo of Right to all Perſons, &c. Exception.

IV. Saving to all and every Perſon and Perſons, Bodies Politick and Corporate, their Heirs and Succeſſors (other than and except the ſaid Sir *John Cotton* the Grandſon, and his Son and Sons, begotten or to be begotten, and the Heirs Males of the Bodies of ſuch Son and Sons, and other than the Perſon and Perſons claiming or to claim by Virtue of, or under any of the Uſes or Limitations contained in the ſaid recited Act, and other than the Heirs of the Bodies of Sir *Thomas Cotton* and Dame *Alice* his Wife, and other than the right Heirs of the ſaid Sir *Thomas Cotton*, and other than the Perſon and Perſons claiming, or to claim, by, from, or under the ſaid Sir *Thomas Cotton* deceaſed) all ſuch Right, Title, Eſtate, Intereſt, or Demand, into or out of the ſaid Premiſſes hereby veſted in her Majeſty as aforeſaid, as they or any of them had or might enjoy if this Act had not been made; any thing herein contained to the contrary thereof in any wiſe notwithſtanding.

Sir John Cotton to ſettle 300l. per Annum in lieu of Cotton Houſe.

To the Uſe of himſelf, &c.

V. And to the Intent that an Equivalent in lieu of the ſaid Houſe, called *Cotton Houſe*, Gardens and Buildings, hereby veſted in her Majeſty, may be ſettled to the ſame Uſes the ſaid Houſe, Gardens, and Buildings were ſettled and limited by the ſaid recited Act of Parliament; Be it further enacted by the Authority aforeſaid, That the ſaid Sir *John Cotton*, or his Heirs, ſhall before or at the Time of receiving the ſaid four thouſand five hundred Pounds from her Majeſty, by good and ſufficient Conveyances and Aſſurances in the Law, convey and aſſure Lands, Tenements and Hereditaments of Inheritance in the Counties of *Huntingdon* or *Bedford*, or one of them, Part of the preſent Eſtate of the ſaid Sir *John Cotton*, of the clear annual Value of three hundred Pounds beyond ordinary Reprizes, free from all Incumbrances, to the Uſe of him the ſaid Sir *John Cotton*, for and during the Term of his natural Life, and after his Deceaſe, to the Uſe of the firſt, and every other Son and Sons of the Body of the ſaid Sir *John Cotton* to be begotten, and the Heirs Males of the Body of ſuch Son or Sons iſſuing ſucceſſively; and for Default of ſuch Iſſue, to the Uſe of *Thomas Cotton*, Brother of the ſaid Sir *John Cotton*, for the Term of his natural Life; and after his Deceaſe, to the Uſe of the firſt and every other Son and Sons of the Body of the ſaid *Thomas* to be begotten ſucceſſively, and to the Heirs Males of the Body of ſuch Son and Sons; and for Default of ſuch Iſſue, to the Uſe of *Robert Cotton* of *Giddin* in the County of *Huntingdon* Eſq; Uncle of the ſaid Sir *John Cotton*, for the Term of his natural Life; and after his Deceaſe, to the Uſe of *John Cotton*, Son of the ſaid *Robert Cotton*, for his natural Life; and after his Deceaſe, to the Uſe of the firſt and every other Son and Sons of the ſaid *John Cotton* to be begotten ſucceſſively, and the Heirs Males of their Bodies iſſuing; and for Default of ſuch Iſſue, to the Uſe of all and every the other Son and Sons of the Body of the ſaid *Robert* to be begotten, and the Heirs Males of the Bodies of ſuch Son or Sons ſucceſſively; and for Default of ſuch Iſſue, to the Uſe of Sir *Robert Cotton* of *Hatley St. George* in the County of *Cambridge*, Knight, for his natural Life; and after his Deceaſe, to the Uſe of the firſt and every other Son and Sons of his Body to be begotten, and the Heirs Males of the Bodies of ſuch Son and Sons iſſuing ſucceſſively; and for Default of ſuch Iſſue, to the Uſe of *Phillip Cotton* of *Conningtan* in the County of *Cambridge*, Eſq; for

for his natural Life; and after his Deceaſe, to the Uſe of the firſt and every other Son and Sons of his Body to be begotten, and the Heirs Males of the Bodies of ſuch Son and Sons iſſuing ſucceſſively; and for Default of ſuch Iſſue, to the Uſe of *Thomas Cotton* of *Cotton* in the County Palatine of *Cheſter*, Eſq; for the Term of his natural Life; and after his Deceaſe, to the Uſe of the firſt and every other the Son and Sons of his Body to be begotten, and the Heirs Males of the Bodies of ſuch Son and Sons iſſuing ſucceſſively; and for Default of ſuch Iſſue, to the Uſe of the Right Heirs of the ſaid Sir *John Cotton* for ever.

Lands, &c. when ſettled not to be ſubject to future Judgments, &c.

VI. And be it enacted by the Authority aforeſaid, That the ſaid Lands, Tenements and Hereditaments, when ſettled as aforeſaid, ſhall never be ſubject or liable to any future Judgments, Statutes, Recognizances, or Incumbrances, nor ſhall ever be ſold or aliened, forfeited or forfeitable by the ſaid Sir *John Cotton*, or any other of the ſaid Perſons in Remainder, upon any Account or Pretence whatſoever.

CAP. XXI.

An Act for the Encouraging the Diſcovery and Apprehending of Houſe-breakers.

25 *H.* 8. *c.* 3. 5 & 6 *Ed.* 6. *c.* 9 & 10. 3 *W.* & *M. c.* 9.

'I. WHEREAS the Crimes of Burglary and breaking open Houſes in a felonious Manner, are of late Years become more frequent than formerly, to the great Diſquiet, Terror, and Impoveriſhing of many of your Majeſty's good Subjects; which Crimes might be, in great Meaſure, prevented, if due Encouragement be given to ſuch as ſhall vigorouſly endeavour the Diſcovery and apprehending of ſuch Malefactors, and ſome ſevere Puniſhment inflicted on ſuch as ſhall receive or buy ſtolen Goods, and harbour and protect the ſaid Offenders:' For Remedy whereof, be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the tenth Day of *May* one thouſand ſeven hundred and ſeven, all and every Perſon and Perſons who ſhall apprehend and take any Perſon or Perſons guilty of Burglary, or the felonious Breaking and Entring of any Houſe in the Day-time, and proſecute him, her, or them, ſo apprehended and taken, until he, ſhe, or they be convicted of ſuch Burglary or Felony, ſhall have and receive, over and above the Rewards given by one Act of Parliament made at *Weſtminſter*, in the tenth and eleventh Years of the Reign of his late Majeſty King WILLIAM of glorious Memory, intituled, *An Act for the better Apprehending, Preventing, and Puniſhing of Felons that commit Burglary, Houſe-breaking, or Robbery in Shops, Warehouſes, Coach-houſes, or Stables, or that ſteal Horſes*, the Sum of forty Pounds within one Month after ſuch Conviction, to be paid by the Sheriff or Sheriffs of the County where ſuch Felony or Burglary ſhall be made and done, without any Fee for the ſame, to the Perſon or Perſons ſo taking, apprehending, and proſecuting the ſaid Offenders, he and they rendring a Certificate to the ſaid Sheriff or Sheriffs, under the Hand or Hands of the Judges or Juſtices before whom ſuch Felon ſhall be convicted for ſuch Burglary or Felony, certifying the Conviction of ſuch Felon for the ſaid Offence or Offences, and in what Pariſh the ſame was committed, and alſo that ſuch Felon or Felons was or were taken by the Perſon or Perſons claiming the ſaid Reward; and in caſe any Diſpute ſhall happen to ariſe between the Perſons ſo apprehending any the ſaid Felons, touching their Right and Title to the ſaid Reward, that then the ſaid Judge or Juſtices ſo reſpectively certifying as aforeſaid, ſhall in and by their ſaid Certificate direct and appoint the ſaid Reward to be paid to and amongſt the Parties claiming the ſame, in ſuch Share and Proportions as to the ſaid Judge or Juſtices ſhall ſeem juſt and reaſonable; and if it ſhall happen that any ſuch Sheriff or Sheriffs ſhall die or be removed before the Expiration of one Month after ſuch Conviction, and demand made of the ſaid Reward (not being paid as aforeſaid) that then the next ſucceeding Sheriff or Sheriffs ſhall pay the ſame within one Month after Demand, and Certificate brought as aforeſaid; and if Default of Payment of the ſaid Sum or Sums of Money ſhall happen to be made by any Sheriff or Sheriffs, ſuch Sheriff or Sheriffs ſo making Default ſhall forfeit to the Perſon or Perſons to whom ſuch Money is due as aforeſaid, double the Sum or Sums of Money he or they ought to have paid, to be recovered by him or them, or his or their Executors or Adminiſtrators, in any of her Majeſty's Courts of Record at *Weſtminſter*, by Action of Debt, Bill, Plaint, or Information, wherein but one Imparlance, and no Eſſoin, Protection, or Wager of Law ſhall be allowed, with Treble Coſts of Suit, by him or them expended in the Recovery of the ſame.

Apprehenders of Burglars, &c. to have 40 l. over and above the Rewards by 10 & 11 W. 3. c. 23.

payable by Sheriff.

Juſtices in caſe of Diſpute to direct in their Certificate how Reward ſhall be paid.

Watchman or other killed in Purſuit of Houſe-breaker, his Executor, &c. entitled to the 40 l. by 3 Geo. 1. c. 15. §. 4.

Sheriffs may apply to the Treaſury without charging this Money in their Accounts.

II. And be it further enacted, That in Caſe any Watchman, or any other Perſon or Perſons ſhall happen to be killed by any ſuch Burglar or Houſe-breaker, endeavouring to apprehend, or in making Purſuit after him or them, that then the Executors or Adminiſtrators, or ſuch Perſon or Perſons to whom the Right of Adminiſtration of the Perſonal Eſtate of ſuch Perſon ſo killed ſhall belong, upon Certificate delivered under the Hands and Seals of the Judge or Juſtices of Aſſize of the County where the Fact was committed, or the two next Juſtices of the Peace, of ſuch Perſon or Perſons being ſo killed, which Certificate the ſaid Judge or Juſtices, upon ſufficient Proof before them made, are immediately required to give without Fee or Reward, ſhall receive the Sum of forty Pounds from the Sheriff or Sheriffs of the County where the ſaid Fact was done and committed; and upon Failure of Payment thereof by the ſaid Sheriff or Sheriffs, double the Sum of forty Pounds to be recovered againſt them, with Treble Coſts of Suit, in Manner and Form as aforeſaid.

Further Proviſions concerning Burglary, 12 *Ann. c.* 7. 4 *Geo.* 1. *c.* 11. *and* 6 *Geo.* 1. *c.* 23.

III. And

III. And it is hereby further enacted, That all Sheriffs, their Executors, and Adminiſtrators, upon producing ſuch reſpective Certificates, and the Receipts for the Money paid by them, in purſuance of this Act, ſhall be allowed, and are hereby impowered to deduct, upon their Accounts, all Monies, other than double the Sum and Sums of Money, and Treble Coſts of Suit, which they ſhall diſburſe as aforeſaid; and that if upon Account of any Sheriff or Sheriffs, there ſhall not be Money ſufficient in the Hands of ſuch Sheriff or Sheriffs to reimburſe him or them ſuch Monies paid by him or them by virtue of this Act, that then the Sheriff or Sheriffs having ſo paid the ſaid Monies, ſhall have the ſame repaid by the Lord Treaſurer, or Commiſſioners of her Majeſty's Treaſury for the Time being, out of the Revenue of the Crown, upon Certificate from the Clerk of the Pipe to that Effect.

Sheriffs to deduct Monies ſo paid on their Accounts,

and be repaid by Lord Treaſurer.

IV. And be it further enacted, That if any Perſon or Perſons being out of Priſon, ſhall from and after the ſaid tenth Day of *May* commit any Burglary or Felony as aforeſaid, and afterwards diſcover two or more Perſons who already have, or hereafter ſhall commit any ſuch Burglaries or Felonies, ſo as two or more of the Perſons diſcovered ſhall be convicted of ſuch Burglary or Felony, any ſuch Diſcoverer ſhall himſelf have the like Reward and Allowance of forty Pounds hereby promiſed to be paid to the Perſon or Perſons who ſhall apprehend and convict Houſe-breakers, and all other Advantages given to ſuch Taker and Proſecutor, and ſhall alſo be himſelf entitled to the gracious Pardon of her Majeſty, her Heirs and Succeſſors, for all Burglaries, Robberies, and Felonies (except Murder and Treaſon) by him committed at any Time or Times before ſuch Diſcovery made, which Pardon ſhall be likewiſe a good Bar to any Appeal brought for ſuch Burglary, Robbery or Felony.

Felon, &c. diſcovering two or more Felons, ſhall on Conviction be entitled to Reward,

and be pardoned.

'V. And foraſmuch as the ſaid Felons are much encouraged to commit ſuch Burglaries and Felonies, 'becauſe a great Number of Perſons make it a Trade to receive and buy of the ſaid Felons the Goods 'ſo by them feloniouſly taken, and alſo do make it their Buſineſs to harbour and conceal the ſaid Offen-'ders after the ſaid Facts, knowing the ſaid Felonies and Burglaries to have been by them committed:' Be it therefore enacted by the Authority aforeſaid, That if any Perſon or Perſons ſhall receive or buy any Goods or Chattels that ſhall be feloniouſly taken or ſtolen from any other Perſon, knowing the ſame to be ſtolen, or ſhall receive, harbour, or conceal any Burglars, Felons, or Thieves, knowing them to be ſo, ſhall be taken and received as Acceſſary or Acceſſaries to the ſaid Felony or Felonies; and being of either of the ſaid Offences legally convicted, by the Teſtimony of one or more credible Witneſſes, ſhall ſuffer and incur the Pains of Death as a Felon convict.

Buyers or Receivers of ſtolen Goods, &c. made Acceſſaries, &c.

VI. Provided always, That if any ſuch principal Felon cannot be taken, ſo as to be proſecuted and convicted for any ſuch Offence, yet nevertheleſs it ſhall and may be lawful to proſecute and puniſh every ſuch Perſon and Perſons buying or receiving any Goods ſtolen, by any ſuch principal Felon, knowing the ſame to be ſtolen, as for a Miſdemeanor, to be puniſhed by Fine and Impriſonment, or other ſuch corporal Puniſhment as the Court ſhall think fit to inflict, although the principal Felon be not before convict of the ſaid Felony, which ſhall exempt the Offender from being puniſhed as Acceſſary, if ſuch principal Felon ſhall be afterwards taken and convicted.

If principal Felon cannot be taken, Acceſſary to be tried as for a Miſdemeanor.

VII. Provided always, and be it enacted by the Authority aforeſaid, That the Judge or Juſtices (before whom ſuch Felons and Houſe-breakers ſhall be convicted, as aforeſaid) ſhall determine and ſettle the Right, Rights, and Shares of ſuch reſpective Perſons, who by virtue of this Act ſhall be entitled to the Certificate herein directed to be given, and ſhall alſo (being thereunto required) make out and deliver, or cauſe to be made out and delivered, the ſaid Certificate without Fee or Reward to ſuch Perſon or Perſons entitled thereunto, before the End of ſuch Aſſizes or Seſſions wherein ſuch Conviction, as aforeſaid, ſhall be had.

Judges, &c. to ſettle the Right and Shares of Perſons to the Certificate, &c.

'VIII. And whereas the Offences mentioned in this Act are generally committed in *London* and *Mid-'dleſex*, and the Rewards hereby granted being to be paid by the Under-Sheriffs of the ſaid Counties, by 'reaſon whereof they will be obliged to diſburſe great Sums of Money;' Be it therefore enacted by the Authority aforeſaid, That no Sheriff of *London* and *Middleſex*, ſhall accept, demand, take, or receive of his or their Under-Sheriff, directly or indirectly, either by himſelf, or any Perſon or Perſons in Truſt for him or them, any Sum or Sums of Money, Gratuity, or Preſent whatſoever, for the Execution of the Place of Under-Sheriff; nor in any Manner oblige his or their Under-Sheriff, by Covenant, Promiſe, or otherwiſe to be at any Expence or Charge in Relation to the ſaid Place of Under-Sheriff, which ought and hath been uſually paid and diſburſed by the High Sheriff; except the Rewards given by this or any other Act for the apprehending Highwaymen, Clippers, Coiners, and Houſe-breakers, and the Fees of paſſing ſuch High Sheriff's Accounts in the Exchequer, and ſuch other Diſburſements as hath been heretofore cuſtomarily ſuſtained by the Under-Sheriff.

No Sheriff of London or Middleſex to take of his Under-Sheriff any Gratuity for his Place of Under-Sheriff.

Nor oblige him to be at any Expence, &c.

Exception.

CAP. XXXII.

An Act for the Continuance of the Laws for the Puniſhment of Vagrants, and for making ſuch Laws more effectual.

'WHEREAS an Act of Parliament made in the eleventh and twelfth Years of the late King 'WILLIAM, intituled, *An Act for the more effectual Puniſhment of Vagrants, and ſending them whi-'ther by Law they ought to be ſent*, was continued by one other Act made in the firſt Year of her preſent 'Majeſty's Reign, intituled, *An Act for continuing former Acts for the exporting Leather, and for the Eaſe of 'Jurors, and for making more effectual an Act relating to Vagrants*, for the Space of three Years, from the 'Expiration of the ſaid firſt Act made in the eleventh and twelfth Years of King WILLIAM, and from

11 & 12 W. 3. c. 18.

1 Annæ, ſtat. 2. c. 13.

39 *El.* c. 17. 7 *Jac.* 1. c. 4. Acts for Punishment of Vagrants, &c. continued for seven Years. REP.

'thence to the End of the next Seſſions of Parliament, and no longer: And whereas the ſaid Acts have 'been found of good Uſe for leſſening the Charge, and preventing the Abuſes and Frauds in conveying 'of Vagrants,' Be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in Parliament aſſembled, and by the Authority of the ſame, That the ſaid ſeveral Acts made in the eleventh and twelfth Years of King WILLIAM, and in the firſt Year of her Majeſty's Reign, and every Article, Clauſe, Matter and Thing in them, and each of them contained, relating to Vagrants, ſhall from henceforth continue and be in full Force, and be put in Practice and Execution, according to the true Intent thereof, from the Expiration of the ſaid laſt-mentioned Act, for the Space of ſeven Years, and from thence to the End of the next Seſſion of Parliament, and no longer.

How Allowances and Expences in paſſing of Vagrants ſhall be raiſed. 'Altered by 17 Geo. 2. c. 5. §. 16, &c.'

'II. And for the better raiſing of what Monies ſhall be found neceſſary to ſatisfy the Allowances made 'to Conſtables, and others, for their Loſs of Time, and Expences in paſſing of Vagrants, in purſuance 'of the Acts before-mentioned, in as much as the Methods already provided for raiſing the ſame, have 'in many Places been found impracticable;' Be it further enacted by the Authority aforeſaid, That where the Gaol and Marſhalſea Money ſhall not be ſufficient to ſatisfy and pay the ſaid Allowances, the Juſtices of Peace within the ſeveral Limits of their Commiſſions, ſhall in ſuch Caſe, at any Time or Times hereafter, have full Power and Authority at their General or Quarter-Seſſions of the Peace, to aſſeſs upon every Town, Pariſh, or Place within their reſpective Commiſſions, ſuch Sum and Sums of Money, as they in their Diſcretion ſhall think reaſonable for Satisfaction of the Allowances made to Conſtables, and others, for their Loſs of Time, and Expences in paſſing of Vagrants, and that the Money ſo aſſeſſed ſhall be levied and collected according to the Rules and Methods preſcribed by an Act of Parliament now in Force, for the levying and collecting of Money for the Repair of County Bridges; and that the Monies ſo levied and collected ſhall be diſpoſed of in ſuch Manner as the ſaid Juſtices, by their Order at ſuch Seſſions, ſhall in that Behalf direct and appoint.

22 H. 8. c. 5. 1 Annæ, ſtat. 1. c. 8.

Treaſurers to obey Juſtices Orders.

III. And be it further enacted, That where there are two or more Treaſurers for one and the ſame County, Riding, Liberty, or Diviſion, the Treaſurers thereof ſhall be and are hereby obliged to give Obedience to ſuch Order or Orders as ſhall be made by the Juſtices of the Peace, in purſuance or by virtue of this Act, at their firſt General Quarter-Seſſions, to be held quarterly for every County, Riding, Liberty, or Diviſion, for the Diſcharge of all ſuch Sums as ſhall ariſe by or from the Conveyance of Vagrants through every ſuch County, Riding, Liberty, or Diviſion: Provided, That all ſuch Charges be levied according to the cuſtomary Rate of Gaol or Bridge Money; and that no ſuch Order or Orders ſhall take Place or be effectual, till ſuch Time as the Treaſurer or Treaſurers to whom ſuch Order or Orders ſhall come, have Money in their Hands ſufficient for the Payment thereof.

If they have Money in their Hands.

Perſons aggrieved may appeal to the Seſſions.

'IV. And whereas it is by Experience found, That the Conſtables Rates have ſometimes been very un-'juſt and grievous to the Inhabitants of their reſpective Townſhips or Conſtableries;' Be it enacted by the Authority aforeſaid, That if any Perſon or Perſons ſhall find him or themſelves grieved by the Demands for Diſburſments, which any the Conſtables, Headboroughs or Tythingmen throughout this Realm ſhall charge upon, or require of the Pariſhes or Towns unto which they or any of them ſhall or do belong, or by any Seſs, Tax, Rate, or other Act done by any of the ſaid Conſtables, Headboroughs, or Tythingmen, or other Perſon whatſoever, which may any Ways concern or relate to any of the aforeſaid Demands, it ſhall and may be lawful for ſuch Perſon and Perſons to appeal to the Juſtices at their next General Quarter-Seſſions which ſhall be held for that County, in which any ſuch Cauſe of Complaint ſhall ariſe, as often as there ſhall be any Occaſion for Complaint, which Juſtices, or the greater Number of them, ſhall take Order therein, as to them ſhall ſeem meet, and the Judgment of the Juſtices of ſuch County, as aforeſaid, at their Quarter-Seſſions, ſhall conclude and bind all Parties.

How Juſtices ſhall act in Liberties and Towns Corporate.

'V. And whereas ſome Doubts and Diſputes have been made about the Privilege and Juriſdictions of 'Liberties and Towns Corporate, that lie and are within ſeveral Counties of this Realm, wherein the 'Juſtices of the Peace, and chief Magiſtrates of the ſaid Liberties and Towns Corporate, do keep ſeparate 'or diſtinct Quarter-Seſſions of their own, and have ſeparate Treaſurers for their ſaid Corporations and 'Liberties, or ſuch like publick Stocks, whether all ſuch Liberties and Towns Corporate ſhall be taken 'and deemed as Counties at large, for the ſeveral Purpoſes and Proviſions mentioned in the Acts intended 'to be continued by this Act:' For the quieting and preventing all ſuch Doubts and Diſputes, Be it further enacted by the Authority aforeſaid, That the Juſtices of the Peace, chief Magiſtrates, Treaſurer, Conſtables, and other Officers reſiding in the ſaid Liberties and Towns Corporate, ſhall in the certifying and conveying of Paſſengers, Vagabond Beggars, and other idle Perſons, and raiſing and paying of Money, act in ſuch Liberties and Towns Corporate, as they were by the ſaid Acts impowered and directed to do in Counties at large.

Farther Proviſions concerning Vagrants, 6 *Geo.* 1. c. 19. 14 *Geo.* 2. c. 33. 17 *Geo.* 2. c. 5. 25 *Geo.* 2. c. 36. *and* 26 *Geo.* 2. c. 34.

CAP. XXXIII.

An Act for obliging *John Rice* to account for Debentures granted to him in the laſt Seſſion of Parliament. PR.

CAP. XXXIV.

CAP. XXXIV.

An Act for continuing the Laws therein mentioned, relating to the Poor, and to the buying and selling of Cattle in *Smithfield*, and for suppressing of Piracy.

'WHEREAS the temporary Laws following, which by Experience have been found useful and 'beneficial, are expired or near expiring; therefore, for continuing the same,' Be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That an Act made in the thirteenth and fourteenth Years of the Reign of King CHARLES the Second, intituled, *An Act for the better Relief of the Poor of this Kingdom*, which was enacted to have Continuance (except what related to the Corporations therein mentioned, and thereby constituted) until the twenty-ninth of *May* one thousand six hundred and sixty-five, and from thence to the End of the first Session of the next Parliament; which said Act, by an Act made in the first Year of the Reign of the late King JAMES the Second (except what related to the Corporations therein mentioned, and thereby constituted) was enacted to be in force from the first Day of *May* one thousand six hundred eighty-five, and so to continue for the Space of seven Years, and from thence to the End of the next Session of Parliament; and by an Act made in the third and fourth Years of the Reign of his late Majesty King WILLIAM, the said Act (as to what therein related to the Settlement of the Poor) was enacted to be in force from the first Day of *March* one thousand six hundred ninety-one; but no Provision was thereby made for continuing divers other Parts of the said Act; which said Act, for the better Relief of the Poor of this Kingdom, as to all Parts thereof not mentioned and continued in and by the said Act made in the third and fourth Years of the Reign of their late Majesties (other than, and except what relates to the Corporations mentioned in the said Act for the better Relief of the Poor of this Kingdom, and thereby constituted) was, by an Act made in the fourth and fifth Years of the Reign of their late Majesties, continued for the Space of seven Years, from the thirteenth Day of *February* one thousand six hundred ninety-two, and from thence to the End of the next Session of Parliament; which said Act afterwards, by an Act of the eleventh and twelfth Years of King WILLIAM, intituled, *An Act for continuing several Laws therein mentioned*, was continued for seven Years, from the twenty-ninth Day of *September* one thousand seven hundred, shall be in force from the five and twentieth Day of *March* one thousand seven hundred and seven (except what relates to the Corporations therein mentioned, and thereby constituted) for seven Years, and from thence to the End of the next Sessions of Parliament.

13 & 14 Car. 2. c. 12. for Relief of Poor continued for 7 Years.

1 Jac. 2. c. 17.

3 & 4 W. & M. c. 11.

4 & 5 W. 3. c. 24.

11 & 12 W. 3. c. 13.

'Made perpetual 12 Annæ, stat. 1. c. 18.'

II. And be it further enacted by the Authority aforesaid, That so much of an Act made in the twenty-second and twenty-third Years of King CHARLES the Second, intituled, *An Act to prevent Frauds in the buying and selling of Cattle in* Smithfield *and elsewhere*, which relates to the preventing Butchers within the Cities of *London* and *Westminster*, or ten Miles thereof, to buy fat Cattle, and sell the same again to any other Butcher, either alive or dead; as also so much as relates to the preventing fat Cattle bought in *Smithfield* in one Market to be sold there again alive; which was expired, and was afterwards, by an Act made in the first Year of the Reign of the late King JAMES the Second, enacted to be in force from the four and twentieth Day of *June* one thousand six hundred eighty-five, for seven Years, and from thence to the End of the next Session of Parliament, with a Proviso, that the said Act should not extend to Salesmen or Factors employed by Farmers or Feeders; and the said Acts were after continued by an Act made in the fourth and fifth Years of King WILLIAM and Queen MARY for seven Years, from the thirteenth of *February* one thousand six hundred ninety-two; and by another Act made in the eleventh and twelfth Years of King WILLIAM, was continued for seven Years, from the twenty-ninth Day of *September* one thousand seven hundred, shall be continued, with all the Clauses and Provisoes therein mentioned (except one Clause which was afterwards repealed by an Act made in the twenty-fifth Year of the Reign of King CHARLES the Second, intituled, *An Act for Repeal of a Clause in a former Act to prohibit Salesmen from selling fat Cattle*) for and during the Space of seven Years, after the said twenty-fifth Day *March* one thousand seven hundred and seven: And whereas there is, notwithstanding the Provision of the aforesaid Act, a pernicious Practice, now in Use, for one Butcher to buy a greater Quantity of fat Cattle or Sheep than he can vend, unless by selling them again to other Butchers, which reduces the Number of Buyers in *Smithfield*, and may be a very great Inconvenience both to the Graziers and Housekeepers, by subjecting both the one and the other to such Price as they shall think fit to give or demand; Be it therefore enacted by the Authority aforesaid, That from and after the twenty-ninth Day of *September* one thousand seven hundred and seven, no Person using the Trade of a Butcher shall sell, or offer to sale, in any Market or elsewhere, either by himself or any Servant or Agent whatsoever, within the Cities of *London* and *Westminster*, or within ten Miles thereof, to any Person or Persons exercising or using the Trade of a Butcher, any fat Cattle or Sheep, either alive or dead, upon Pain to forfeit the Value of the Cattle, or of each Sheep so sold or offered to Sale as aforesaid; one Moiety of which Forfeiture shall be to the Queen's Majesty, her Heirs and Successors, and the other Moiety to him or them that will sue for the same in any of her Majesty's Courts of Record, by Action of Debt, Bill, Plaint, or Information, wherein no Essoin, Protection or Wager of Law shall be allowed, or any more than one Imparlance.

22 & 23 Car. 2. c. 19. to prevent Frauds in buying and selling of Cattle, continued for 7 Years.

1 Jac. 2. c. 17.

4 & 5 W. & M. c. 24.

11 & 12 W. 3. c. 13.

Except one Clause.

25 Car. 2. c. 4. EXP.

From 29 Sept. 1707. no Butcher to sell in any Market within 10 Miles of London to another Butcher any fat Cattle or Sheep, dead or alive, by 7 Annæ, c. 6.

One Butcher may sell to another dead Calves, &c.

11 & 12 W. 3. c. 7. for ſuppreſſing Piracy, continued. * Made perpetual 6 Geo. 1. c. 19. Amended 18 Geo. 2. c. 30.'

III. And be it further enacted by the Authority aforeſaid, That an Act made in the eleventh and twelfth Years of King WILLIAM, intituled, *An Act for the more effectual ſuppreſſing of Piracy*, which was to be in Force for ſeven Years, and from thence to the End of the next Seſſion of Parliament, ſhall be and remain in full Force for the Space of ſeven Years, and from thence to the End of the next Seſſions of Parliament.

Full Coſts on Recovery of Penalty.

IV. And be it further enacted by the Authority aforeſaid, That upon Recovery of any Penalty or Forfeiture impoſed or given in and by this preſent Act, full Coſts ſhall be allowed the Plaintiff.

Anno Regni ANNÆ Reginæ ſexto.

* In the Record is added, And by Adjournments continued till the firſt Day of April in the ſeventh Year of her Majeſty's Reign.'

'AT the Parliament begun and holden at *Weſtminſter* the twenty-third Day of *October Anno Dom.* 1707, in the ſixth Year of the Reign of our Sovereign Lady *ANNE*, by the Grace of God, of *Great Britain*, *France*, and *Ireland*, Queen, Defender of the Faith, *&c.*'*

CAP. I.

EXP. An Act for granting an Aid to her Majeſty, to be raiſed by a Land Tax in *Great Britain*, for the Service of the Year one thouſand ſeven hundred and eight.

CAP. II.

An Act for repealing and declaring the Determination of two Acts paſſed in the Parliament of *Scotland*; the one intituled, *Act for the Security of the Kingdom*; the other, *Act anent Peace and War.*

'I. WHEREAS by the Third Act of the ſecond Seſſion of the laſt Parliament held in *Scotland*, intituled, *Act for the Security of the Kingdom*, divers Proviſions were made for ſuch Purpoſes, and in ſuch Manner as is therein contained; and whereas in the firſt Seſſion of that Parliament one other Act paſſed, intituled, *Act anent Peace and War*; which ſaid laſt mentioned Act, and alſo the firſt herein before mentioned Act, or the greateſt Part thereof, are inconſiſtent with the Terms of the Articles of Union, and upon the Union became void:' To the end therefore that no Doubt may remain touching the Continuance of the ſaid Acts, or either of them, or any Part thereof; may it pleaſe your moſt Excellent Majeſty that it may be declared and enacted; and be it declared and enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the herein before mentioned Acts, and each of them, and every Part thereof, ſhall from henceforth be adjudged, deemed, and taken to ſtand and be abſolutely repealed, and to ceaſe and become void.

Two Scotch Acts repealed.

CAP. III.

An Act for better ſecuring the Duties of *Eaſt India* Goods.

9 & 10 W. 3. c. 44.

'I. WHEREAS by an Act of Parliament made in the ninth Year of the Reign of his late Majeſty King WILLIAM the Third, of glorious Memory, intituled, *An Act for raiſing a Sum not exceeding two Millions, upon a Fund for Payment of Annuities, after the Rate of eight Pounds* per Centum per Annum, *and for ſettling the Trade to the* Eaſt Indies; it was enacted, That no Company or particular Perſon or Perſons who ſhould have a Right, in purſuance of the ſaid Act, to trade to the *Eaſt Indies*, or other the Parts within the Limits of the ſaid Act mentioned, ſhould be allowed to trade thither, until ſufficient Security was firſt given (which the Commiſſioners of the Cuſtoms in *England*, or any three or more of them for the Time being, were thereby authorized and required to take, in the Name and to the Uſe of his ſaid late Majeſty, his Heirs and Succeſſors) That ſuch Company or particular Perſons ſhould cauſe all the Goods, Wares, Merchandizes, and Commodities, which at any Time or Times afterwards, during the Continuance of the ſaid Act, ſhould be laden by or for them, or any of them, or for their or any of their Accounts, in any Ship or Ships whatſoever bound from the *Eaſt Indies*, or Parts within the Limits mentioned in the ſaid Act, ſhould be brought (without breaking Bulk) to ſome Port of *England* or *Wales*, and there be unladen and put on Land (the Danger of the Seas, Enemies, Pirates, Reſtraints of Princes and Rulers, and Barratry of Seamen excepted:) And whereas the ſaid Act, and the Security to be given in purſuance thereof, have been by Experience found not to be ſufficient to hinder and prevent the unlading or putting on Shore in divers Places and Countries other than the Kingdom of *England* or Dominion of *Wales*, great Quantities of Goods brought from the *Eaſt Indies*, or ſome Port or Places within the Limits mentioned in the ſaid recited Act, to the great Loſs of her Majeſty's Cuſtoms, and the Trade and Navigation of this Kingdom in general: And whereas ſome Difficulties have ariſen touching the Acceptance of the Security directed by the ſaid Act;' Be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the Security

Security to be hereafter given in purſuance of the ſaid Act, ſhall be after the Rate of two thouſand five hundred Pounds for every hundred Tun the Ships or Veſſels ſhall be reſpectively let for, that ſhall be ſent to the ſaid *Eaſt Indies*, or other Parts within the Limits in the ſaid Act mentioned, and ſo proportionably for any leſſer Part than an hundred Tuns; and that the *Engliſh* Company trading to the *Eaſt Indies* ſhall for each Ship or Veſſel which ſhall be ſent out from *Great Britain*, and employed by them, or for their Account, give Security as aforeſaid, by their Common Seal; the Condition whereof ſhall be in the Form following, *viz.*

2500l. Security to be given for every hundred Tun that Ship ſent to the Eaſt Indies ſhall be let for.

Company to give ſuch Security.

'WHEREAS in purſuance of an Act of Parliament made in the ninth Year of his late Majeſty's Reign, intituled, *An Act for raiſing a Sum not exceeding two Millions, upon a Fund for Payment of Annuities after the Rate of eight Pounds* per Centum per Annum, *and for ſettling the Trade to the* Eaſt Indies, the Ship whereof Captain is Maſter, of the Burthen of Tons, is, under the Regulation of the ſaid Act, bound out upon a Voyage to the *Eaſt Indies*, or other Parts within the Limits preſcribed by the ſaid Act, with a Cargo or Loading of Goods, upon Account of the above bound *Engliſh* Company trading to the *Eaſt Indies*: The Condition of this Obligation is ſuch, That if all the Goods, Wares, Merchandizes, and Commodities which ſhall at any Time or Times hereafter, during the Continuance of this preſent intended Voyage, be laden by or for the ſaid Company, or any of them, or for their, or any of their Accounts in the ſaid Ship, from the ſaid *Eaſt Indies*, or Parts aforeſaid, ſhall be, without breaking Bulk, brought to ſome Port of *Great Britain*, and there be unladen and put on Land (the Danger of the Seas, Enemies, Pirates, Conſtraint of Princes and Rulers, Barratry of Seamen, and neceſſary Proviſions, Stores and Merchandizes for the People and Garriſon of *St. Helena*, only for their own proper Conſumption excepted) then this Obligation ſhall be void, or elſe ſhall remain in full Force, Effect, and Virtue.'

Form of the Condition.

II. And that beſides the ſeveral and reſpective Securities to be given by this or the ſaid former Act againſt breaking Bulk, all the Goods, Wares, Merchandizes, and Commodities which ſhall be loaden in the *Eaſt Indies*, or other the Parts within the Limits mentioned in the ſaid Act, upon any Ship or Veſſel belonging to any of her Majeſty's Subjects, with Intent to be tranſported out of and from the ſaid *Eaſt Indies*, or other the Parts within the Limits aforeſaid, the ſame ſhall be brought to ſome Port of *Great Britain*, and there ſhall be unladen and put on Shore (neceſſary Proviſions, Stores, and Merchandizes for the People and Garriſon of *St. Helena*, for their own proper Conſumption only, excepted) and except alſo where the breaking of Bulk or landing of Goods in Breach of this or the ſaid former Act ſhall happen to be by the Danger of the Seas, Enemies, Pirates, Reſtraint of Princes or Rulers, or Barratry of Seamen, on Pain of forfeiting all ſuch Goods which contrary to this Act ſhall be landed elſewhere than in ſome Port of *Great Britain*, or the Value thereof, to be recovered, one Moiety thereof to her Majeſty, her Heirs and Succeſſors, and the other Moiety thereof to the Perſon or Perſons who ſhall ſeize, inform, or ſue for the ſame in any of her Majeſty's Courts of Record at *Weſtminſter*, wherein no Eſſoin, Protection, or Wager of Law ſhall be allowed.

All Goods ſhipt in India, &c. to be unladen in Great Britain, except Neceſſaries for St. Helena, by 13 Geo. 1. c. 8. delivering Negroes, as mentioned in the Act, not to be deemed breaking Bulk.

Penalty on Landing elſewhere.

Farther Proviſions relating to Eaſt India Company, 6 Ann. c. 17. 10 Ann. c. 28. 5 Geo. 1. c. 21. 7 Geo. 1. c. 5 & 21. 9 Geo. 1. c. 26. 3 Geo. 2. c. 14 & 20. 12 Geo. 2. c. 22. 17 Geo. 2. c. 17. 27 Geo. 2. c. 9. 1 Geo. 3. c. 14.

CAP. IV.

An Act for charging and continuing the Duties upon Malt, Mum, Cyder, and Perry, for the Service of the Year one thouſand ſeven hundred and eight. EXP.

CAP. V.

An Act for raiſing a further Supply to her Majeſty for the Service of the Year one thouſand ſeven hundred and eight, and other Uſes, by Sale of Annuities charged on a Fund, not exceeding forty thouſand Pounds *per Annum*, to ariſe by appropriating ſeveral Surpluſſes, and by granting further Terms in the Duties on Low Wines, and on Hawkers, Pedlars, and Petty Chapmen, the Stamp Duties, the one third Subſidy, the Duty on Sweets, and one of the Branches of Exciſe, and by making other Proviſion in this Act mentioned.

'MOST Gracious Sovereign; Whereas in and by an Act of Parliament made in *England* in the fourth Year of your Majeſty's Reign, (intituled, *An Act for continuing an additional Subſidy of Tunnage and Poundage, and certain Duties upon Coals, Culm, and Cynders, and additional Duties of Exciſe, and for ſettling and eſtabliſhing a Fund thereby, and by other Ways and Means, for Payment of Annuities to be ſold for raiſing a further Supply to her Majeſty, for the Service of the Year one thouſand ſeven hundred and ſix, and other Uſes therein mentioned*) the additional Subſidy of Tunnage and Poundage, and other Duties (commonly called the one third Subſidy) payable for and upon Wines, Goods, and Merchandizes, which were thereby granted to your Majeſty for the Term of ninety-eight Years, from the eighth Day of *March* one thouſand ſeven hundred and ſix; and the Duties upon Coals, Culm, and Cynders by the ſame Act granted or continued from the fourteenth Day of *May* one thouſand ſeven hundred and eight, until the thirtieth Day of *September* one thouſand ſeven hundred and ten; and the particular Rates and Duties of Exciſe thereby granted for the Term of ninety-five Years, from the ſeventeenth Day of *May* one thou-

Preamble reciting the Annuity Act, 4 Annæ, c. 6.

Deficiencies on theſe Annuities made good by 10 Annæ, c. 26. ſect. 119.

'ſand

5 & 6 W. & M. c. 7. ſand ſeven hundred and thirteen; and all the Monies to ariſe by Virtue of an Act of the fifth Year of the Reign of their late Majeſties King WILLIAM and Queen MARY, of glorious Memory, of or for the Duties of Exciſe thereby granted, after paying off, or reſerving ſufficient to pay off the Lottery Annuities therein mentioned, together with other Monies mentioned in the ſaid Act of the fourth Year of your Majeſty's Reign, are appropriated and made liable to the Payment of certain Annuities purchaſed thereupon, not exceeding one hundred eighty-four thouſand two hundred forty-two Pounds and fourteen Shillings *per Annum*, for ninety-nine Years, from *Lady-day* one thouſand ſeven hundred and ſix, payable at the Receipt of the Exchequer; which Subſidies, Rates, Duties, and other Funds or Proviſions charged by the ſaid Act of the fourth Year of your Majeſty's Reign, with the Annuities laſt mentioned, will by Eſtimation produce annually a conſiderable Sum more than ſufficient to diſcharge all thoſe Annuities, and the neceſſary Charges of paying and accounting for the ſame; and the Overplus Monies thereof are ſince enacted to be juſtly and duly computed at the Feaſt of the Annunciation of the Bleſſed Virgin *Mary* in every Year, or within ſix Days after: And whereas by an Act of Parliament made in *England* in the fifth Year of your Majeſty's Reign, intituled, *An Act for continuing the Duties on Low Wines, and Spirits of the firſt Extraction, and the Duties payable by Hawkers, Pedlars, and Petty Chapmen, and Part of the Duties on ſtampt Vellum, Parchment, and Paper, and the late Duties on Sweets, and the one third Subſidy of Tunnage and Poundage, and for ſettling and eſtabliſhing a Fund thereby, and by the Application of certain Overplus Monies, and otherwiſe, for Payment of Annuities to be ſold, for raiſing a further Supply to her Majeſty for the Service of the Year one thouſand ſeven hundred and ſeven, and other Uſes therein expreſſed*, certain Duties upon Low Wines, and Spirits of the firſt Extraction, thereby granted and continued from the three and twentieth Day of *June* one thouſand ſeven hundred and ten, for the Term of ninety-ſix Years from thence next enſuing, and certain Duties payable by Hawkers, Pedlars, Petty Chapmen, and others therein deſcribed, and thereby continued for the like Term of Years; and ſuch of the Duties upon ſtampt Vellum Parchment, and Paper, as are therein mentioned, and thereby granted and continued for the Term of ninety-ſix Years, to commence from the laſt Day of *July* one thouſand ſeven hundred and ten; and the Duties upon Sweets thereby laid for the Term of ninety-nine Years, commencing from the four and twentieth Day of *March* one thouſand ſeven hundred and ſix; and the additional Subſidy of Tunnage and Poundage, and other Duties upon Wines, Goods, and Merchandizes, which are commonly called as aforeſaid, the one third Subſidy, by the ſame Act granted, and continued for one whole Year, commencing from the Expiration of the ninety-eight Years granted therein by the ſaid former Act; and all the Overplus Monies of the Subſidies, Rates, Duties, and other Funds co tained in the ſaid Act of the fourth Year of your Majeſty's Reign, after paying, or reſerving ſufficient to pay ſo much as ſhall be incurred or grown due upon the ſaid Annuities by Virtue of that Act, at or before every Feaſt of the Annunciation of the Bleſſed Virgin *Mary* reſpectively, the neceſſary Charges of paying and accounting for the ſame Annuities purchaſed thereupon being excepted, are appropriated and made liable to the Payment of certain Annuities purchaſed upon the ſaid Act of the fifth Year of your Majeſty's Reign, not exceeding in the whole the Sum of ſeventy-two thouſand one hundred eighty-ſeven Pounds ten Shillings *per Annum*, for ninety-nine Years, from the five and twentieth Day of *March* one thouſand ſeven hundred and ſeven, payable at the ſaid Receipt of the Exchequer; and for the better ſecuring the quarterly Payments which ſhould grow due at or before *Michaelmas* one thouſand ſeven hundred and ten, upon the ſaid Annuities, not exceeding ſeventy-two thouſand one hundred eighty-ſeven Pounds ten Shillings *per Annum*, divers other temporary Proviſions are made in the ſaid Act of the fifth Year of your Majeſty's Reign; and thereby it is alſo provided, That if at the End of any Year of the ſaid Term of ninety-nine Years, for which the ſaid Annuities upon the ſaid Act of the fifth Year of your Majeſty's Reign were to be purchaſed (the firſt Computation to be made at *Lady-day* one thouſand ſeven hundred and eight, or within ſix Days after) the Monies ariſing at the Exchequer within ſuch Year by the ſaid Rates, Duties, Subſidies, Overplus Monies, and other Monies thereby appropriated for Payment of the ſaid Annuities, purſuant to that Act, ſhall exceed all the Monies then due for or upon the ſame Annuities, and all Arrearages thereof, then or at any Time or Times before that Time incurred, ſo that there ſhall be an Exceſs or Surplus remaining in the Exchequer, ſuch Exceſs or Surplus ſhall be diſpoſable from Time to Time for the publick Uſe and Service, and not otherwiſe: And whereas by an Act of Parliament made in *England* in the fourth Year of the Reign of their late Majeſties King WILLIAM and Queen MARY, of glorious Memory, (intituled, *An Act for granting to their Majeſties certain Rates and Duties of Exciſe upon Beer, Ale, and other Liquors, for ſecuring certain Recompences and Advantages in the ſaid Act mentioned, to ſuch Perſons as ſhall voluntarily advance the Sum of ten hundred thouſand Pounds towards carrying on the War againſt* France) certain other Rates and Duties of Exciſe upon Beer, Ale, and other Liquors therein particularly expreſſed, were granted to to their ſaid late Majeſties, their Heirs and Succeſſors, for the Term of ninety-nine Years, from the five and twentieth Day of *January* one thouſand ſix hundred and ninety-two, and are by that and by ſeveral other Acts relating thereunto, made liable to the Payment of ſeveral Annuities, with Benefit of Survivorſhip, and other Annuities charged thereupon; which Rates and Duties of Exciſe laſt mentioned, do alſo produce annually a conſiderable Sum more than ſufficient to diſcharge all thoſe Annuities ſo charged thereupon, and the neceſſary Charges of paying and accounting for the ſame; and the Overplus Monies thereby ariſing have been and are to be computed on the four and twentieth Day of *June* yearly, and are comprehended amongſt the temporary Proviſions made in the ſaid Act of the fifth Year of your Majeſty's Reign, for better ſecuring the quarterly Payments of the ſaid Annuities, not exceeding ſeventy-two thouſand one hundred eighty-ſeven Pounds ten Shillings *per Annum*, which ſhould grow due at or before the feaſt of St. *Michael* the Archangel, which ſhall be in the Year of our Lord one thouſand

4 Annæ, c. 6.

Annuity Act, 5 Annæ, c. 19.

4 Annæ, c. 6.

5 Annæ, c. 19.

Annuity Act, 4 & 5 W. & M. c. 3.

5 Annæ, c. 19.

'thouſand ſeven hundred and ten, from which Time the Overplus Monies of the Rates and Duties of 'Exciſe laſt-mentioned do belong to her Majeſty for the publick Uſe and Service:' Now we your Majeſty's moſt dutiful and loyal Subjects, the Commons of *Great Britain* in Parliament aſſembled, being deſirous to raiſe a Sum of Money not exceeding ſix hundred and forty thouſand Pounds, that is to ſay, a Sum not exceeding five hundred and forty thouſand Pounds, Part of the Money neceſſary to be provided in this Seſſion of Parliament for your Majeſty's Supply, and a Sum not exceeding one hundred thouſand Pounds to be applied in ſuch Manner as is herein after mentioned, towards making good the Payment of the Annuities to be purchaſed upon this Act, do moſt humbly beſeech your Majeſty that it may be enacted; and be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the Feaſt of the Annunciation of the bleſſed Virgin *Mary*, which ſhall be in the Year of our Lord one thouſand ſeven hundred and eight, for and during the full Term of ninety-nine Years from thence next and immediately enſuing, the full Sum of forty thouſand Pounds of lawful Money of *Great Britain* by the Year, or ſo much thereof as ſhall be ſufficient for paying and diſcharging all the Annuities to be purchaſed upon this preſent Act, ſhall be ſet apart and appropriated, and the ſame is by this Act appropriated for the Payment and Satisfaction of the ſaid Annuities to be purchaſed on this Act, in ſuch Manner and Form as are herein after preſcribed in that Behalf.

640000l. to be raiſed.

40000l per Annum to be applied to the Payment of Annuities for 99 Years from Lady Day 1708.

II. And for the better raiſing, ſecuring, and eſtabliſhing of the ſaid Fund, it is hereby enacted by the Authority aforeſaid, That the ſaid Fund, or Sum not exceeding forty thouſand Pounds *per Annum*, ſhall be charged upon and payable out of all the Overplus or Surplus Monies of the ſaid Rates, Duties, Subſidies, and other Funds ſettled for Payment of the ſaid ſeveral Annuities purchaſed upon the ſaid ſeveral Acts of the fourth and fifth Years of her Majeſty's Reign reſpectively, which ſhall from time to time remain, after ſatisfying, or reſerving in the Exchequer ſufficient to ſatisfy ſo much as ſhall be incurred, or grown due upon thoſe Annuities, and every of them, and which, by the ſaid Act of the fifth Year of her Majeſty's Reign, were left to be diſpoſed from time to time for the publick Uſe and Service, as aforeſaid; and ſhall alſo be charged upon, and payable out of all the Overplus Monies which ſhall ariſe after the thirtieth Day of *September* one thouſand ſeven hundred and ten, of or for the ſaid Rates and Duties of Exciſe granted in the ſaid fourth Year of the Reign of their ſaid late Majeſties King William and Queen Mary, and which from time to time, during the then Remainder of the ſaid Term of ninety-nine Years therein granted, ſhall remain, after Payment and Satisfaction of all the Annuities charged thereupon by the ſaid Act of the fourth Year of their ſaid late Majeſties Reign, or by any other Act or Acts of Parliament before this Time made for charging any Annuities whatſoever upon the Rates and Duties of Exciſe laſt-mentioned; and the Treaſurer of the Exchequer, or any three or more of the Commiſſioners of the Treaſury for the Time being, are hereby directed from time to time, during the Continuance of the ſaid Subſidies, Rates, Duties, and other Funds ſettled by the ſaid ſeveral Annuity Acts of the fourth and fifth Years of her Majeſty's Reign, as aforeſaid, and every or any of them, to cauſe all the ſaid Overplus Monies of the ſame Subſidies, Rates, Duties, and other Funds contained in the ſaid ſeveral Annuity Acts of the ſaid fourth and fifth Years of her Majeſty's Reign, to be juſtly and duly computed at the Feaſt of the Annunciation of the bleſſed Virgin *Mary* in every Year, or within ſix Days after; and during the Continuance of the ſaid Rates and Duties of Exciſe granted by the ſaid Act of the fourth Year of the Reign of King William and Queen Mary, to cauſe all the ſaid Overplus Monies of the ſame Rates and Duties of Exciſe to be juſtly and duly computed on the four and twentieth Day of *June* yearly; and to cauſe all the Overplus Monies which ſhall appear upon ſuch ſeveral and reſpective Computations as aforeſaid, from time to Time, or ſo much thereof as ſhall be ſufficient, to be ſet apart, reſerved, and applied for and towards the making good the ſaid Fund or Sum not exceeding forty thouſand Pounds *per Annum*, hereby intended and appointed to be ſettled and eſtabliſhed for the Payment of all the Annuities to be purchaſed on this Act, without diverting or miſapplying any of the Monies which by the ſaid former Acts, or any of them, ought upon every ſuch Computation to have been reſerved for Payment of any the Annuities formerly purchaſed, as aforeſaid, if this preſent Act had not been made.

To be charged upon the Overplus Monies of the Annuities, 4 Annæ, c. 6. 5 Annæ, c. 19. and the Overplus of the Exciſe Act, 4 & 5 W. & M. c. 3.

Treaſury to compute the Overplus, and apply it for making good this Fund, &c.

III. And for the better ſecuring the quarterly Payments which ſhall grow due on or before *Michaelmas* one thouſand ſeven hundred and ten, upon the Annuities to be purchaſed in purſuance of this Act, be it enacted by the Authority aforeſaid, That the Sum of one hundred thouſand Pounds, Part of the Contribution-monies to be raiſed by ſale of Annuities upon this Act, or ſo much thereof as ſhall be ſufficient to make good the ſaid yearly Fund, not exceeding forty thouſand Founds *per Annum* for the firſt two Years and an Half of the ſaid Term of ninety-nine Years, ſhall and may be reſerved and applied for and towards the diſcharging the quarterly Payments laſt-mentioned, to grow due at any Time or Times before the thirtieth Day of *September* one thouſand ſeven hundred and ten.

100,000l. reſerved to make good the quarterly Payments till the 30 of Sept. 1710.

IV. And to the end there may be no Failure in the Payment of ſuch Annuities, or any of them, as ſhall be purchaſed upon this Act at any Time or Times until the full Expiration of the Term of ninety-nine Years, for which the ſame are intended to be purchaſed, we your Majeſty's ſaid dutiful and loyal Subjects the Commons of *Great Britain* in Parliament aſſembled, have chearfully and unanimouſly given and granted, and do by this Act give and grant to your Majeſty the Duties upon Low Wines, or Spirits of the firſt Extraction, and the Duties to be paid by Hawkers, Pedlars, and Petty Chapmen, and the Duties upon Vellum, Parchment, and Paper, and the additional Subſidy of Tunnage and Poundage, and the Duty upon Sweets, and the particular Rates and Duties upon Exciſe hereafter in this Act expreſſed, for and during ſuch further Term and Terms of years reſpectively as are herein after mentioned: And do

Duties on Low Wines, &c. 5 Annæ, c. 19.

moſt humbly beſeech your Majeſty to accept thereof, and that it may be enacted; and be it enacted by the Authority aforeſaid, That all and every ſuch or the like Duties for and upon all Low Wines, or Spirits of the Extraction, as by the ſaid Act of the fifth Year of her Majeſty's Reign were continued or granted for the Term of ninety-ſix Years above-mentioned, ſhall by virtue of this Act be further continued, and be paid and payable unto her Majeſty, her Heirs and Succeſſors, for and upon all Low Wines, and Spirits of the firſt Extraction, to be made or drawn by any Diſtiller, or other Perſon making or drawing Spirits or Strong Waters for Sale or Exportation, within the Kingdom of *Great Britain*, from or after the Expiration of the ſaid Term of ninety-ſix Years, for and during the Term of one whole Year from thence next and immediately enſuing: And that all and every ſuch and the like Duties and Sums of

on Hawkers, Pedlars, &c. 9 & 10 W. 3. c. 27. 5 Annæ, c. 19.

Money to be paid by every Hawker, Pedlar, Petty Chapman, and ſuch other Perſons as are deſcribed in one Act of the ninth Year of the Reign of his ſaid late Majeſty King WILLIAM, for licenſing Hawkers and Pedlars, and all the Powers for granting ſuch Licences, which by the ſaid Act of the fifth Year of her Majeſty's Reign are to continue for the like Term of ninety-ſix Years, from the ſaid twenty-fourth Day of *June* one thouſand ſeven hundred and ten, ſhall be further continued, and be paid and payable, and be put in Execution by virtue of this Act within the whole Kingdom of *Great Britain*, from and after the Expiration of the ſaid Term of ninety-ſix Years, during the Term of one whole Year from thence

Stamp Duties,

next and immediately enſuing: And that ſuch of the Duties upon Vellum, Parchment, and Paper, as by the ſaid Act of the fifth Year of her Majeſty's Reign were continued for the Term of ninety-ſix Years from the laſt Day of *July* one thouſand ſeven hundred and ten, ſhall by virtue of this Act be further continued, and be due and payable to her Majeſty, her Heirs and Succeſſors, within and throughout the whole Kingdom of *Great Britain*, from and after the Expiration of the Term of ninety-ſix Years laſt-

and the one third Subſidy, 5 Annæ, c. 19.

mentioned, for and during the Term of one whole Year from thence next and immediately enſuing: And that the additional Subſidies of Tunnage and Poundage, and other Duties upon Wines, Goods, and Merchandizes, commonly called, the one third Subſidy, which by the ſaid Act of the fifth Year of her Majeſty's Reign, are granted and continued for the Term of one whole Year from the Expiration of a Term of ninety-eight Years, which commenced from the eighth Day of *March* one thouſand ſeven hundred and ſix, ſhall by virtue of this Act be further continued, and be due and payable to her Majeſty,

further continued for one Year more after the Expiration of their reſpective Terms.

her Heirs and Succeſſors, within and throughout the whole united Kingdom of *Great Britain*, from the Expiration of the ſaid Term of one Year ſo granted and commencing as aforeſaid, for and during the further Term of one whole Year from thence next and immediately enſuing: And that the Duty upon Sweets made for Sale, which by the ſaid Act in the fifth Year of her Majeſty's Reign, was granted for

Sweets continued for 2 Years longer.

the Term of ninety-nine Years, commencing from the twenty-fourth Day of *March* one thouſand ſeven hundred and ſix, ſhall, by virtue of this Act, be further continued, and be paid and payable to her Majeſty, her Heirs and Succeſſors, within and throughout the united Kingdom of *Great Britain*, from and after the Expiration of the Term of ninety-nine Years laſt-mentioned, for and during the further Term of two Years from thence next and immediately enſuing.

Exciſe Act, 4 & 5 W. & M. c. 3. continued for 15 Years longer.

V. And be it further enacted by the Authority aforeſaid, That the ſeveral Rates and Duties of Exciſe upon Beer, Ale, and other Liquors, which by the ſaid Act of the fourth Year of the Reign of their ſaid late Majeſties King WILLIAM and Queen MARY, of glorious Memory, were granted for the Term of ninety-nine Years, from the twenty-fifth Day of *January* one thouſand ſix hundred ninety-two, ſhall, by virtue of this Act, be further continued, and be paid and payable to her Majeſty, her Heirs and Succeſſors, within and throughout the whole united Kingdom of *Great Britain*, from and after the Expiration of the Term of ninety-nine Years laſt-mentioned, for and during the further Term of fifteen Years from thence next and immediately enſuing, for the Uſes and Purpoſes in this Act expreſſed.

Former Powers continued.

VI. And it is hereby enacted, That the ſaid ſeveral Duties upon Low Wines, or Spirits of the firſt Extraction; and the ſaid Duties payable by Hawkers, Pedlars, Petty Chapmen, and others deſcribed as aforeſaid; and the ſaid Rates and Duties upon Vellum, Parchment and Paper; and the ſaid additional Subſidy of Tunnage and Poundage, and other Duties upon Wines, Goods, and Merchandizes, by this Act ſeverally granted for a further Term of one Year as aforeſaid; and the ſaid Duty upon Sweets by this Act granted for a further Term of two Years as aforeſaid; and the ſaid Rates and Duties of Exciſe by this Act granted for a further Term of fifteen Years as aforeſaid, for the Uſes and Purpoſes in this Act expreſſed, be ſeverally and reſpectively raiſed and levied by ſuch Rules and Methods, and under ſuch Penalties and Forfeitures, and with ſuch Diſtribution of the ſaid Penalties and Forfeitures, and ſubject to ſuch Power of Mitigation, and ſuch reſpective Drawbacks, Allowances, and Repayments, and in ſuch Manner and Form as the like Duties granted or continued by the ſaid Act of the

5 Annæ, c. 19.

fifth Year of her Majeſty's Reign, or any of them reſpectively, are preſcribed, enacted, or appointed to be raiſed or levied.

Overplus Monies, &c. appropriated for Payment of the 40,000 l. per Annum, 4 & 5 W. & M. c. 3.

VII. And it is hereby enacted and declared, That the ſaid Overplus Monies of the ſaid Rates, Duties, Subſidies, and other Funds ſettled for Payment of the ſaid ſeveral Annuities purchaſed upon the ſaid ſeveral Acts of the fourth and fifth Years of her Majeſty's Reign reſpectively; and the ſaid Overplus Monies of the ſaid Rates and Duties of Exciſe which were granted in the fourth Year of their ſaid late Majeſty's Reign as aforeſaid; and the ſaid Sum not exceeding one hundred thouſand Pounds, directed to be reſerved out of the Contribution-monies as aforeſaid; and the ſeveral Grants made by this Act of the ſaid Duties upon Low Wines, or Spirits of the firſt Extraction; and of the ſaid Duties to be paid by Hawkers, Pedlars, and Petty Chapmen; and of the ſaid Duties upon Vellum, Parchment, and Paper; and of the ſaid additional Subſidy of Tunnage and Poundage ſeverally, for the further Term of one Year as aforeſaid; and of the ſaid Duties upon Sweets for two Years as aforeſaid; and of the ſaid particular Rates and Duties of Exciſe for the Term of fifteen Years as aforeſaid; or ſo much of the ſaid ſeveral Overplus Mo-

nies, reſerved Monies, Rates, additional Subſidy, and other Duties, as ſhall be ſufficient for making up the ſaid Fund, not exceeding forty thouſand Pounds *per Annum*, for anſwering the full and due Payment of all the Annuities to be purchaſed on this Act, and all Arrearages thereof from time to time incurred, are, and ſhall be by virtue of this Act, liable and appropriated thereunto, and ſhall not be diverted or divertible to any other Uſe, Intent, or Purpoſe whatſoever, under the Penalties, Forfeitures, and Diſabilities in this Act expreſſed; and all the Monies ariſing by the ſaid Overpluſſes, Grants, and Proviſions hereby made, out of which the ſaid Fund, not exceeding forty thouſand Pounds *per Annum*, is to be raiſed, ſhall be fairly and duly entred in one or more Book or Books to be kept in the Offices of the Auditor of the Receipt and Clerk of the Pells for that Purpoſe, to which all Perſons concerned at all ſeaſonable Times ſhall have free Acceſs without Fee or Charge.

and to be entred in a Book for that Purpoſe.

VIII. And for the raiſing any Sum and Sums of Money, not exceeding in the whole the ſaid Sum of ſix hundred and forty thouſand Pounds, for ſuch Uſes as aforeſaid, it is hereby further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for any Perſon or Perſons, Natives or Foreigners, Bodies Politick or Corporate, to contribute, advance, and pay into the Receipt of her Majeſty's Exchequer, for her Majeſty's Uſe, at or before the reſpective Days and Times in this Act limited in that Behalf, any Sum or Sums of Money, not exceeding in the whole the ſaid Sum of ſix hundred and forty thouſand Pounds, for purchaſing any Annuity or Annuities to be paid and payable during the full Term of ninety-nine Years, to be reckoned from the five and twentieth Day of *March* in the Year of our Lord one thouſand ſeven hundred and eight, at the Rate of ſixteen Years Purchaſe, which Rate doth amount to the Sum of one hundred and ſixty Pounds for every ſuch Annuity of ten Pounds *per Annum*, and proportionably for any greater Annuity; and the ſame Rate, or Conſideration-money, is hereby appointed to be paid into the ſaid Receipt at or before the reſpective Days and Times herein after mentioned; that is to ſay, One fourth Part thereof on or before the ſix and twentieth Day of *March* in the Year of our Lord one thouſand ſeven hundred and eight; one other fourth Part thereof on or before the ſix and twentieth Day of *May* in the Year of our Lord one thouſand ſeven hundred and eight; one other fourth Part thereof on or before the ſix and twentieth Day of *July* in the Year of our Lord one thouſand ſeven hundred and eight; and the remaining fourth Part thereof on or before the five and twentieth Day of *September* in the Year of our Lord one thouſand ſeven hundred and eight: All which Annuities ſo to be purchaſed, ſhall not exceed in the whole the ſaid Sum of forty thouſand Pounds *per Annum*; and ſhall be paid and payable at the four moſt uſual Feaſts or Days of Payment in the Year; that is to ſay, The Feaſts of the Nativity of Saint *John* Baptiſt, Saint *Michael* the Archangel, the Birth of our Lord Chriſt, and the Annunciation of the bleſſed Virgin *Mary*, by even and equal Portions, the firſt Payment thereof to be due at the Feaſt of the Nativity of Saint *John* the Baptiſt, which ſhall be in the Year of our Lord one thouſand ſeven hundred and eight.

Any Perſon may lend 640,000 l. for purchaſing Annuities at 16 Years Purchaſe.

Times of Payment.

Annuities not to exceed 40,000 l. per Ann. and to be paid quarterly.

IX. And it is hereby enacted, That in the Offices of the Auditor of the Receipt, and Clerk of the Pells in the Exchequer ſeverally, there ſhall be provided and kept a Book or Books, in which there ſhall be fairly entred the Names of all who ſhall be Contributors, and of all Perſons by whoſe Hands the ſaid Contributors ſhall pay in any of the ſaid Sums upon this Act, and alſo the Sums ſo paid, and the Times when the ſame are reſpectively paid: To which Book it ſhall be lawful for the ſaid reſpective Contributors, their Executors, Adminiſtrators and Aſſigns, from time to time, and all ſeaſonable Times, to have Reſort, and to inſpect the ſame without Fee or Reward.

Contributors Names to be entred, &c.

X. And be it further enacted by the Authority aforeſaid, That all and every the Annuities whatſoever, which ſhall be purchaſed upon or in purſuance of this preſent Act, ſhall be and are hereby charged upon, and ſhall be paid and payable from time to time out of the ſaid Fund or Sum not exceeding forty thouſand Pounds *per Annum*, by this Act intended and appointed to be eſtabliſhed, as aforeſaid; and the ſaid yearly Fund or Sum of forty thouſand Pounds *per Annum*, or ſo much thereof as ſhall be ſufficient to ſatisfy and diſcharge all the Annuities to be purchaſed upon this Act, and all the Arrearages thereof, at any Time due or owing, are and ſhall be, by virtue of this Act, appropriated, and applied to and for ſatisfying and diſcharging of the ſame Annuities, and ſuch Arrearages thereof accordingly, and ſhall be iſſued, diſpoſed, and applied to that Uſe, and to no other Uſe, Intent, or Purpoſe whatſoever, under the Penalties, Forfeitures, and Diſabilities in this Act expreſſed; any thing herein contained, or any other Matter or Thing whatſoever, to the contrary notwithſtanding.

The 40,000 l. charged with the ſaid Annuities.

XI. Provided always, That if at the End of any Year of the ſaid Term of ninety-nine Years, for which the ſaid Annuities upon this Act are to be purchaſed, the firſt Computation to be made at the Feaſt of the Annunciation of the bleſſed Virgin *Mary* one thouſand ſeven hundred and nine, or within ſix Days after, the Monies ariſing at the Exchequer within ſuch Year, which by this Act are chargeable to make good the ſaid yearly Fund, not exceeding forty thouſand Pounds (excepting ſuch Part of the ſaid Contribution-money, as is to be reſerved for making good the future quarterly Payments, until the thirtieth Day of *September* one thouſand ſeven hundred and ten, as aforeſaid) ſhall exceed all the Monies which at every ſuch Feaſt Day ſhall be due for or upon the ſame Annuities, and all Arrearages thereof, then or at any Time or Times before that Time incurred, ſo that there ſhall be an Exceſs or Surplus remaining in the Exchequer, ſuch Exceſs or Surplus ſhall be diſpoſable from time to time for the publick Uſe and Service, and not otherwiſe; any thing herein contained to the contrary notwithſtanding.

Surplus to be applied to publick Uſe.

Farther Proviſion relating hereto, 1 Geo. 1. ſtat. 2. c. 12. §. 7.

XII. And be it further enacted by the Authority aforeſaid, That all and every Contributor and Contributors upon this Act, duly paying the Conſideration or Purchaſe-money at the Rate aforeſaid, at or

Contributors entitled to the Annuities &c.

'Part of theſe Annuities were ſubſcribed into South Sea Stock purſuant to 6 Annæ, c. 4.'

before the reſpective Days or Times in this Act limited in that Behalf, for any ſuch Annuity or Annuities, as aforeſaid, or ſuch as he, ſhe, or they ſhall appoint, his, her, or their reſpective Executors, Adminiſtrators, Succeſſors, and Aſſigns, ſhall have, receive, and enjoy, and be entitled by virtue of this Act, to have, receive and enjoy the reſpective Annuity and Annuities ſo to be purchaſed out of the Monies by this Act appropriated or appointed for the Payment thereof, during the ſaid whole Term of ninety-nine Years, to be purchaſed therein, as is above mentioned; and that all and every ſuch Purchaſers, their Executors, Adminiſtrators, and Aſſigns reſpectively, ſhall have good and ſure Eſtates and Intereſts in the ſeveral Annuities ſo by them to be purchaſed, according to the Tenor and true Meaning of this Act; and that all the ſaid Annuities to be purchaſed upon this Act and every of them, during the Term aforeſaid, ſhall be free from all Taxes, Charges, and Impoſitions whatſoever.

Tax-free.

And have Tallies and Orders ſtruck for Payment, &c.

XIII. And be it further enacted by the Authority aforeſaid, That every Contributor upon this Act, for any Annuity or Annuities, as aforeſaid, his, her, or their Executors, Adminiſtrators or Aſſigns, upon Payment of the Conſideration or Purchaſe-money for the ſame, at the Rate aforeſaid, or any Part or Proportion thereof, within the Time or Times in this Act limited in that Behalf, ſhall immediately have one or more Tally or Tallies levied, importing the Receipt of ſo much Conſideration-money as ſhall be ſo paid; and upon Payment of all the Purchaſe-money for any ſuch Annuity or Annuities, at the Rate aforeſaid, every ſuch Contributor, his, her, or their Executors, Adminiſtrators, Succeſſors, or Aſſigns reſpectively, ſhall have an Order for paying of the ſaid Annuity and Annuities, for and during the ſaid Term of ninety-nine Years, to be purchaſed therein, which Order ſhall be ſigned by the Treaſurer and Under Treaſurer of the Exchequer, or any three or more of the Commiſſioners of the Treaſury for the Time being, and after the ſigning thereof, the ſame ſhall be firm, good, valid, and effectual in the Law, according to the Purport and true Meaning thereof, and of this Act, and ſhall not be determinable by or upon the Deaths or Removal of any Treaſurer or Under Treaſurer of the Exchequer, or any Commiſſioner or Commiſſioners of the Treaſury, or by or upon the Determination of the Power, Office or Offices of them, or any of them, nor ſhall any Lord High Treaſurer of *Great Britain*, Treaſurer of the Exchequer, or any Commiſſioners of the Treaſury now or for the Time being, have Power to revoke, countermand, or make void ſuch Orders ſo ſigned, as aforeſaid, or any of them.

5 per Cent. for Prompt Payment before 26 March 1708.

XIV. And for the Encouragement of the Contributors to advance and pay forthwith into the Receipt of the Exchequer the Sums by them intended to be advanced upon this Act, it is provided and enacted by the Authority aforeſaid, That every ſuch Contributor who ſhall advance and pay into the ſaid Receipt of Exchequer, all or any Part of the Purchaſe-money payable for any ſuch Annuity or Annuities, as aforeſaid, before the ſaid ſix and twentieth Day of *March* in the Year of our Lord one thouſand ſeven hundred and eight, his, her, or their Executors, Adminiſtrators, or Aſſigns, ſhall be allowed and paid out of the Contribution-money ariſing by this Act, Intereſt after the Rate of five Pounds *per Centum per Annum* for the prompt Payment of the Money ſo advanced, from the Time of the actual advancing and paying the ſame, until the ſaid ſix and twentieth Day of *March* one thouſand ſeven hundred and eight.

Annuities aſſignable, &c.

XV. And be it further enacted, That it ſhall and may be lawful to and for any Contributor or Contributors, his, her, or their Executors, Adminiſtrators, Succeſſors, or Aſſigns, at any Time or Times, during the Continuance of his, her, or their Term, Eſtate, or Intereſt of and in any Annuity to be purchaſed upon this Act, by any Writing under his, her, or their Hands and Seals, or under the Common Seal of a Corporation, or by his, her, or their laſt Will in Writing, to aſſign, or deviſe ſuch Annuity, or any Part thereof, or any Intereſt therein, to any Perſon or Perſons whatſoever, and ſo *toties quoties*, and no ſuch Aſſignment to be revokable, ſo as an Entry, or Memorandum of ſuch Aſſignment or Will be made in Books to be kept for that Purpoſe in the ſaid Office of the Auditor of the Receipt, within the Space of three Months after ſuch Aſſignment, or Death of the Deviſor; and that upon producing ſuch Aſſignment, or Will, or Probat thereof, in the ſaid Office of Receipt to be entred, as aforeſaid, the Party ſo producing the ſame ſhall bring therewith an Affidavit taken before one or more of her Majeſty's Juſtices of the Peace, of the due Execution of the ſaid Aſſignment or Will, which Affidavit ſhall be ſeverally filed in the ſaid Office; which ſaid Entry or Memorandum the proper Officers in the ſaid Receipt of Exchequer are hereby required to make accordingly, and to file the ſaid Affidavits; and in Default of ſuch Aſſignment or Deviſe by Deed or Will, the Intereſt of ſuch Contributor ſhall go to his or her Executors or Adminiſtrators.

Guardian may advance 160 l. for Benefit of Infant.

XVI. And it is hereby enacted, That it ſhall and may be lawful for any Guardian or Truſtee, having the Diſpoſal of the Money of any Infant under the Age of one and twenty Years, for the Uſe and Benefit of ſuch Infant, to advance and pay the Sum of one hundred and ſixty Pounds of the Money of ſuch Infant, to purchaſe an Annuity upon this Act, for the Benefit of ſuch Infant; and the ſaid Guardian or Truſtee, as to the ſaid Sum of one hundred and ſixty Pounds ſo advanced, is hereby diſcharged.

Officers at the Exchequer to take no Fee, &c.

XVII. And be it further enacted, for the better Encouragement of Perſons to advance the Monies on this Act, That all Receipts and Iſſues, and all other Things directed by this Act to be performed in the Exchequer, ſhall be done and performed by the Officers there, without demanding or receiving directly or indirectly, any Fee, Gratuity, or Reward for the ſame; and in caſe any of the Officers of the Exchequer ſhall take or demand any ſuch Fee or Reward, or ſhall divert or miſapply any of the Monies of the ſaid Fund, Duties, or Monies hereby appropriated, or any Part thereof, which ſhould make good the Payment of the ſaid Annuities, or ſhall pay, or iſſue out the ſame otherwiſe than according to the Intent of this Act, or ſhall not keep Books or Regiſters, and make Entries, and do and perform all other Things which by this Act they are required to perform, every ſuch Officer ſhall forfeit his Office.

Penalty.

and

and be for ever incapable of any Office or Place of Truſt, and ſhall anſwer and pay Treble Damages to every Contributor or Perſon who ſhall be prejudiced thereby, to be recovered by Action of Debt, Bill, Plaint, or Information in any of her Majeſty's Courts of Record at *Weſtminſter*, wherein no Eſſoin, Protection, Privilege of Parliament, or other Privilege, Wager of Law, Injunction, Order of Reſtraint, or more than one Imparlance ſhall be granted or allowed; and in the ſaid Action the Plaintiff upon Recovery ſhall have full Coſts, one third of which Sum to be recovered for Damages, ſhall be to the Uſe of her Majeſty, her Heirs and Succeſſors, and the other two third Parts with the Coſts ſhall be to the Uſe of the Proſecutor; and in caſe there ſhall be any Colluſion or Feint Proſecution between the Plaintiff and Defendant in ſuch Action, it ſhall be lawful for any other Contributor, his or her Executors, Adminiſtrators or Aſſigns, to bring another Action, wherein he or ſhe ſhall recover, as aforeſaid, to the like Uſes, as aforeſaid.

XVIII. Provided always, That no Perſon or Perſons whatſoever ſhall or may Purchaſe or obtain, or be admitted to purchaſe or obtain any Annuity whatſoever upon this Act, unleſs the whole or one fourth at leaſt of the Conſideration-money for the ſame, at ſuch Rate, as aforeſaid, be advanced and paid into the ſaid Receipt of Exchequer, on or before the ſaid ſix and twentieth Day of *March* one thouſand ſeven hundred and eight. No Purchaſe unleſs one fourth paid by 26 March 1708.

XIX. Provided alſo, That in Caſe any ſuch Contributor, as aforeſaid, who ſhall on or before the ſaid ſix and twentieth Day of *March* one thouſand ſeven hundred and eight, have advanced one fourth Part of his or their Purchaſe-money, or his, her, or their Executors, Adminiſtrators, Succeſſors, or Aſſigns, do not advance and pay into the ſaid Receipt of Exchequer, one other fourth Part of his or her Conſideration-money, ſo to be paid for ſuch reſpective Annuity or Annuities, as aforeſaid, on or before the ſaid ſix and twentieth Day of *May* in the Year of our Lord one thouſand ſeven hundred and eight; and the other fourth Part thereof, on or before the ſaid ſix and twentieth Day of *July* one thouſand ſeven hundred and eight; and the remaining fourth Part thereof on or before the ſaid five and twentieth Day of *September* in the Year of our Lord one thouſand ſeven hundred and eight; then and in every ſuch Caſe reſpectively no Order ſhall be drawn or ſigned for ſuch reſpective Annuity, for which the Conſideration-money ſhall not be fully paid, as aforeſaid, but ſo much of the Conſideration-money as ſhall have been actually paid into the Receipt of the Exchequer for ſuch reſpective Annuity, ſhall be forfeited to her Majeſty, her Heirs, and Succeſſors, and be applied, together with other the Monies to be raiſed by this Act, for ſuch publick Services, as aforeſaid; any thing in this Act contained to the contrary notwithſtanding. Contributor paying one fourth Part, and not the Remainder, forfeits what is paid.

XX. Provided alſo, and it is hereby enacted, That it ſhall and may be lawful to and for the Treaſurer of the Exchequer, or any three or more of the Commiſſioners of the Treaſury for the Time being, out of the Overplus of the Revenues hereby appropriated for making good the ſaid Fund, not exceeding forty thouſand Pounds *per Annum*, which ſhall ariſe over and above ſo much as ſhall be ſufficient to make up the ſaid yearly Fund for diſcharging all the Annuities to be purchaſed on this Act, to reward the Officers, Clerks, and others to be imployed in the Payment of the ſaid Annuities, or the Accounts thereof, for their Labour, Pains, Charges, and Service therein reſpectively, and to defray all other the neceſſary Charges incident to the Payment of the ſaid Annuities, as to the ſaid Treaſurer or Commiſſioners of the Treaſury for the Time being, ſhall ſeem meet and reaſonable in that Behalf; any thing in this Act contained to the contrary notwithſtanding. Treaſury may reward Officers.

'XXI. And whereas there are admitted in the Exchequer many Subſcriptions for Annuities to 'this Act before the ſame has had the Royal Aſſent,' Be it further enacted by the Authority aforeſaid, That all Subſcriptions made or taken, or which ſhall be made and taken, before the Royal Aſſent given to this Act, ſhall be, and are hereby declared to be null and void. Subſcriptions admitted before the Royal Aſſent, void.

CAP. VI.

An Act for rendring the Union of the two Kingdoms more intire and compleat.

'I. WHEREAS by her Majeſty's great Wiſdom and Goodneſs the Union of the two Kingdoms hath been happily effected, and the whole Iſland is thereby ſubject to one Sovereignty, and 'preſented by one Parliament:' To the end therefore that the ſaid Union may be rendred more compleat and intire, be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, that from and after the firſt Day of *May* in the Year of our Lord one thouſand ſeven hundred and eight, the Queen's Majeſty, her Heirs and Succeſſors, ſhall have but one Privy Council in or for the Kingdom of *Great Britain*, to be ſworn to her Majeſty, her Heirs and Succeſſors, as Sovereigns of *Great Britain*; and ſuch Privy Council ſhall have the ſame Powers and Authorities as the Privy Council of *England* lawfully had, uſed, and exerciſed at the Time of the Union, and none other. 5 *Ann. c.* 8. From 1 May 1708 the Queen to have but one Privy Council in Great Britain.

II. And to the End the publick Peace may be in like Manner preſerved throughout the whole United Kingdom; Be it further enacted by the Authority aforeſaid, That in every Shire and Stewartry within that Part of *Great Britain* called *Scotland*, and alſo in ſuch Cities, Boroughs, Liberties, and Precincts within *Scotland*, as her Majeſty, her Heirs or Succeſſors ſhall think fit, there ſhall be appointed by her Majeſty, her Heirs or Succeſſors, under the Great Seal of *Great Britain*, a ſufficient Number of good and lawful Men to be Juſtices of the Peace within their reſpective Shires, Stewartries, Cities, Boroughs, Liberties, or Precincts; which Perſons ſo appointed, over and above the ſeveral Powers and Authorities veſted in Juſtices of the Peace by the Laws of *Scotland*, ſhall be further authorized to do, uſe and exerciſe over all Juſtices of Peace to be appointed in every Shire and Stewartry of Scotland. Explained as to Dittays and Perteous Rolls, by 8 Annæ, c. 16. ſ. 3.

all Perſons within their ſeveral Bounds, whatever doth appertain to the Office and Truſt of a Juſtice of Peace, by Virtue of the Laws and Acts of Parliament made in *England* before the Union, in Relation to and for the Preſervation of the publick Peace. Provided nevertheleſs, That in the Seſſions of the Peace the Methods of Trial and Judgments ſhall be according to Laws and Cuſtoms of *Scotland*.

Proviſo.

III. Provided, That nothing in this Act contained ſhall be conſtrued to alter or infringe any Rights, Liberties, or Privileges heretofore granted to the City of *Edinburgh*, or to any other Royal Borough, of being Juſtices of Peace within their reſpective Bounds.

Not to alter the Privileges of Edinburgh, &c.

'IV. And whereas by an Act made in *Scotland* in the Third Seſſion of the ſecond Parliament of the 'late King CHARLES the Second, intituled, *An Act concerning the Regulation of the Judicaturies*, ſeveral 'good and wholſome Proviſions were made concerning the Juſtice Court, and amongſt others it was 'thereby enacted, That once a Year Circuit Courts ſhould be kept at the Time and Places in the ſaid 'Act mentioned:' Now for the better and ſpeedier Adminiſtration of Juſtice, and further Preſervation of the publick Peace in that Part of the Kingdom of *Great Britain* called *Scotland*, be it alſo enacted by the Authority aforeſaid, That for the future, twice in the Year, that is to ſay, in the Months of *April* or *May*, and in the Month of *October*, Circuit Courts ſhall be kept in the ſeveral Places in the ſaid Act mentioned, and in Manner and Form as in the ſaid Act contained.

Circuit Courts to be kept twice a Year.

V. And for the more uniform and expreſs Method of electing and returning Members of Parliament, be it likewiſe further enacted by the Authority aforeſaid, That when any Parliament ſhall at any Time hereafter be ſummoned or called, the forty-five Repreſentatives of *Scotland* in the Houſe of Commons of the Parliament of *Great Britain*, ſhall be elected and choſen by Authority of the Queen's Writs under the Great Seal of *Great Britain*, directed to the ſeveral Sheriffs and Stewarts of the reſpective Shires and Stewartries; and the ſaid ſeveral Sheriffs and Stewarts ſhall, on Receipt of ſuch Writs, forthwith give Notice of the Time of Election for the Knights or Commiſſioners for their reſpective Shires or Stewartries, and at ſuch Time of Election the ſeveral Freeholders in the reſpective Shires and Stewartries ſhall meet and convene at the Head Burghs of their ſeveral Shires and Stewartries, and proceed to the Election of their reſpective Commiſſioners or Knights for the Shire or Stewartry; and the Clerks of the ſaid Meetings, immediately after the ſaid Elections are over, ſhall reſpectively return the Names of the Perſons elected to the Sheriff or Stewart of the Shire or Stewartry, who ſhall annex it to his Writ, and return it with the ſame into the Court out of which the Writ iſſued: And as to the Manner of Election of the fifteen Repreſentatives of the Royal Boroughs, the Sheriff of the Shire of *Edinburgh* ſhall, on the Receipt of the Writ directed to him, forthwith direct his Precept to the Lord Provoſt of *Edinburgh*, to cauſe a Burgeſs to be elected for that City; and on Receipt of ſuch Precept, the City of *Edinburgh* ſhall elect their Member, and their common Clerk ſhall certify his Name to the Sheriff of *Edinburgh*, who ſhall annex it to his Writ, and return it with the ſame into the Court from whence the Writ iſſued: And as to the other Royal Burghs, divided into fourteen Claſſes or Diſtricts, the Sheriffs or Stewarts of the ſeveral Shires and Stewartries, ſhall on the Receipt of their ſeveral Writs, forthwith direct their ſeveral Precepts to every Royal Borough within their reſpective Shires or Stewartries, reciting therein the Contents of the Writ, and the Date thereof, and commanding them forthwith to elect each of them a Commiſſioner as they uſed formerly to elect Commiſſioners to the Parliament of *Scotland*, and to order the ſaid reſpective Commiſſioners to meet at the preſiding Borough of their reſpective Diſtrict (naming the ſaid preſiding Borough) upon the thirtieth Day after the Day of the *Teſte* of the Writ, unleſs it be upon the Lord's Day, commonly called *Sunday*, and then the next Day after, and then to chooſe their Burgeſs for the Parliament; and the common Clerk of the then preſiding Borough ſhall immediately after the Election, return the Name of the Perſon ſo elected to the Sheriff or Stewart of the Shire or Stewartry wherein ſuch preſiding Borough is, who ſhall annex it to his Writ, and return it with the ſame into the Court from whence the Writ iſſued; and in caſe a Vacancy ſhall happen in Time of Parliament, by the Deceaſe or legal Incapacity of any Member, a new Member ſhall be elected in his Room, conformable to the Method herein before appointed; and in caſe ſuch Vacancy be of a Repreſentative for any one of the ſaid fourteen Claſſes or Diſtricts of the ſaid Royal Boroughs, that Borough which preſided at the Election of the deceaſed or diſabled Member, ſhall be the preſiding Borough at ſuch new Election.

In what Manner the 45 Repreſentatives of Scotland ſhall be elected.

How Vacancies happening in Time of Parliament ſhall be ſupplied.

VI. Provided always, That upon the iſſuing of Writs of Summons for the electing of a Parliament, if any Shire or Stewartry wherein a Royal Borough is, hath not then a Turn or Right to elect a Commiſſioner, or Knight of the Shire or Stewartry for that Parliament, that then it ſhall be omitted out of the Writ directed to ſuch Sheriff or Stewart, to cauſe a Knight, Commiſſioner for that Shire or Stewartry, to be elected for that Parliament.

Shire or Stewartry, &c. not having a Turn to elect, to be omitted out of the Writ, &c. *See* 6 *Ann. c.* 6. & 1 *Geo.* 1. *ſt.* 2. *c.* 54. *ſ.* 15.

CAP. VII.

An Act for the Security of her Majeſty's Perſon and Government, and of the Succeſſion to the Crown of *Great Britain* in the Proteſtant Line.

'WHEREAS by the happy Union of *England* and *Scotland*, it is become neceſſary to make divers 'Alterations in Relation to an Act paſſed in the Parliament of *England*, in the fourth Year of the 'Reign of her preſent Majeſty, whom God long preſerve, intituled, *An Act for the better Security of her 'Majeſty's Perſon and Government, and of the Succeſſion to the Crown of* England *in the Proteſtant Line*, and 'to extend the Proviſions of the ſaid Act throughout the whole United Kingdom, for the better Security 'of our moſt gracious Sovereign's Perſon and Government, and of the Succeſſion to the Crown of *Great 'Britain* in the Proteſtant Line, as it is now by the Laws and Statutes of this Realm ſettled, limited, 'and appointed;' Be it therefore enacted by the Queen's moſt Excellent Majeſty, by and with the Ad-

4 Annæ, c. 8.

vice

vice and Conſent of the Lords Spiritual and Temporal, and the Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That if any Perſon or Perſons ſhall maliciouſly, adviſedly, and directly, by Writing or Printing, maintain and affirm, That our Sovereign Lady the Queen that now is, is not the lawful and rightful Queen of theſe Realms, or that the pretended Prince of *Wales*, who now ſtiles himſelf King of *Great Britain*, or King of *England*, by the Name of JAMES the Third, or King of *Scotland*, by the Name of JAMES the Eighth, hath any Right or Title to the Crown of theſe Realms, or that any other Perſon or Perſons hath or have any Right or Title to the ſame, otherwiſe than according to an Act of Parliament made in *England* in the firſt Year of the Reign of their late Majeſties King WILLIAM and Queen MARY, of ever bleſſed and glorious Memory, intituled, *An Act declaring the Rights and Liberties of the Subject, and ſettling the Succeſſion of the Crown*; and one other Act made in *England* in the twelfth Year of the Reign of his ſaid late Majeſty King WILLIAM the Third, intituled, *An Act for the further Limitation of the Crown, and better ſecuring the Rights and Liberties of the Subject*; and the Acts lately made in *England* and *Scotland* mutually for the Union of the two Kingdoms; or that the Kings or Queens of this Realm, with and by the Authority of Parliament, are not able to make Laws and Statutes of ſufficient Force and Validity to limit and bind the Crown, and the Deſcent, Limitation, Inheritance, and Government thereof; every ſuch Perſon or Perſons ſhall be guilty of High Treaſon, and being thereof lawfully convicted, ſhall be adjudged Traitors, and ſhall ſuffer Pains of Death, and all Loſſes and Forfeitures as in Caſes of High Treaſon.

Perſons who by Writing, &c. ſhall declare, &c. the Queen not to be lawful Queen, or that the pretended Prince of Wales hath any Right to the Crown, &c.

1 W. & M. ſt. 2, c. 2.

11 & 12 W. 3. c. 2.

Guilty of High Treaſon.

II. And be it further enacted by the Authority aforeſaid, That if any Perſon or Perſons ſhall maliciouſly and directly, by Preaching, Teaching, or adviſed ſpeaking, declare, maintain, and affirm, That our Sovereign Lady the Queen that now is, is not the lawful or rightful Queen, of theſe Realms, or that the pretended Prince of *Wales*, who now ſtiles himſelf King of *Great Britain*, or King of *England*, by the Name of JAMES the Third, or King of *Scotland*, by the Name of JAMES the Eighth, hath any Right or Title to the Crown of theſe Realms, or that any other Perſon or Perſons hath or have any Right or Title to the ſame, otherwiſe than according to an Act of Parliament made in *England* in the firſt Year of the Reign of their ſaid late Majeſties King WILLIAM and Queen MARY, intituled, *An Act declaring the Rights and Liberties of the Subject, and ſettling the Succeſſion of the Crown*; and one other Act made in *England*, in the twelfth Year of the Reign of his late Majeſty King WILLIAM the Third, intituled, *An Act for the further Limitation of the Crown, and better ſecuring the Rights and Liberties of the Subject*; and the Acts lately made in *England* and *Scotland* mutually for the Union of the two Kingdoms; or that the Kings or Queens of this Realm, with and by the Authority of Parliament, are not able to make Laws and Statutes of ſufficient Force and Validity to limit and bind the Crown, and the Deſcent, Limitation, Inheritance, and Government thereof; every ſuch Perſon or Perſons ſhall incur the Danger and Penalty of *Præmunire* mentioned in the Statute of *Præmunire* made in *England* in the ſixteenth Year of the Reign of King RICHARD the Second.

Preachers, &c. who ſhall declare and affirm the Queen not to be lawful Queen, &c.

1 W. & M. ſt. 2, c. 2.

11 & 12 W. 3. c. 2.

To incur the Penalty of Præmunire.

16 R. 2. c. 5.

III. Provided always, and be it enacted by the Authority aforeſaid, That no Perſon ſhall be proſecuted by Virtue of this Act for any Words ſpoken, unleſs the Information of ſuch Words be given upon Oath to one or more Juſtice or Juſtices of the Peace within three Days after ſuch Words ſpoken, and the Proſecution of ſuch Offence be within three Months after ſuch Information; and that no Perſon ſhall be convicted by Virtue of this Act for any ſuch Words ſpoken, but by the Oaths of two credible Witneſſes.

No Proſecution unleſs Information be within 3 Days after Words ſpoken.

IV. And be it further enacted by the Authority aforeſaid, That this preſent Parliament, or any other Parliament which ſhall hereafter be ſummoned and called by her Majeſty Queen ANNE, her Heirs or Succeſſors, ſhall not be determined or diſſolved by the Death or Demiſe of her ſaid Majeſty, her Heirs or Succeſſors, but ſuch Parliament ſhall, and is hereby enacted to continue, and is hereby impowered and required, if ſitting at the Time of ſuch Demiſe, immediately to proceed to act, notwithſtanding ſuch Death or Demiſe, for and during the Term of ſix Months, and no longer, unleſs the ſame be ſooner prorogued or diſſolved by ſuch Perſon to whom the Crown of this Realm of *Great Britain* ſhall come, remain and be, according to the Acts for limiting and ſettling the Succeſſion, and for the Union above mentioned; and if the ſaid Parliament ſhall be prorogued, then it ſhall meet and ſit on and upon the Day unto which it ſhall be prorogued, and continue for the Reſidue of the ſaid Time of ſix Months, unleſs ſooner prorogued or diſſolved as aforeſaid.

Parliament not to be diſſolved by Queen's Death.

But continue for 6 Months after.

V. And be it further enacted by the Authority aforeſaid, That if there be a Parliament in Being, at the Time of the Death of her Majeſty, her Heirs or Succeſſors, but the ſame happens to be ſeparated by Adjournment or Prorogation, ſuch Parliament ſhall immediately after ſuch Demiſe meet, convene and ſit, and ſhall act, notwithſtanding ſuch Death or Demiſe, for and during the Time of ſix Months, and no longer, unleſs the ſame ſhall be ſooner prorogued or diſſolved as aforeſaid.

Parliament to meet immediately after Death.

VI. And be it further enacted by the Authority aforeſaid, That in caſe there is no Parliament in Being at the Time of ſuch Demiſe that hath met and ſat, then the laſt preceding Parliament ſhall immediately convene, and ſit at *Weſtminſter*, and be a Parliament to continue as aforeſaid, to all Intents and Purpoſes, as if the ſame Parliament had never been diſſolved, but ſubject to be prorogued and diſſolved as aforeſaid.

In caſe there be no Parliament, then the laſt preceding to meet.

VII. Provided always, and it is hereby declared, That nothing in this Act contained ſhall extend, or be conſtrued to extend to alter or abridge the Power of the Queen, her Heirs or Succeſſors, to prorogue or diſſolve Parliaments, nor to repeal, or make void one Act of Parliament made in *England* in the ſixth Year of the Reign of their ſaid late Majeſties King WILLIAM and Queen MARY, intituled, *An Act for the frequent Meeting and Calling of Parliaments*; but that the ſaid Act ſhall continue in Force in every Thing that is not contrary to, or inconſiſtent with the Direction of this Act; and the ſaid Act for the frequent

Not to abridge Queen's Power to prorogue or diſſolve Parliaments.

6 W. & M. c. 2.

To extend to the Parliament of Great Britain.

quent Meeting and Calling of Parliaments is hereby declared and enacted to extend to the Parliament of *Great Britain*, as fully and effectually, to all Intents, Conſtructions, and Purpoſes, as if the ſame were herein and hereby particularly recited and enacted.

Privy Council not to be diſſolved by Queen's Death.

VIII. And be it further enacted by the Authority aforeſaid, That the Privy Council of her Majeſty, her Heirs or Succeſſors for the Kingdom of *Great Britain*, ſhall not be determined or diſſolved by the Death or Demiſe of her Majeſty, her Heirs or Succeſſors; but ſuch Privy Council ſhall continue and act as ſuch by the Space of ſix Months next after ſuch Demiſe, unleſs ſooner determined by the next Succeſſor to whom the Imperial Crown of this Realm is limited and appointed to go, remain, and deſcend; nor

Nor the Places of the great Officers.

ſhall the Office or Place of Lord Chancellor or Lord Keeper of the Great Seal of *Great Britain*, or of Lord High Treaſurer of *Great Britain*, Lord Preſident of the Council for *Great Britain*, Lord Privy Seal of *Great Britain*, Lord High Admiral of *Great Britain*, or of any of the Great Officers of the Queen or

Nor any Offices Civil or Military.

King's Houſhold for the Time being; nor ſhall any Office, Place, or Employment, Civil or Military, within the Kingdoms of *Great Britain* or *Ireland*, Dominion of *Wales*, Town of *Berwick* upon *Tweed*, Iſles of *Jerſey*, *Guernſey*, *Alderney*, and *Sarke*, or any of her Majeſty's Plantations, become void by Reaſon of the Demiſe or Death of her preſent Majeſty, her Heirs or Succeſſors, Queens or Kings of this Realm; but the ſaid Lord Chancellor or Lord Keeper of the Great Seal of *Great Britain*, the Lord High Treaſurer of *Great Britain*, the Lord Preſident of the Council, the Lord Privy Seal, the Lord High Admiral of *Great Britain*, the Great Officers of the Houſhold, and every other Perſon and Perſons in any of the Offices, Places, and Employments aforeſaid, ſhall continue in their reſpective Offices, Places, and Employ-

But continue for 6 Months.

ments, for the Space of ſix Months next after ſuch Death or Demiſe, unleſs ſooner removed and diſcharged by the next in Succeſſion as aforeſaid.

Great Seal, &c. to be uſed.

IX. And be it further enacted by the Authority aforeſaid, That the Great Seal of *Great Britain*, the Privy Seal, Privy Signet, and all other Publick Seals in Being, at the Time of the Demiſe of her Majeſty, her Heirs or Succeſſors, ſhall continue and be made uſe of as the reſpective Seals of the Succeſſor, until ſuch Succeſſor ſhall give Order to the contrary.

On Queen's Death, Privy Council to cauſe the next Proteſtant Succeſſor to be proclaimed;

X. And be it further enacted by the Authority aforeſaid, That whenſoever her Majeſty (whom God long preſerve) ſhall happen to demiſe and depart this Life without Iſſue of her Body, the Privy Council for *Great Britain* in Being, at the Time of ſuch Demiſe of her Majeſty, ſhall with all convenient Speed cauſe the next Proteſtant Succeſſor entitled to the Crown of *Great Britain*, by Virtue of the Acts before mentioned, to be openly and ſolemnly proclaimed in *Great Britain* and *Ireland*, in ſuch Manner and Form as the preceding Kings and Queens reſpectively have been uſually proclaimed after the Demiſe of their reſpective Predeceſſors; and that all and every Member and Members of the ſaid Privy Council, wilfully neglecting or refuſing to cauſe ſuch Proclamation to be made, ſhall be guilty of High Treaſon, and being thereof lawfully convicted, ſhall be adjudged Traitors, and ſhall ſuffer Pains of Death, and all Loſſes and Forfeitures as in Caſes of High Treaſon; and alſo all and every Officer and Officers within the ſaid Kingdoms of *Great Britain* and *Ireland*, who ſhall by the ſaid Privy Council be required to make ſuch Proclamations, and ſhall wilfully refuſe or neglect to make the ſame, ſhall be guilty of High Treaſon,

on Pain of High Treaſon.

and being thereof lawfully convicted ſhall be adjudged Traitors, and ſhall ſuffer Pains of Death, and all Loſſes and Forfeitures as in Caſes of High Treaſon.

In caſe Succeſſor be out of the Realm at Queen's Death;

'XI. And becauſe it may happen that the next Proteſtant Succeſſor may, at the Time of ſuch Demiſe 'of her Majeſty, be out of the Realm of *Great Britain* in Parts beyond the Seas;' Be it therefore enacted by the Authority aforeſaid, That for the continuing of the Adminiſtration of the Government in the Name of ſuch Proteſtant Succeſſor, until her or his Arrival in *Great Britain*, the ſeven Officers herein after named, who ſhall be in the Poſſeſſion of their Offices at the Time of ſuch Demiſe of her Majeſty,

Seven Lords Juſtices appointed.

that is to ſay, The Archbiſhop of *Canterbury* at that Time being, the Lord Chancellor or Lord Keeper of the Great Seal of *Great Britain* at that Time being, the Lord High Treaſurer of *Great Britain* at that Time being, the Lord Preſident of the Council for *Great Britain* at that Time being, the Lord Privy Seal of *Great Britain* at that Time being, the Lord High Admiral of *Great Britain* at that Time being, and the Lord Chief Juſtice of the *Queen's Bench* at that Time being, ſhall be and are, by Virtue of this Act, conſtituted and appointed Lords Juſtices of *Great Britain*, and are and ſhall be, by Virtue of this Act, impowered, in the Name of ſuch Succeſſor, and in her and his Stead, to uſe, exerciſe, and execute all Powers, Authorities, Matters, and Acts of Government, and Adminiſtration of Government, in as full and ample Manner as ſuch next Succeſſor could uſe or execute the ſame, if ſhe or he were preſent in Perſon within this Kingdom of *Great Britain*, until ſuch Succeſſor ſhall arrive, or otherwiſe determine their Authority.

The Succeſſor (by three Inſtruments) may add ſeven others.

XII. Nevertheleſs, be it further enacted by the Authority aforeſaid, That ſuch Perſon who by the Limitations aforeſaid is or ſhall be next to ſucceed to the Crown of this Realm, in caſe of her Majeſty's Demiſe without Iſſue, ſhall and is hereby impowered, at any Time during her Majeſty's Life, by three Inſtruments under her or his Hand and Seal, revocable or to be altered at her and his Will and Pleaſure, to nominate and appoint ſuch and ſo many Perſons, being natural born Subjects of this Realm of *Great Britain*, as ſhe or he ſhall think fit, to be added to the ſeven Officers before named, to be Lords Juſtices as aforeſaid; who ſhall be impowered, by Authority of this Act, to act with them as Lords Juſtices of *Great Britain*, as fully and in the ſame Manner as if they had been herein particularly named: Which ſaid Lords Juſtices, or the major Part of them, which ſhall aſſemble, ſo as ſuch major Part be not fewer than five, ſhall and may uſe and exerciſe all the Powers and Authorities before mentioned, as fully and effectually, to all Intents and Purpoſes, as if all of them had been aſſembled together and conſenting.

The three Inſtruments to be tranſmited into Great Britain,

XIII. And be it enacted by the Authority aforeſaid, That the ſaid three Inſtruments, revocable and to be altered as aforeſaid, ſhall be tranſmitted into *Great Britain*, to the Reſident of ſuch Perſon next to ſucceed as aforeſaid, whoſe Credentials ſhall be enrolled in the High Court of *Chancery*, and to the Archbi-

ſhop of *Canterbury*, and the Lord Chancellor or Lord Keeper of the Great Seal of *Great Britain*, cloſe ſealed up; and after they are ſo tranſmitted, ſhall be put into ſeveral Covers, which ſhall be ſeverally ſealed up with three ſeveral Seals of ſuch Reſident, and of the Archbiſhop of *Canterbury*, and of the Lord Chancellor or Lord Keeper of the Great Seal of *Great Britain*; and one of them, after it is ſo ſealed up, ſhall be lodged and depoſited in the Hands of ſuch Reſident, one other of them in the Hands of the ſaid Archbiſhop of *Canterbury*, and one other of them in the Hands of the Lord Chancellor or Lord Keeper of the Great Seal of *Great Britain*: And that if the next Succeſſor ſhall be minded to revoke or alter her or his Nomination or Appointment made as aforeſaid, and ſhall by three Writings of the ſame Tenor, under her or his Hand and Seal, require the ſaid Inſtruments depoſited as aforeſaid, to be delivered up to ſome Perſon or Perſons thereby authorized to receive the ſame; then and in ſuch Caſe the ſaid Perſons with whom the ſaid Inſtruments ſhall be depoſited, and every of them, and in caſe of any of their Deaths, their Executors or Adminiſtrators reſpectively, and every other Perſon in whoſe Cuſtody any of the ſaid Inſtruments ſhall happen to be, ſhall deliver up the ſaid Inſtruments accordingly; and they are hereby reſpectively authorized and required ſo to do: And if any of the ſaid Perſons with whom the ſaid Inſtruments ſhall be ſo depoſited ſhall happen to die, or be removed from their reſpective Offices or Imployments, during the Life of her preſent Majeſty, ſuch Perſon and Perſons, and in caſe of any of their Deaths, their Executors or Adminiſtrators reſpectively, and every other Perſon in whoſe Cuſtody any of the ſaid Inſtruments ſhall happen to be, ſhall, with all convenient Speed, deliver ſuch of them as ſhall be in his or their Cuſtody, to the Succeſſor or Succeſſors of the Perſon ſo dying or removed as aforeſaid; which ſaid ſeveral Inſtruments ſo ſealed up and depoſited as aforeſaid, ſhall immediately after the Demiſe of her Majeſty without Iſſue, be brought before the Privy Council, where the ſame ſhall be forthwith opened and read, and afterwards inrolled in the High Court of *Chancery*.

and ſeverally ſealed up and depoſited, &c.

XIV. And be it further enacted by the Authority aforeſaid, That if any of the ſaid Perſons with whom the ſaid Inſtruments ſhall be depoſited as aforeſaid, or any of their Executors or Adminiſtrators, or any other Perſon in whoſe Cuſtody the ſame ſhall happen to be after the Deceaſes of any of the ſaid Perſons, ſhall open any of the ſaid Inſtruments, or ſnall wilfully neglect or refuſe to produce before the ſaid Privy Council as aforeſaid, ſuch of the ſaid Inſtruments as ſhall be in his or their Cuſtody as aforeſaid, every ſuch Perſon ſo opening, neglecting or refuſing, ſhall incur the Pains and Penalties of a *Præmunire* inflicted by the ſaid Statute of *Præmunire*.

Perſons opening any of the ſaid Inſtruments, &c. guilty of a Præmunire.

16 R. 2. c. 5.

XV. And be it further enacted by the Authority aforeſaid, That if all the ſaid Inſtruments depoſited as aforeſaid, ſhall not be produced before the ſaid Privy Council as aforeſaid, then any one or more of the ſaid Inſtruments ſo produced as aforeſaid, ſhall be as effectual to give ſuch Authority as aforeſaid, to the Perſons therein named, as if all of them had been produced as aforeſaid: And if there be not any Nomination by ſuch Inſtruments, then the ſaid ſeven Officers, or any five of them, are conſtituted and appointed to be Lords Juſtices of *Great Britain*, and are hereby inveſted with the Powers and Authorities mentioned in this Act.

Any one of the Inſtruments produced to the Privy Council, to be effectual.

XVI. And be it further enacted by the Authority aforeſaid, That any Nomination and Appointment already made by the next Succeſſor, ſignified by ſuch Inſtruments depoſited as aforeſaid, purſuant to the ſaid former Act for the better Security of her Majeſty's Perſon and Government, and of the Succeſſion to the Crown of *England* in the Proteſtant Line, ſhall be deemed and taken to be as effectual for conſtituting and appointing the Perſons ſo nominated Lords Juſtices of *England* to be Lords Juſtices of *Great Britain*, to all Intents, Conſtructions and Purpoſes, as if ſuch Nomination and Appointment were made purſuant to this Act.

Nomination of Lords Juſtices by Succeſſor, already made, to be as effectual as if appointed by this Act.

XVII. And be it further enacted, That the ſaid Lords Juſtices conſtituted as aforeſaid, ſhall not diſſolve the Parliament continued and ordered to aſſemble and ſit as aforeſaid, without expreſs Direction from ſuch ſucceeding Queen or King; and that the ſaid Lords Juſtices ſhall be, and are hereby reſtrained and diſabled from giving the Royal Aſſent in Parliament to any Bill or Bills for the repealing or altering the Act made in *England* in the thirteenth and fourteenth Years of the Reign of King Charles the Second, intituled, *An Act for the Uniformity of publick Prayers, and Adminiſtration of Sacraments, and other Rites and Ceremonies; and for eſtabliſhing the Form for making, ordaining, and conſecrating Biſhops, Prieſts, and Deacons in the Church of* England; or the Act made in *Scotland* in the laſt Seſſion of Parliament there, intituled, *Act for ſecuring the Proteſtant Religion, and Preſbyterian Church Government*; and all and every the ſaid Lords Juſtices concurring in giving the Royal Aſſent to any Bill or Bills for repealing or altering the ſaid Acts, or either of them, ſhall be guilty of High Treaſon, and ſuffer and forfeit as in Caſes of High Treaſon.

Lords Juſtices not to diſſolve the Parliament without Direction, not alter 13 & 14 Car. 2. c. 4. or an Act made in Scotland.

XVIII. And be it further enacted by the Authority aforeſaid, That the ſaid Lords Juſtices before they act or intermeddle in their ſaid Offices, or any of the Authorities hereby to them given, ſhall take the Oaths mentioned in an Act made in *England* in the firſt Year of the Reign of their late Majeſties King William and Queen Mary, intituled, *An Act for abrogating the Oaths of Allegiance and Supremacy, and appointing other Oaths*; and alſo the Oath herein after expreſſed and enacted to be taken after the Demiſe of her Majeſty without Iſſue of her Body; which ſaid Oaths ſhall be taken before the Privy Council appointed to continue by Virtue of this Act, who are hereby required and impowered to adminiſter the ſame; and that all the Members of both Houſes of Parliament, and every Member of the Privy Council, and all Officers or Perſons in any Offices, Places, or Imployments Civil or Military, who are or ſhall be by this Act continued as aforeſaid, ſhall take the ſaid Oaths, and do all other Acts requiſite by the Laws and Statutes of this Realm, to qualify themſelves to be and continue in ſuch their reſpective Places, Offices and Imployments, within ſuch Time, and in ſuch Manner, and under ſuch Pains, Penalties, and Diſabilities, as they ſhould or ought to do, had they been newly elected, appointed, conſtituted, or put into ſuch Offices, Places, or Imployments in the uſual and ordinary Way. XIX. And

Lords Juſtices to take the Oaths, 1 W. & M. ſt. 1. c. 8.

By 1 Geo. 2. ſtat. 1. c. 5. And by 1 Geo. 2. ſtat. 2. c. 23. Repealed as to Officers qualifying themſelves anew.

And be deemed Officers of Truſt.

XIX. And it is hereby further enacted and declared, That all and every the Perſons that ſhall be any of the Lords Juſtices by Virtue of this Act, ſhall be deemed and taken as Perſons executing Offices of Truſt within *England*, and ſhall be required to do all Acts requiſite by the Laws and Statutes of *England*, to qualify themſelves to be and continue in their ſaid Offices or Places of Truſt, within ſuch Times, and in ſuch Manner, and under ſuch Pains, Penalties, and Diſabilities as in and by the ſaid Act are required.

After Queen's Death, 1 Ann. ſtat. 1. c. 22.

following Oath to be taken.

XX. And be it further enacted by the Authority aforeſaid, That from and after the Demiſe of her Majeſty without Iſſue of her Body, inſtead of the Oath appointed to be taken by the Act, intituled, *An Act for the further Security of her Majeſty's Perſon, and the Succeſſion of the Crown in the Proteſtant Line, and for extinguiſhing the Hopes of the pretended Prince of* Wales, *and all other Pretenders, and their open and ſecret Abettors, and for declaring the Aſſociation to be determined*, the following Oath ſhall be taken by all Perſons required by the ſaid Act to take the ſaid Oath therein mentioned, and hereby altered and changed (that is to ſay)

The Oath.

'I *A. B.* do truly and ſincerely acknowledge, profeſs, teſtify, and declare in my Conſcience, before God and the World, That our Sovereign is lawful and rightful of this Realm, and of all other Majeſties Dominions and Countries thereunto belonging. And I do ſolemnly and ſincerely declare, That I do believe in my Conſcience, that the Perſon pretended to be Prince of *Wales* during the Life of the late King JAMES, and ſince his Deceaſe pretending to be, and taking upon himſelf the Stile and Title of King of *England*, by the Name of JAMES the Third, hath not any Right or Title whatſoever to the Crown of this Realm, or any other the Dominions thereto belonging: And I do renounce, refuſe, and abjure any Allegiance or Obedience to him. And I do ſwear, That I will bear Faith and true Allegiance to and will defend to the utmoſt of my Power, againſt all traiterous Conſpiracies and Attempts whatſoever which ſhall be made againſt Perſon, Crown, or Dignity. And I will do my utmoſt Endeavour to diſcloſe and make known to Majeſty and Succeſſors all Treaſons and traiterous Conſpiracies which I ſhall know to be againſt or any of them. And I do faithfully promiſe, to the utmoſt of my Power, to ſupport, maintain, and defend the Succeſſion of the Crown againſt him the ſaid JAMES, and all other Perſons whatſoever, as the ſame by an Act, intituled, *An Act for the further Limitation of the Crown, and better ſecuring the Rights and Liberties of the Subject*, is and ſtands limited to the Princeſs *Sophia*, Electreſs and Dutcheſs Dowager of *Hanover*, and the Heirs of her Body, being Proteſtants. And all theſe Things I do plainly and ſincerely acknowledge and ſwear, according to the expreſs Words by me ſpoken, and according to the plain and common Senſe and Underſtanding of the ſame Words, without any Equivocation, mental Evaſion, or ſecret Reſervation whatſoever. And I do make this Recognition, Acknowledgment, Abjuration, Renunciation, and Promiſe, heartily, willingly and truly, upon the true Faith of a Chriſtian.'

11 & 12 W. 3. c. 2.

So help me GOD.

How Blanks in the Oath ſhall be filled up.

XXI. The Blanks of which Oath ſhall be filled up with the Name of her or him, as Queen, or King, who ſhall be next in Succeſſion, according to the ſaid Act for the further Limitation of the Crown, and better ſecuring the Rights and Liberties of the Subject, when the ſaid Oath is to take Place, and with the other proper Additions of the Words *Her*, *His*, or *Him*, and from and after the Death of the ſaid pretended Prince of *Wales*, theſe Words following, *viz.* ['And I do ſolemnly and ſincerely declare, That I do believe in my Conſcience, that the Perſon pretended to be Prince of *Wales*, during the Life of the late King JAMES, and ſince his Deceaſe pretending to be, and taking upon himſelf the Stile and Title of King of *England*, by the Name of JAMES the Third, hath not any Right or Title whatſoever to the Crown of this Realm, or any other the Dominions thereto belonging: And I do renounce, refuſe, and abjure any Allegiance or Obedience to him'] ſhall be left out, and alſo the Words ['againſt him the ſaid JAMES, and all other Perſons whatſoever'] ſhall be omitted, and inſtead thereof ſhall be inſerted ['againſt all Perſons whatſoever.']

The Succeſſor may uſe any Seal before her or his Arrival in Great Britain.

XXII. And be it further enacted by the Authority aforeſaid, That ſuch next ſucceeding Queen or King ſhall and may make uſe of any Seal, to affix to any Writing or Inſtrument, which ſhe or he ſhall, before her or his Arrival in *Great Britain*, make and paſs, to execute and do, or cauſe to be executed or done, any regal Act; and it being ſignified by ſuch Writing or Inſtrument, that the ſame ſhall have the ſame Effect as if paſſed under the Great Seal of *Great Britain*, or any other publick Seal uſed there, the ſame ſhall be of the ſame Force and Effect, as if it were actually ſealed by the Great Seal of *Great Britain*, or ſuch other publick Seal, which the ſame is declared to be intended to have the Force and Effect of in ſuch Writing or Inſtrument.

Parliament called by Lords Juſtices not to be diſſolved by Arrival of Succeſſor.

XXIII. And be it further declared and enacted, That if, after the Death of her Majeſty without Iſſue, and before the Arrival of any ſucceeding Queen or King in *Great Britain*, any Parliament ſhall be called by the Lords Juſtices, by Writs teſted in their Names; by the Arrival of ſuch ſucceeding Queen or King in *Great Britain*, ſuch Parliament ſhall not be diſſolved, but after ſuch Arrival ſhall proceed without any new Summons.

Proviſo in caſe any of the 7 Great Offices be in Commiſſion at Queen's Death.

XXIV. Provided always, That if any of the aforeſaid ſeven Officers, other than the Office of Lord High Treaſurer of *Great Britain*, ſhall be in Commiſſion at the Time of ſuch Demiſe of her Majeſty, that then the firſt Commiſſioner of ſuch reſpective Commiſſion ſhall be one of the ſaid Lords Juſtices of *Great Britain*, and uſe, exerciſe, and execute all Powers, Authorities, Matters, and Acts of Government by this Act veſted in the ſaid Lords Juſtices of *Great Britain*, according to the Directions and Proviſions of this

this Act, in as full and ample Manner as if such Office or Offices were in the Hands of a single Person. Provided, that if there be no Lord High Treasurer of *Great Britain*, and the Office of Treasurer of the Exchequer shall be in Commission, then the first in that Commission shall be one of the Lords Justices of *Great Britain*.

Persons in Office, &c. made incapable of being elected Members of the House of Commons.

XXV. And be it further enacted by the Authority aforesaid, That no Person, who shall have in his own Name, or in the Name of any Person or Persons in Trust for him, or for his Benefit, any new Office or Place of Profit whatsoever under the Crown, which at any Time since the five and twentieth Day of *October* in the Year of our Lord one thousand seven hundred and five, have been created or erected, or hereafter shall be created or erected, nor any Person who shall be a Commissioner, or Sub-Commissioner of Prizes, Secretary or Receiver of the Prizes, nor any Comptroller of the Accounts of the Army, nor any Commissioner of Transports, nor any Commissioner of the Sick and Wounded, nor any Agent for any Regiment, nor any Commissioner for any Wine Licences, nor any Governor or Deputy Governor of any of the Plantations, nor any Commissioners of the Navy imployed in any of the Out-Ports, nor any Person having any Pension from the Crown during Pleasure, shall be capable of being elected, or of sitting or voting as a Member of the House of Commons in any Parliament which shall be hereafter summoned and holden.

By 1 Geo. 1. Stat. 2. c. 56. No Pensioner for Years shall sit in the House, &c. See 15 Geo. 2. c. 22.

Accepting Office of Profit while a Member, Election void: But may be again elected.

XXVI. Provided always, That if any Person being chosen a Member of the House of a Commons, shall accept of any Office of Profit from the Crown, during such Time as he shall continue a Member, his Election shall be, and is hereby declared to be void, and a new Writ shall issue for a new Election, as if such Person so accepting was naturally dead. Provided nevertheless, That such Person shall be capable of being again elected, as if his Place had not become void as aforesaid.

No Office to be executed by too many Commissioners.

XXVII. Provided also, and be it enacted, That in order to prevent for the future too great a Number of Commissioners to be appointed or constituted for the executing of any Office, that no greater Number of Commissioners shall be made or constituted for the Execution of any Office, than have been imployed in the Execution of such respective Office at some Time before the First Day of this present Parliament.

Not to extend to Officers in the Navy or Army.

XXVIII. Provided also, That nothing herein contained shall extend, or be construed to extend to any Member of the House of Commons, being an Officer in her Majesty's Navy or Army, who shall receive any new, or other Commission in the Navy or Army respectively.

Persons disabled, if returned as Members, such Election and Return void.

XXIX. And be it further enacted, That if any Person hereby disabled, or declared to be incapable to sit or vote in any Parliament hereafter to be holden, shall nevertheless be returned as a Member to serve for any County, Stewartry, City, Town, or Cinque Port, in any such Parliament, such Election and Return are hereby enacted and declared to be void to all Intents and Purposes whatsoever; and if any Person disabled, or declared incapable by this Act to be elected, shall after the Dissolution or Determination of this present Parliament presume to sit or vote as a Member of the House of Commons in any Parliament to be hereafter summoned, such Person so sitting or voting shall forfeit the Sum of five hundred Pounds, to be recovered by such Person as shall sue for the same in *England*, by Action of Debt, Bill, Plaint or Information, wherein no Essoin, Protection or Wager of Law shall be allowed, and only one Imparlance.

Penalty on sitting.

XXX. And be it further enacted and declared, That every Person disabled to be elected, or to sit or vote in the House of Commons of any Parliament of *England*, shall be disabled to be elected, or to sit or vote in the House of Commons of any Parliament of *Great Britain*.

No Commissioner for the Equivalent disabled from being elected. *See farther c. 14. and 8 Ann. c. 15.*

XXXI. And be it further enacted, by the Authority aforesaid, That no Person, who now is a Commissioner for disposing the Sum of three hundred ninety-eight thousand and eighty-five Pounds ten Shillings, and all other Sums arising to *Scotland* by Way of Equivalent, upon the Agreements, and to the Purposes mentioned in the Articles of Union of the two Kingdoms, shall, for, or by Reason of such Commission, or any other Commission for disposing the said Equivalent, or any Part thereof, or the Execution of any such Commission, or any Thing relating thereunto, be disabled from being elected a Member of Parliament, or sitting or voting as such in this or any future Parliament.

CAP. VIII.

An Act for incouraging the Dressing and Dying of Woollen Clothes within this Kingdom, by laying a Duty upon Broad Cloth exported White.

4 *Ed.* 4. *c.* 1. 1 *R.* 3. *c.* 8. Duty of 5 *s.* to be paid for every Broad Cloth exported. Continued for thirty-two Years by 9 Annæ, c. 6. and perpetuated by 3 Geo. 1. c. 6.

'I. WHEREAS it has been found necessary towards supporting the Woollen Manufacture of this Kingdom, that Woollen Cloth, commonly called Broad Cloth, be exported White:' Now, to the Intent that such Exportation may not be prejudicial to the Dressing or Dying of Woollen Clothes within this Kingdom, We your Majesty's most dutiful Subjects the Commons of *Great Britain* in Parliament assembled, do humbly pray your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That a Duty of five Shillings shall be paid to her Majesty, her Heirs and Successors, for every white woollen Cloth, commonly called Broad Cloth, which shall be exported out of this Kingdom into foreign Parts.

Cloth shipt before Duty paid, forfeited.

II. And be it further enacted, by the Authority aforesaid, That if any Person or Persons shall export, or ship on any Boat or Vessel, in order to Exportation into foreign Parts, any white woollen Cloth or Clothes, commonly called Broad Cloth, without first paying the Duty aforesaid, such Person or Persons shall forfeit every such Cloth and Clothes, which shall be so shipped in order to Exportation, contrary to the Intent and Meaning of this Act, or the Value of such Cloth or Clothes; one Moiety thereof to her Majesty, her Heirs and Successors; the other Moiety to such Person as shall seize, inform, or sue for the same.

Farther Provisions relating hereto, 7 Ann. c. 13. 10 Ann. c. 16. 1 Geo. 1. c. 15. and 41. 11 Geo. 1. c. 24. 7 Geo. 2. c. 25. 11 Geo. 2. c. 28. and 14 Geo. 2. c. 35.

CAP. IX.

An Act for the Exportation of White Woollen Cloth.

14 and 15 H. 8. c. 3.

'WHEREAS by an Act of Parliament made in the fourteenth and fifteenth Years of the Reign of King HENRY the Eighth, intituled, *Touching Worſted Weavers of* Yarmouth *and* Lynn, it is amongſt other Things enacted, That no Perſon or Perſons any Time after convey or tranſport into any of the Parts beyond the Sea, any Manner of Clothes or Worſteds before the ſame Clothes be ſhorn, dyed, coloured, and calendred, upon Pain of forfeiting the Value thereof: And whereas in the ſixth Year of the Reign of Queen ELIZABETH a Patent was granted to the *Hamborough* Company for ever, with Liberty to export thirty thouſand Clothes, though not wrought or dreſſed, twenty-five thouſand whereof to be above the Value of three Pounds, and under the Value of ſix Pounds *per* Cloth, and the other five thouſand to be above the Value of four Pounds *per* Cloth: And whereas in the eight and twentieth Year of the Reign of King CHARLES the Second, another Patent was granted to Sir *James Hayes*, and Sir *Peter Apſley*, Knights, in Truſt for the late Counteſs of *Portland*, for the Term of one and twenty Years, to licenſe the Exportation of all Manner of Woollen Clothes, white as well as coloured, though not barbed, rowed, ſhorn or dreſſed, without Limitation as to Price or Number, with Power to agree and compound with the Exporter for the *quantum* to be paid them for the Licence to export the ſame: And whereas the laſt mentioned Patent expired in or about the Month of *May* in the Year of our Lord one thouſand ſeven hundred and ſeven, ſince the Expiration of which ſaid Patent, the Officers of her Majeſty's Cuſtoms have put a Stop to the Exportation of all white Clothes; and ſome Doubts have ariſen whether the ſame may be exported, notwithſtanding the many good Laws that have been made for the Encouragement of the Woollen Manufacture: And whereas there are great Quantities of white Woollen Clothes now ready to be ſhipt off, and exported into Parts beyond the Seas, where there is a great Demand for the ſame, and it hath been the Wiſdom of this Nation in all Ages, to give all due Encouragement to the Woollen Manufacture thereof:' For preventing therefore of all Doubts that have or may ariſe concerning the Exportation of white Woollen Cloth, and for the better Encouragement of the Woollen Manufacture of this Kingdom, and Employment of the Poor, Be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons in Parliament aſſembled, and by the Authority of the ſame, That it ſhall and may be lawful for any Perſon or Perſons whatſoever to export out of the Kingdom of *Great Britain*, or Dominion of *Wales*, any white Woollen Cloth whatſoever, made or manufactured within the ſaid Kingdom of *Great Britain* or Dominion of *Wales*; any Law, Statute, Ordinance, Cuſtom, Preſcription or Proviſion whatſoever, to the contrary notwithſtanding.

Patent granted 6 Eliz. to the Hamborough Company.

Patent 28 Car. 2. to the Counteſs of Portland for Twenty-one Years.

All white Woollen Cloth whatever made in Great Britain, &c. may be exported.

See the References to the foregoing Chapter.

EXP.

CAP. X.

An Act for the better recruiting her Majeſty's Land-Forces and the Marines, for the Service of the Year one thouſand ſeven hundred and eight.

CAP. XI.

An Act for continuing one Half-Part of the Subſidies of Tonnage and Poundage, and other Duties upon Wines, Goods and Merchandizes imported, which were granted to the Crown in the Twelfth Year of the Reign of King CHARLES the Second, and for ſettling a Fund thereby, and by other Ways and Means, for Payment of Annuities, not exceeding eighty thouſand Pounds *per Annum*, to be ſold for raiſing a further Supply to her Majeſty for the Service of the Year one thouſand ſeven hundred and eight, and other Uſes therein expreſſed.

'I. MOST Gracious Sovereign; Whereas ſeveral Subſidies of Tonnage and Poundage, and other Duties and Sums of Money, upon Wines, Goods, and other Merchandizes, were given and granted unto his late Majeſty King CHARLES the Second (of Bleſſed Memory) for his Life, by an Act of Parliament made in the twelfth Year of his Reign, intituled, *A Subſidy granted to the King of Tonnage and Poundage, and other Sums of Money payable upon Merchandizes exported and imported*, and by the Book of Rates thereunto annexed; which Subſidies of Tonnage and Poundage, and other Duties and Sums of Money, upon Wines, Goods and Merchandizes, as well exported as imported, (with ſome Alterations) were by ſeveral ſubſequent Acts of Parliament granted to continue until the firſt Day of *Auguſt* one thouſand ſeven hundred and ten: And whereas by an Act of Parliament made in the fifth Year of your Majeſty's Reign, (intituled, *An Act for continuing ſeveral Subſidies, Impoſitions, and Duties, and for making Proviſions therein mentioned, to raiſe Money by way of Loan, for the Service of the War, and other her Majeſty's neceſſary and important Occaſions, and for aſcertaining the Wine-Meaſure*) the ſaid Subſidies of Tonnage and Poundage, and other Duties and Sums of Money, were enacted to continue, and be payable to your Majeſty, for and upon all Wines, Goods and Merchandizes, which ſhould be imported at any Time or Times between the laſt Day of *July* one thouſand ſeven hundred and ten and the firſt Day of *Auguſt* one thouſand ſeven hundred and twelve: Now, We your Majeſty's moſt dutiful and loyal Subjects, the Commons of *Great Britain*, in Parliament aſſembled, having reſolved, that a further Sum, not exceeding one million two hundred and eighty thouſand Pounds, be raiſed by Sale of Annuities in the manner

12 Car. 2. c. 4.

5 Annæ, c. 27.

1,280,000l. to be raiſed by Sale of Annuities, whereof 1,020,000l. for the Expence of the War, &c. and 260,000 l. for Payment of the Annuities purchaſed on this Act.

'herein

'herein after mentioned, to wit, one Million and twenty thouſand Pounds thereof for the better enabling 'your Majeſty to defray the Expence of the preſent War, and other your Majeſt's moſt neceſſary and im- 'portant Occaſions; and two hundred and ſixty thouſand Pounds, Reſidue thereof, to be applied in ſuch 'Manner as is herein after mentioned, towards making good the Payment of the Annuities to be purchaſed 'upon this Act,' have, for that End and Purpoſe, chearfully and unanimouſly given and granted, and do by this Act give and grant unto your Majeſty the further Subſidies, Duties, and Sums of Money herein after mentioned; and do moſt humbly beſeech your Majeſty that it may be enacted; and be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That over and above all other Subſidies, additional Duties, Impoſitions and Payments whatſoever, by any former or other Act or Acts of Parliament, or otherwiſe however, already due or payable, or which ought to be paid to her Majeſty, for or upon any Wines, Goods, or Merchandizes whatſoever, imported or to be imported, there ſhall be raiſed, levied, collected, paid, and ſatisfied unto her Majeſty, her Heirs and Succeſſors, for and upon all Wines, Goods, and Merchandizes, which at any Time or Times, from and after the laſt Day of *July* one thouſand ſeven hundred and twelve, within or during the Term of ninety-ſix Years from thence next and immediately enſuing, ſhall be imported or brought into *Great Britain*, one Moiety or half Part of ſuch and the like ſeveral and reſpective Subſidies, Duties, and Sums of Money, as by the ſaid Act of the fifth Year of her Majeſty's Reign are charged or payable within or during the Term or Time thereby granted or limited, for or upon the like imported Wines, Goods, and Merchandizes reſpectively; except ſuch Goods and other Merchandizes as by the ſaid Act of the fifth Year of her Majeſty's Reign, or by any Law now in Force, are exempted from the Payment of the Subſidies or Duties which were firſt granted in the twelfth Year of the Reign of King CHARLES the Second as aforeſaid.

Half Subſidy of Tonnage and Poundage continued from 31 July 1712, for 96 Years.

Perpetuated by 1 Geo. 1. ſtat. 2. c. 12. §. 2.

5 Annæ, c. 27.

Surplus of Money ariſing by this Act how appropriated. 7 Annæ, c. 7. § 32.

Except Goods exempted by former Acts. 12 Car. 2. c. 4.

II. And it is hereby enacted, That in all Caſes where, by the ſaid Act of the fifth Year of her Majeſty's Reign, or by any Act relating thereunto, any Drawbacks or Abatements are to be made of the Whole, or any Part of the Duties thereby impoſed, upon any Wines, Goods or Merchandizes whatſoever, there ſhall be in the like Caſes proportional Drawbacks and Abatements made of the Whole, or Part of the Duties by this Act impoſed upon the ſame Wines, Goods and Merchandizes reſpectively; and that the ſeveral Subſidies and Duties by this Act granted, during the Continuance thereof, ſhall be raiſed, collected, levied, ſecured, and paid, within and throughout the Kingdom of *Great Britain*, by the ſame Ways, Means, and Methods, and under ſuch Penalties and Forfeitures, and with ſuch Allowances, and ſubject to ſuch Rules and Directions, as in and by the ſaid Act of the fifth Year of her Majeſty's Reign, or by any other Act or Acts therein referred unto, are preſcribed or appointed, for the raiſing, collecting, levying, ſecuring, and paying the ſaid Subſidies and Duties, granted by the ſaid Act of the fifth Year of her Majeſty's Reign, during the Continuance thereof; and that every Article, Rule, and Clauſe contained in the ſaid Act of the fifth Year of her Majeſty's Reign, or in any Act or Acts of Parliament therein mentioned, or thereby referred unto, for raiſing, collecting, levying, ſecuring, and paying the ſaid Subſidies and Duties thereby granted, during the Continuance thereof, are and ſhall be by Force of this Act revived, and ſhall be uſed, exerciſed and put in Practice, for the raiſing, levying, collecting and anſwering the Subſidies and Duties granted or impoſed by this preſent Act, during the ſaid Term of ninety-ſix Years, and all Arrearages thereof from time to time, as fully and effectually as if the ſame Articles, Rules, and Clauſes, and every of them, were again particularly and at large recited and re-enacted in the Body of this preſent Act; except only as to ſuch of the ſaid Articles, Rules, and Clauſes, touching which other Proviſions, Alterations or Exemptions are made by any Act or Acts of Parliament now in being, which other Proviſions, Alterations, or Exemptions ſhall be obſerved with Reſpect to the Duties hereby granted, during the Continuance of this Act, in the ſame Manner as they are to be obſerved with reſpect to the ſaid Subſidies formerly granted as aforeſaid.

The ſame Drawbacks, &c. allowed.

Former Powers revived.

5 Annæ, c. 27.

Except where other Proviſion is made.

III. And for the better and more ſure Payment of all the Annuities to be purchaſed on this Act, be it further enacted by the Authority aforeſaid, That all the Monies ariſing from time to time by or for the further Subſidies and Duties by this Act granted or payable (the neceſſary Charges of managing, raiſing, levying, collecting, anſwering, paying, and accounting for the ſame only excepted) ſhall from time to time, from and after the Commencement thereof, for and during the ſaid Term of ninety-ſix Years thereby granted, be brought and paid by the Receiver General, or ſuch Perſon or Perſons as for the time being ſhall have the Receipt thereof (who are hereby required and enjoined to bring and pay the ſame as it ſhall be raiſed) into the Receipt of the Exchequer, for the Purpoſes in this Act expreſſed, diſtinctly and ſeparately from all other Monies whatſoever that are or ſhall be payable by him or them into the ſaid Receipt.

Monies to be paid into the Exchequer ſeparately.

IV. And be it enacted by the Authority aforeſaid, That from and immediately after the Time that all the Principal and Intereſt Monies which by the ſaid Act of the fifth Year of her Majeſty's Reign are charged upon the aforeſaid Subſidies of Tonnage and Poundage thereby granted, ſhall be ſatisfied and paid off, or that Money ſhall be reſerved in the Exchequer ſufficient for that Purpoſe, then one Moiety or half Part of the aforeſaid Subſidies of Tonnage and Poundage, to ariſe by the ſaid Act of the fifth Year of her Majeſty's Reign, for the Remainder of the Term thereby granted, and therein then to come and unexpired (except the neceſſary Charges of raiſing, collecting, levying, and accounting for the ſame) ſhall in like Manner from time to time be brought and paid into the Receipt of the Exchequer for the Purpoſes in this Act expreſſed diſtinctly and apart as aforeſaid, and the ſaid Receiver and Receivers General, or other Perſons who ſhall have the Receipt of the ſaid Moiety or half Part of the ſaid Subſidies and Duties by this or the ſaid former Act granted, and hereby required to be paid into the Receipt of the Exchequer as aforeſaid, ſhall make or cauſe to be made the Payments thereof into the ſaid Receipt of the Exchequer, accord-

After the Principal, &c. charged by 5 Annæ, c. 27. are paid off, then the half Subſidy to be paid weekly into the Exchequer.

ing to the true Meaning of this Act, weekly to wit, on *Wedneſday* in every Week, if it be not an an Holy-day, and if it be, then on the next Day after that is not an Holy-day.

260,000 l. reſerved for diſcharging the quarterly Payments.

V. And for the better ſecuring the quarterly Payments which ſhall grow due upon the Annuities to be purchaſed in purſuance of this Act, before the Monies ariſing by the half Subſidies and Duties before-mentioned can take Place for Payment of the ſame, Be it enacted by the Authority aforeſaid, That the ſaid Sum not exceeding two hundred and ſixty thouſand Pounds, Part of the Contribution Monies to be raiſed by Sale of Annuities upon this Act, or ſo much thereof as ſhall be ſufficient in this Behalf, ſhall and may be reſerved and applied for and towards the diſcharging the quarterly Payments laſt-mentioned.

The half Subſidy, &c. appropriated for Payment of the Annuities.

VI. And be it further enacted by the Authority aforeſaid, That the ſaid half Subſidies and Duties by this Act appointed to be paid into the Exchequer weekly for the Purpoſes in this Act contained, as aforeſaid, and the ſaid Sum not exceeding two hundred and ſixty thouſand Pounds hereby directed to be reſerved out of the Contribution-money as aforeſaid, or ſo much of the ſame Subſidies, Duties, and reſerved Monies as ſhall be ſufficient for anſwering the full and due Payment of all the Annuities to be purchaſed on this Act, and all Arrearages thereof from time to time incurred, are and ſhall be by virtue of this Act, liable and appropriated thereunto, and ſhall not be diverted or divertible to any other Uſe, Intent, or Purpoſe whatſoever, under the Penalties, Forfeitures, and Diſabilities in this Act expreſſed; and all the Monies ariſing by the ſaid half Subſidies, Duties, and Proviſions hereby made, out of which the ſaid Annuities to be purchaſed upon this Act are to be ſatisfied, ſhall be fairly and duly entred in one or more Book or Books to be kept in the Offices of the Auditor of the Receipt, and Clerk of the Pells for that Purpoſe, to which all Perſons concerned at all ſeaſonable Times ſhall have free Acceſs, without Fee or Charge.

To be entred in a Book, &c.

Commiſſioners and other Officers, &c. to be appointed.

VII. And to the End all the Monies by this Act appropriated for Payment of the Annuities to be purchaſed on this Act, may be duly and certainly raiſed and brought into the Receipt of the Exchequer for that Purpoſe, it is hereby further enacted, That from time to time, during the Continuance of this Act, there ſhall be continued or appointed Commiſſioners, and a Receiver or Receivers General, as alſo Comptrollers, Collectors, and other proper Officers for raiſing the ſeveral half Subſidies and Duties by this Act intended for the Payment of the Annuities to be purchaſed thereupon, and for keeping the Accounts of the ſame; and that all Commiſſioners, Receivers General, Comptrollers, Collectors, and other Officers, who are or ſhall be concerned in the managing, raiſing, levying, receiving, collecting or paying the ſame, or in keeping the Accounts thereof, ſhall perform their ſeveral and reſpective Duties therein, as to them reſpectively ſhall appertain, under ſuch and the like Penalties, Forfeitures, and Diſabilities, for any Offence or Neglect therein, or for detaining, diverting, or miſapplying any Part of the ſaid Monies, as are preſcribed and to be inflicted by virtue of an Act of Parliament made and paſſed in the ninth Year of the Reign of his late Majeſty King WILLIAM the Third, of glorious Memory (intituled, *An Act for raiſing a Sum not exceeding two Millions, upon a Fund for Payment of Annuities, after the Rate of eight Pounds* per Centum per Annum, *and for ſettling the Trade to the* Eaſt Indies) for the like Offence or Neglect in relation to the Duties upon Salt, and other Duties upon ſtampt Vellum, Parchment, and Paper thereby granted, or for detaining, diverting, or miſapplying any Part of the Monies which were granted by the Act laſt-mentioned.

Who ſhall be ſubject to the Penalties, &c. in 9 & 10 W. 3. c. 44.

Any Perſons may lend 1,280,000 l. for Purchaſing Annuities at 16 Years Purchaſe.

VIII. And for the raiſing any Sum or Sums of Money, not exceeding in the whole the ſaid Sum of one million and two hundred and eighty thouſand Pounds, for ſuch uſes as aforeſaid, it is hereby further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for any Perſon or Perſons, Natives or Foreigners, Bodies Politick or Corporate, to contribute, advance, and pay into the Receipt of her Majeſty's Exchequer for her Majeſty's Uſe, at or before the reſpective Days and Times in this Act limited in that Behalf, any Sum or Sums of Money, not exceeding in the whole the ſaid Sum of one million two hundred and eighty thouſand Pounds, for purchaſing any Annuity or Annuities to be paid and payable during the full Term of ninety-nine Years, to be reckoned from the four and twentieth Day of *June* in the Year of our Lord one thouſand ſeven hundred and eight, at the Rate of ſixteen Years Purchaſe, which Rate doth amount to the Sum of one hundred and ſixty Pounds for every ſuch Annuity of ten Pounds *per Annum*, and proportionably for any greater Annuity; and the ſame Rate, or Conſideration-money, is hereby appointed to be paid into the ſaid Receipt, at or before the reſpective Days or Times herein after-mentioned, that is to ſay, One fourth Part thereof on or before the twentieth Day of *April* in the Year of our Lord one thouſand ſeven hundred and eight; one other fourth Part thereof on or before the two and twentieth Day of *June* in the Year of our Lord one thouſand ſeven hundred and eight; one other fourth Part thereof on or before the twentieth Day of *Auguſt* in the Year of our Lord one thouſand ſeven hundred and eight; and the remaining fourth Part thereof on or before the twentieth Day of *October* in the Year of our Lord one thouſand ſeven hundred and eight: All which Annuities ſo to be purchaſed, ſhall not exceed in the whole the Sum of eighty thouſand Pounds *per Annum*, and ſhall be paid and payable at the four moſt uſual Feaſts or Days of Payment in the Year; that is to ſay, The Feaſt of St. *Michael* the Archangel, the Birth of our Lord Chriſt, the Annunciation of the bleſſed Virgin *Mary*, and the Nativity of Saint *John* Baptiſt, by even and equal Portions; the firſt Payment thereof to be due at the Feaſt of Saint *Michael* the Archangel, which ſhall be in the Year of our Lord one thouſand ſeven hundred and eight.

Times of Payment.

Annuities not to exceed 80,000 l. per Annum, and to be paid quarterly.

'In Part ſubſcribed into South Sea Stock purſuant to 6 Geo. 1. c. 4.'

Contributors Names to be entred, &c.

IX. And it is hereby enacted, That in the Offices of the Auditor of the Receipt, and Clerk of the Pells in the Exchequer ſeverally, there ſhall be provided and kept a Book or Books, in which there ſhall be fairly entred the Names of all who ſhall be Contributors, and of all Perſons by whoſe Hands the ſaid Contributors ſhall pay in any of the ſaid Sums upon this Act, and alſo the Sum ſo paid: To which Book it ſhall be lawful for the ſaid reſpective Contributors, their Executors, Adminiſtrators, and

and Aſſigns, from time to time, and at all ſeaſonable Times, to have Reſort, and to inſpect the ſame without Fee or Reward.

Annuities charged upon the half Subſidy, &c.

X. And be it further enacted by the Authority aforeſaid, That all and every the Annuities whatſoever, which ſhall be purchaſed upon or in purſuance of this preſent Act, ſhall be and are hereby charged upon, and ſhall be paid and payable from time to time in the firſt Place, and with Preference to all other Payments whatſoever, out of the Monies ariſing from time to time, of or for the ſaid half Subſidies, and other Duties appointed to be brought in weekly for that Purpoſe, as aforeſaid, and out of the ſaid Sum of the Contribution-money hereby appointed to be reſerved, as aforeſaid; and ſo much of the ſaid half Subſidies, Duties, and reſerved Monies ſo appointed, as ſhall be ſufficient to ſatisfy and diſcharge all the Annuities to be purchaſed on this Act, and all the Arrearages thereof, at any Time due or owing, are and ſhall be, by virtue of this Act, appropriated and applied to and for ſatisfying and diſcharging of the ſame Annuities, and ſuch Arrearages thereof accordingly, and ſhall be iſſued, diſpoſed, and applied to that Uſe, and to no other Uſe, Intent, or Purpoſe whatſoever, under the Penalties, Forfeitures, and Diſabilities in this Act expreſſed; any thing herein contained, or other Matter or Thing whatſoever, to the contrary notwithſtanding.

Surplus to be applied to publick Uſe. Farther Proviſions relating hereto, 7 Ann. c. 7. § 32.

XI. Provided always, and it is hereby enacted by the Authority aforeſaid, That if at the End of any Quarter of a Year of the Term for which the Annuities upon this Act are to be purchaſed, the Monies ariſing at the Exchequer of or for the ſaid half Subſidies and Duties by this Act appropriated (the Contribution-money to be reſerved, as aforeſaid, being excepted) ſhall exceed all the Monies then due for or upon the ſame Annuities, and all Arrearages thereof, then or at any Time or Times before that Time incurred, ſo that there ſhall be an Exceſs or Surplus remaining in the Exchequer, ſuch Exceſs or Surplus ſhall be diſpoſable from time to time for the publick Uſe and Service, and not otherwiſe; any thing herein contained to the contrary notwithſtanding.

Contributors entitled to the Annuities, &c.

XII. And be it further enacted by the Authority aforeſaid, That all and every Contributor and Contributors upon this Act, duly paying the Conſideration or Purchaſe-money at the Rate aforeſaid, at or before the reſpective Days or Times in this Act limited in that Behalf, for any ſuch Annuity or Annuities as aforeſaid, or ſuch as he, ſhe, or they ſhall appoint, his, her, or their reſpective Executors, Adminiſtrators, Succeſſors, and Aſſigns, ſhall have, receive and enjoy, and be entitled by virtue of this Act, to have, receive, and enjoy the reſpective Annuity and Annuities ſo to be purchaſed out of the Monies by this Act appropriated or appointed for the Payment thereof, during the ſaid whole Term of ninety-nine Years, to be purchaſed therein, as is above-mentioned; and that all and every ſuch Purchaſers, their Executors, Adminiſtrators, and Aſſigns reſpectively, ſhall have good and ſure Eſtates and Intereſts in the ſeveral Annuities ſo by them to be purchaſed, according to the Tenor and true Meaning of this Act; and that all the ſaid Annuities to be purchaſed on this Act, and every of them, during the Term aforeſaid, ſhall be free from all Taxes, Charges, and Impoſitions whatſoever.

Tax-free.

And to have Tallies and Orders ſtruck, &c.

XIII. And be it further enacted by the Authority aforeſaid, That every Contributor upon this Act for any Annuity or Annuities, as aforeſaid, his, her, or their Executors, Adminiſtrators, or Aſſigns, upon Payment of the Conſideration or Purchaſe-money for the ſame, at the Rate aforeſaid, or any Part or Proportion thereof, within the Time or Times in this Act limited in that Behalf, ſhall immediately have one or more Talley or Tallies levied, importing the Receipt of ſo much Conſideration-money as ſhall be ſo paid; and upon Payment of all the Purchaſe-money for any ſuch Annuity or Annuities, at the Rate aforeſaid, every ſuch Contributor, his her or their Executors, Adminiſtrators, Succeſſors, or Aſſigns reſpectively, ſhall have an Order for paying of the ſaid Annuity and Annuities, for and during the ſaid Term of ninety-nine Years, to be purchaſed therein; which Order ſhall be ſigned by the Treaſurer and Under-Treaſurer of the Exchequer, or any three or more of the Commiſſioners of the Treaſury for the Time being; and after the ſigning thereof, the ſame ſhall be good, valid, and effectual in the Law, according to the Purport and true Meaning thereof, and of this Act, and ſhall not be determinable by or upon the Deaths or Removal of any Treaſurer or Under-Treaſurer of the Exchequer, or any Commiſſioner or Commiſſioners of the Treaſury, or by or upon the Determination of the Power, Office, or Offices of them or any of them; nor ſhall any Lord High Treaſurer of *Great Britain*, Treaſurer of the Exchequer, or any Commiſſioners of the Treaſury now or for the Time being, have Power to revoke, countermand, or make void ſuch Orders ſo ſigned as aforeſaid, or any of them.

5 per Cent. for prompt Payment before 20 April 1708.

XIV. And for the Encouragement of the Contributors to advance and pay forthwith into the Receipt of the Exchequer the Sums by them intended to be advanced upon this Act, it is provided and enacted by the Authority aforeſaid, That every ſuch Contributor who ſhall advance and pay into the ſaid Receipt of Exchequer, all or any Part of the Purchaſe-money payable for any ſuch Annuity or Annuities as aforeſaid, before the ſaid twentieth Day of *April* in the Year of our Lord one thouſand ſeven hundred and eight, his, her, or their Executors, Adminiſtrators, or Aſſigns, ſhall be allowed and paid out of the Contribution-money ariſing by this Act, Intereſt after the Rate of five Pounds *per Centum per Annum* for the prompt Payment of the Money ſo advanced, from the Time of the actual advancing and paying the ſame, until the ſaid twentieth Day of *April* one thouſand ſeven hundred and eight.

Annuities aſſignable, &c.

XV. And be it further enacted, That it ſhall and may be lawful to and for any Contributor or Contributors, his her, or their Executors, Adminiſtrators, Succeſſors, or Aſſigns, at any Time or Times, during the Continuance of his, her, or their Term, Eſtate, or Intereſt of and in any Annuity to be purchaſed upon this Act, by any Writing under his, he, or their Hands and Seals, or under the common Seal of a Corporation, or by his, her, or their laſt Will in Writing, to aſſign or deviſe ſuch Annuity, or any Part thereof, or any Intereſt therein, to any Perſon or Perſons whatſoever, and ſo *toties quoties*; and no ſuch Aſſignment to be revokable, ſo as an Entry or Memorandum of ſuch Aſſignment or Will be made in

Books

Books to be kept for that Purpoſe in the ſaid Office of the Auditor of the Receipt, within the Space of three Months after ſuch Aſſignment, or Death of the Deviſor; and that upon producing ſuch Aſſignment, or Will, or Probate thereof, in the ſaid Office of Receipt, to be entred as aforeſaid, the Party ſo producing the ſame ſhall bring therewith an Affidavit taken before one or more of her Majeſty's Juſtices of the Peace, of the due Execution of the ſaid Aſſignment or Will, which Affidavit ſhall be ſeverally filed in the ſaid Office; which ſaid Entry or Memorandum the proper Officers in the ſaid Receipt of Exchequer are hereby required to make accordingly, and to file the ſaid Affidavits; and in Default of ſuch Aſſignment or Deviſe by Deed or Will, the Intereſt of ſuch Contributor ſhall go to his or her Executors or Adminiſtrators.

Guardian may advance 160l. for Benefit of Infant.

XVI. And it is hereby enacted, That it ſhall and may be lawful for any Guardian or Truſtee, having the Diſpoſal of the Money of any Infant under the Age of one and twenty Years, for the Uſe and Benefit of ſuch Infant, to advance and pay the Sum of one hundred and ſixty Pounds of the Money of ſuch Infant, to purchaſe an Annuity upon this Act, for the Benefit of ſuch Infant; and the ſaid Guardian or Truſtee, as to the ſaid Sum of one hundred and ſixty Pounds ſo advanced, is hereby diſcharged.

Officers of the Exchequer to take no Fee, &c.

XVII. And be it further enacted, for the better Encouragement of Perſons to advance the Monies on this Act, That all Receipts and Iſſues, and all other Things directed by this Act to be performed in the Exchequer, ſhall be done and performed by the Officers there, without demanding or receiving, directly or indirectly, any Fee, Gratuity or Reward for the ſame; and in caſe any of the Officers of the Exchequer ſhall take or demand any ſuch Fee or Reward, or ſhall divert or miſapply any of the Monies of the ſaid half Subſidies, and other Duties or Monies hereby appropriated, or any Part thereof, which ſhould make good the Payment of the ſaid Annuities, or ſhall pay or iſſue out the ſame otherwiſe than according to the Intent of this Act, or ſhall not keep Books or Regiſters, and make Entries, and do and perform all other Things which by this Act they are required to perform; every ſuch Officer ſhall forfeit his Office, and be for ever uncapable of any Office or Place of Truſt, and ſhall anſwer and pay Treble Damages to every Contributor or Perſon who ſhall be prejudiced thereby, to be recovered by Action of Debt, Bill, Plaint, or Information in any of her Majeſty's Courts of Record at *Weſtminſter*, wherein no Eſſoin, Protection, Privilege of Parliament, or other Privilege, Wager of Law, Injunction, Order of Reſtraint, or more than one Imparlance ſhall be granted or allowed; and in the ſaid Action the Plaintiff upon Recovery ſhall have full Coſts; one third of which Sum to be recovered for Damages ſhall be to the Uſe of her Majeſty, her Heirs and Succeſſors, and the other two third Parts, with the Coſts, ſhall be to the Uſe of the Proſecutor; and in caſe there ſhall be any Colluſion or feint Proſecution between the Plaintiff and Defendant in ſuch Action, it ſhall be lawful for any other Contributor, his or her Executors, Adminiſtrators, or Aſſigns, to bring another Action, wherein he or ſhe ſhall recover as aforeſaid, to the like Uſes as aforeſaid.

Penalty.

No Purchaſe, unleſs one fourth be paid by 20 April 1708.

XVIII. Provided always, That no Perſon or Perſons whatſoever ſhall or may Purchaſe or obtain, or be admitted to purchaſe or obtain any Annuity whatſoever upon this Act, unleſs the whole, or one fourth Part at leaſt of the Conſideration-money for the ſame, at ſuch Rate as aforeſaid, be advanced and paid into the ſaid Receipt of Exchequer on or before the ſaid twentieth Day of *April* one thouſand ſeven hundred and eight.

Contributor paying one fourth Part, and not the Remainder, forfeits what is paid.

XIX. Provided alſo, That in caſe any ſuch Contributor as aforeſaid, who ſhall, on or before the ſaid twentieth Day of *April* one thouſand ſeven hundred and eight, have advanced one fourth Part of his or her Purchaſe-money, or his, her, or their Executors, Adminiſtrators, Succeſſors, or Aſſigns, do not advance and pay into the ſaid Receipt of Exchequer one other fourth Part of his or her Conſideration-money, ſo to be paid for ſuch reſpective Annuity or Annuities as aforeſaid, on or before the ſaid two and twentieth Day of *June* one thouſand ſeven hundred and eight; and one other fourth Part thereof on or before the ſaid twentieth Day of *Auguſt* one thouſand ſeven hundred and eight; and the remaining fourth Part thereof on or before the ſaid twentieth Day of *October* one thouſand ſeven hundred and eight; then, and in every ſuch Caſe reſpectively, no Order ſhall be drawn or ſigned for ſuch reſpective Annuity, for which the Conſideration-money ſhall not be fully paid as aforeſaid; but ſo much of the Conſideration-money as ſhall have been actually paid into the Receipt of the Exchequer for ſuch reſpective Annuity, ſhall be forfeited to her Majeſty, her Heirs and Succeſſors, and ſhall be applied, together with other the Monies to be raiſed by this Act, for ſuch publick Services as aforeſaid; any thing in this Act contained to the contrary notwithſtanding.

Treaſury may reward Officers, Clerks, &c. out of the Surplus of Duties, &c.

XX. Provided alſo, and it is hereby enacted, That it ſhall and may be lawful to and for the Treaſurer of the Exchequer, or any three or more of the Commiſſioners of the Treaſury for the Time being, out the ſaid half Subſidies and other Duties by this Act appropriated for making good the ſaid Fund, not exceeding eighty thouſand Pounds *per Annum*, which ſhall ariſe over and above ſo much as ſhall be ſufficient to make up the ſaid yearly Fund for diſcharging all the Annuities to be purchaſed on this Act, to reward the Officers, Clerks, and others to be employed in the Payment of the ſaid Annuities, or the Accounts thereof, for their Labour, Pains, Charges, and Service therein reſpectively, and to defray all other the neceſſary Charges incident to the Payment of the ſaid Annuities, as to the ſaid Treaſurer or Commiſſioners of the Treaſury for the Time being ſhall ſeem meet and reaſonable in that Behalf; any Thing in this Act contained to the contrary notwithſtanding.

'XXI. And whereas in and by the ſaid Act of the fifth Year of her ſaid Majeſty's Reign, a Credit was 'given for any Sums not exceeding eight hundred twenty-two thouſand three hundred eighty-one Pounds 'fifteen Shillings and ſix Pence Farthing, to be borrowed at an Intereſt, after the Rate of ſix Pounds 'per Centum per Annum, upon the ſeveral Subſidies, Impoſitions, and Duties in that Act mentioned, and the Lord

'Lord High Treaſurer, or any three or more of the Commiſſioners of the Treaſury for the Time being, 'are thereby authorized and directed to cauſe the Officers of the Receipt of Exchequer to receive from 'Time to Time by way of Loan, at the like Intereſt, at the ſaid Receipt, any further Sum and Sums of 'Money over and above the ſaid Sum of eight hundred twenty-two thouſand three hundred eighty-one 'Pounds fifteen Shillings and ſix Pence Farthing, as ſhould be ſufficient to make good the Payment of all 'the Intereſt Monies appointed or allowed by that Act, every three Months, until the Subſidies, Impo-'ſitions, and Duties therein mentioned ſhould come into the Exchequer, and be ſufficient for that Purpoſe, 'purſuant to the true Intent and Meaning of that Act:' Now it is hereby provided and enacted by the Authority aforeſaid, That nothing in this Act contained ſhall extend, or be conſtrued to extend to the taking away, altering, or leſſening the ſaid Power and Direction of borrowing Monies to make good the Payment of the ſaid Intereſt every three Months, until the ſaid Subſidies, Impoſitions, and Duties in the ſaid recited Act mentioned ſhall come in and be ſufficient for that Purpoſe as aforeſaid, or in any wiſe to alter or prejudice the Security given by the ſaid Act of the fifth Year of her Majeſty's Reign, for the Repayment or Satisfaction of the ſame, or any other the Principal or Intereſt Monies, which were ſecured, or intended to be ſecured by that Act, and that the Orders for the ſame ſhall be regiſtred in Courſe, and paid in the ſame Manner as if this Act had not been made; this preſent Act, or any Thing therein contained, or any other Matter or Thing whatſoever, to the contrary in any wiſe notwithſtanding.

Clauſe of Credit in 5 Annæ, ſ. 2. not leſſened by this Act.

'XXII. And whereas ſeveral Tickets, commonly called *Million Lottery Tickets*, and *Malt Lottery Tic-'kets*, which are ſtill unpaid, and ſeveral Bills called *Exchequer Bills*, not yet diſcharged, alſo divers Sorts of 'Bills or Certificates, commonly called *Debentures*, made forth for Arrears due to the Army, and for 'Tranſport Services, not being applied to the purchaſing of any of the forfeited Eſtates in *Ireland*, or o-'therwiſe diſcharged, and alſo divers Tallies and Orders for Payment of Annuities granted by Acts of 'Parliament, are by Caſualty or Miſchance loſt, burnt, or otherwiſe deſtroyed;' Be it hereby further enacted, That in all Caſes where it ſhall appear by Affidavit, to be made before any of the Barons of the Exchequer for the Time being, to the Satisfaction of ſuch Baron or Barons, That any ſuch Tickets, Bills, Debentures, Tallies, or Orders as aforeſaid, before the third Day of *March* one thouſand ſeven hundred and ſeven, have been or are loſt, burnt, or otherwiſe deſtroyed, it ſhall and may be lawful for the reſpective Officers or Perſons appointed to iſſue and make forth the ſaid Tickets, Bills, Debentures, Tallies, or Orders, or to pay and diſcharge the ſame, or to iſſue any Monies due and payable thereon, upon the producing of a Certificate from any of the ſaid Barons of ſuch Affidavit made before him (which Affidavit the ſaid Barons, or any of them, is and are hereby authorized to take, and which Certificate he or they are hereby required to make and grant without Fee or Reward) and on Security given to the ſaid reſpective Officers and Perſons to their good liking, to indemnify them reſpectively againſt all other Perſons whatſoever, for or concerning the Monies ſpecified in, or due upon ſuch reſpective Ticket or Tickets, Bill or Bills, Debenture or Debentures, Talley or Tallies, Order or Orders, they the ſaid Officers and Perſons reſpectively, ſhall and are hereby required to make forth Duplicates of the ſaid Tickets, Bills, Debentures, or Orders, and to innovate the ſaid Tallies, at the Requeſt of the reſpective Owners, and to pay and diſcharge the ſaid Tickets, Bills, Debentures, Tallies, and Orders, and all ſuch Intereſt as is or ſhall be due on the ſaid Tickets, Bills, Debentures, or Orders, carrying Intereſt, as he or they ſhould have paid and diſcharged on the ſaid original Bills, Tickets, Debentures, Tallies, or Orders, if the ſame had been produced, and ſhall be allowed the ſame in all their reſpective Accounts; and if there ſhall not be any proper Officer or Perſon to make forth the ſaid Duplicates, or any of them, that the Lord High Treaſurer of her Majeſty, her Heirs or Succeſſors, or the Commiſſioners of the Treaſury for the Time being, or any three of them, ſhall and are hereby authorized and required upon ſuch Affidavit and Security as aforeſaid, to order and direct any ſuch Duplicates to be made forth, in ſuch Manner as he or they ſhall judge to be beſt; all which Matters and Things ſhall be done without Fee or Reward to be taken or demanded for the ſame; any Thing in this or any other Act of Parliament contained to the contrary thereof in any wiſe notwithſtanding.

Lottery Tickets, Exchequer Bills, Debentures, &c. burnt or loſt and not diſcharged, new ones to be made forth in lieu of ſuch ſo loſt, &c.

On Affidavit and Certificate, &c.

Officers to pay the ſame.

Without Fee.

'XXIII. And whereas ſeveral Officers and other Proprietors of Debentures made forth by the late 'Paymaſter of the Army, Commiſſioners for Tranſports, and by the Commiſſioners of Accounts, in that 'Behalf authorized reſpectively, have omitted to regiſter the ſaid Debentures within the Time limited by 'Act of Parliament for that Purpoſe made and paſſed in the fourth Year of her preſent Majeſty's Reign, 'intituled, *An Act to enlarge the Time for regiſtring unſatisfied Debentures upon the forfeited Eſtates in* Ireland, *'and for renewing of other Debentures which have been loſt, burnt or deſtroyed:*' For the Relief therefore of all ſuch Officers and other Proprietors of the ſaid unregiſtred Debentures, be it enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for all ſuch Officers and other Proprietors of any of the ſaid Debentures, who have not regiſtred the ſame, to regiſter their Debentures on or before the four and twentieth Day of *June* one thouſand ſeven hundred and eight; which ſaid Debentures being ſo regiſtred, ſhall, and are hereby entituled to all the Benefit of Intereſt and other Advantages, as if regiſtred on or before the four and twentieth Day of *March* one thouſand ſeven hundred and ſix.

Iriſh Debentures not regiſtred within Time limited, may be regiſtred before 24 June 1708. 4 Annæ, c. 24.

XXIV. Provided always, and be it enacted and declared by the Authority aforeſaid, That in caſe any Purchaſer or Purchaſers of any Annuity or Annuities upon this Act, having paid one fourth Part or more of the Purchaſe-money hereby appointed to be paid for the ſame, ſhall be minded and deſirous to be paid by way of Advance out of the Monies by this Act appointed to be reſerved (when ſuch Money ſhall be reſerved) as aforeſaid, all or any of the quarterly Payments to grow due upon ſuch Annuity or Annuities at or before *Michaelmas* one thouſand ſeven hundred and eleven, then an Order ſhall be forthwith drawn and ſigned, according to the Courſe of the Exchequer, and ſatisfied, for the immediate paying, by way of Advance, ſuch quarterly Payments as aforeſaid, out of the ſaid reſerved Monies, deducting for the Uſes

Purchaſers having paid one fourth Part, &c. may have advanced all or any the quarterly Payments due before 29 Sept. 1711 deducting 4 l. per Cent.

of this Act, upon every quarterly Payment ſo to be advanced, ſo much as an Intereſt after the Rate of four Pounds *per Centum per Annum* ſhall amount unto, from the Time of ſuch Advance, until ſuch quarterly Payments reſpectively would grow due by the Days of Payment limited for the ſame by this Act; any Thing in this Act contained to the contrary notwithſtanding.

CAP. XII.

An Act to explain the Act of the laſt Seſſion of Parliament, for the Eaſe of her Majeſty's Subjects in Relation to Allowances out of the Duties upon Salt carried Coaſtwiſe, and alſo an Act of the firſt Year of her Majeſty's Reign, in Relation to certain Salt Works near the Sea-ſide and Bay of *Holy-head* in the County of *Angleſea*.

5 Annæ, c. 29.

'I. WHEREAS by an Act paſſed the laſt Seſſion of Parliament, intituled, *An Act for the Eaſe of her Majeſty's Subjects in Relation to the Duties upon Salt, and for making the like Allowances upon the Exportation of White Herrings, Fleſh, Oatmeal, and Grain called Beer*, alias *Bigg, as are to be made upon Exportation of the like from* Scotland; it was provided and enacted, That any Perſon that ſhall ſhip any *Engliſh* White Salt or Rock Salt to be carried Coaſtwiſe, after the firſt Day of *May* one thouſand ſeven hundred and ſeven, from one Port of *England* or *Wales*, or the Port of *Berwick* upon *Tweed*, to any Port of *England* or *Wales*, or *Berwick* upon *Tweed*, the Duties having been paid or ſecured to be paid, according to former Laws, ſhall have an Allowance made to him after the Rate of three Buſhels for every forty Buſhels of *Engliſh* White Salt, and after the Rate of one Buſhel and an Half for every forty Buſhels of *Engliſh* Rock Salt ſo ſhipped to be carried Coaſtwiſe, and proportionably for a greater or leſs Quantity, in Conſideration of the ordinary Waſte in the Carriage thereof; which Allowance ſhall be but one made for the ſame Salt, although ſuch Salt ſhall be carried from ſeveral Ports Coaſtwiſe as aforeſaid: And whereas there has been ſome Doubt in Relation to the Allowance for the ordinary Waſte of Salt, where the ſaid Salt has been ſhipped to be carried to a Member of the ſame Port, though at a conſiderable Diſtance from the ſame;' Be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That all Perſons that ſhall (from and after the firſt Day of *March* one thouſand ſeven hundred and ſeven) ſhip Salt to be carried Coaſtwiſe by Cocket or Tranſire, twenty Miles by Sea or more, or from the Port of *Great Yarmouth*, in the County of *Norfolk* to *Loweſtoff*, or *Southwold Bay* in the County of *Suffolk*, although unto a Member or Creek of the Port from whence it was firſt ſhipped off, ſhall have an Allowance after the Rate of three Buſhels for every forty Buſhels of *Engliſh* White Salt, and after the Rate of one Buſhel and an Half for every forty Buſhels of *Engliſh* Rock Salt ſo ſhipped to be carried Coaſtwiſe, and proportionably for a greater or leſſer Quantity, in Conſideration of the ordinary Waſte in the Carriage thereof, the Duties having been firſt paid, or ſecured to be paid, according to former Laws; which Allowance ſhall be but once made for the ſame Salt, although ſuch Salt ſhall be carried Coaſtwiſe from ſeveral Ports as aforeſaid, or Members or Creeks of Ports.

Ordinary Waſte of Salt.

Allowances for Salt carried Coaſtwiſe 20 Miles, or from Yarmouth to Loweſtoff or Southwold Bay.

5 W. & M. c. 7. 2 & 3 Ann. c. 14. 4 Ann. c. 12.

1 Annæ, ſtat. 1. c. 21. ſ. 10.

8 Geo. 2. c. 12. §. 2.

'II. And whereas by an Act made in the firſt Year of the Reign of her preſent Majeſty, it is enacted, 'That no Rock Salt whatſoever ſhall be refined or made into White Salt in any Place or Places whatſoever, within the Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, except in ſuch Places as are or ſhall be within ten Miles Diſtance of the reſpective Pit or Pits from whence ſuch Rock Salt ſhall be taken, or at ſuch Places as, on or before the tenth Day of *May* one thouſand ſeven hundred and two, ſhall have been uſed for the refining of Rock Salt, under a Penalty therein expreſſed: And whereas certain Salt Works have been with great Charges erected near the Sea-ſide and Bay of *Holy-head* in the County of *Angleſea* in *North Wales*, for the making of White Salt from Sea Water; and upon ſeveral Occaſions Rock Salt is very uſeful to ſtrengthen the Brine in the ſaid Works, when weakened by freſh Water, or other Accidents; but the proper uſe of the ſaid Salt Works not being for the refining Rock Salt, it hath been doubted whether Rock Salt might be there uſed:' For preventing ſuch Doubts for the future, be it enacted by the Authority aforeſaid, That Rock Salt may be ſo uſed in the making Salt from Sea Water in the ſaid Salt Works near *Holy-head* aforeſaid, any Thing in the ſaid Act, or in any other Law or Statute to the contrary notwithſtanding, ſo as her Majeſty's Duties for all the Salt proceeding as well from the ſaid Rock Salt as from the Sea Water be duly charged, anſwered, and paid to her Majeſty's Uſe.

Rock Salt may be uſed in making Salt in Salt Works near Holy-head. *See farther* 9 *Ann. c.* 23.

5 Annæ, c. 29. §. 6.

'III. And whereas by the ſaid Act it is enacted, That for all White Herrings which ſhall from and after the firſt Day of *May* one thouſand ſeven hundred and ſeven, be exported from any Part or Place in the Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, to Parts beyond the Seas, by any Perſon or Perſons whatſoever, there ſhall be the like Allowances as are to be made upon the Exportation of White Herrings from *Scotland*, upon the Oath of the Exporter or his Agent, taken before the principal Officers of the Port from whence the ſame are exported, that ſuch Herrings were cured with Salt for which the Duties have been paid, and not drawn back, and that the ſame are really exported to Parts beyond the Seas, and not re-landed or intended to be re-landed in *England*, *Wales*, or *Berwick* upon *Tweed*: And whereas many of her Majeſty's Subjects cannot have the Benefit that was intended for them by the ſaid Act, in Regard the Salt with which the White Herrings are ſalted in many Parts of *England* paſs through many Hands, and the Perſons who export ſuch Herrings buy the ſame already cured of Perſons to whom they are ſent to be ſold and diſpoſed of at Ports far diſtant from the Places where they are cured, and by Reaſon thereof ſuch Exporters are uncapable of making ſuch Oath as by the Act is required:' For Remedy whereof, be it enacted by the Authority aforeſaid, That for all

all White Herrings, which ſhall from and after the five and twentieth Day of *March* one thouſand ſeven hundred and eight be exported from any Port or Place in the Kingdom of *England*, Dominion of *Wales*, or Town of *Berwick* upon *Tweed*, to Parts beyond the Seas, by any Perſon or Perſons whatſoever, there ſhall be the Allowances made as are directed by the ſaid Act to be paid, by the Officer appointed to collect the Duties upon Salt in the ſame Port, at ſuch Times, and in ſuch Manner, and upon ſuch Debenture, and ſo verified, as in the ſaid Act is directed, upon Oath of the Exporter, or his Agent, to be firſt taken, in Manner as in the ſaid Act is expreſſed, That he bought the Herrings in ſuch Debenture mentioned, and that the ſame were cured with Salt for which the Duties had been paid, and not drawn back, to the beſt of his Knowledge and Belief, and that the ſame are really exported to Parts beyond the Seas, and not re-landed, or intended to be re-landed, in *England*, *Wales*, or *Berwick* upon *Tweed*, in which Oath ſhall be inſerted the Name of the Perſon or Perſons of whom the ſaid Herrings were bought.

Allowance to be made on Exportation of White Herrings.

CAP. XIII.

An Act for the better ſecuring the Trade of this Kingdom by Cruiſers and Convoys. Forty-three Ships of War to be employed as Cruiſers in proper Stations, as Lord High Admiral ſhall direct, *&c.* Ships to be careened three Times a Year. In caſe of neceſſity, Lord Admiral may order any of the ſaid Ships to be employed in the Line of Battle. Commiſſioners of the Navy to be appointed to take care of cruiſing Ships, and ſend Account, within eight Days after Meeting of Parliament, when ſuch Ships ſailed out of Port, *&c.* Lord Admiral to nominate the Number of cruiſing Ships by 26 *March* 1708. and afterwards yearly between 1 *November* and 1 *December* during the War. If taken or loſt, to appoint others. For Encouragement of the Sea Service, Officers and Seamen of Queen's Ships, Privateers, *&c.* to have the ſole Property in all Prize Ships. Proviſo touching Appraiſement of Prize Ships taken into Queen's Service. Treaſurer of the Navy to pay 5*l.* for every Man on board Ship taken from the Enemy. Not to exempt Prize Ships or Goods from Payment of Cuſtoms. Such Goods to be brought on Shore, and put into the Queen's Warehouſes, *&c.* until appraiſed and ſold. After Sale, Notice to be given for Payment to Captors, *&c.* Shares not demanded in three Years, to go to *Greenwich Hoſpital*. Farther Proviſion for *Greenwich Hoſpital*, 10 Annæ, c. 17. ſect. 9. To whom Bills for Prize Ships taken into the Queen's Service, *&c.* and the 5*l. per* Man, ſhall be made payable. Commander, *&c.* imbezling Prize Goods to forfeit Treble the Value. [To continue during the War.]

EXP.

10 Annæ, c. 17. §. 14.

CAP. XIV.

An Act for the better Security of her Majeſty's Perſon and Government.

'FOR the better Security of her Majeſty's Perſon and Government againſt the Practices and Attempts of all Perſons who ſhall be ſuſpected to be diſaffected and dangerous to the ſame,' Be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and the Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That all Officers Civil and Military, in that Part of the Kingdom of *Great Britain*, commonly called *Scotland*, ſhall be obliged to take the following Oath:

This Act enlarged by 8 Annæ, c. 15.

Officers Civil and Military in Scotland to take the Oath.

'I *A. B.* do truly and ſincerely acknowledge, profeſs, teſtify, and declare in my Conſcience, before God and the World, That our Sovereign Lady Queen ANNE is lawful and rightful Queen of this Realm, and of all other her Majeſty's Dominions and Countries thereunto belonging. And I do ſolemnly and ſincerely declare, That I do believe in my Conſcience, the Perſon pretended to be Prince of *Wales*, during the Life of the late King JAMES, and ſince his Deceaſe pretending to be, and taking upon himſelf the Stile and Title of King of *England*, by the Name of JAMES the Third, or of *Scotland* by the Name of JAMES the Eighth, or the Stile and Title of King of *Great Britain*, hath not any Right or Title whatſoever to the Crown of this Realm, or any other the Dominions thereunto belonging: And I do renounce, refuſe, and abjure any Allegiance or Obedience to him. And I do ſwear, That I will bear Faith and true Allegiance to her Majeſty Queen ANNE, and her will defend to the utmoſt of my Power againſt all traiterous Conſpiracies and Attempts whatſoever which ſhall be made againſt her Perſon, Crown, or Dignity. And I will do my utmoſt Endeavour to diſcloſe and make known to her Majeſty and her Succeſſors all Treaſons and traiterous Conſpiracies, which I ſhall know to be againſt her or any of them. And I do faithfully promiſe, to the utmoſt of my Power, to ſupport, maintain, and defend the Succeſſion of the Crown againſt him the ſaid JAMES, and all other Perſons whatſoever, as the ſame is and ſtands ſettled by an Act, intituled, *An Act declaring the Rights and Liberties of the Subject, and ſettling the Succeſſion of the Crown to her preſent Majeſty, and the Heirs of her Body, being Proteſtants*; and as the ſame by one other Act, intituled, *An Act for the further Limitation of the Crown, and better ſecuring the Rights and Liberties of the Subject*, is and ſtands ſettled and entailed after the Deceaſe of her Majeſty, and for Default of Iſſue of her Majeſty, to the Princeſs *Sophia*, Electreſs and Dutcheſs Dowager of *Hanover*, and the Heirs of her Body, being Proteſtants. And all theſe Things I do plainly and ſincerely acknowledge and ſwear, according to theſe expreſs Words by me ſpoken, and according to the plain and common Senſe and Underſtanding of the ſame Words, without any Equivocation, mental Evaſion, or ſecret Reſervation whatſoever. And I do make this Recognition, Acknowledgement, Abjuration, Renunciation and Promiſe, heartily, willingly, and truly, upon the true Faith of a Chriſtian.'

And by 10 Annæ, c. 12. §. 6. Patrons of Livings muſt take this Oath.

By 10 Annæ, c. 2. §. 10. Advocates.

'Altered by 1 Geo. 1. c. 13.'

1 W. & M. ſt. 2. c. 2.

12 & 13 W. 3. c. 2.

So help me God.

Before whom Oath ſhall be taken.

II. And be it further enacted by the Authority aforeſaid, That all ſuch Perſons now having or bearing any the Offices aforeſaid, and who in Reſpect thereof have been or are obliged and required to take in *Scotland* an Oath, called, *The Oath of Allegiance and Aſſurance*, before the Privy Council there, ſhall be obliged, on or before the twentieth Day of *April* one thouſand ſeven hundred and eight, to take and ſubſcribe the Oath hereby appointed, before that Privy Council while it ſhall continue, and after the Determination thereof, before and in the Court of the Lords of Seſſion, or the Court of Juſticiary, or the Court of Exchequer there; and all others now in any other the Offices aforeſaid, who in Reſpect thereof have uſed and been obliged to take the ſaid Oath of Allegiance and Aſſurance in any other Court or Place, ſhall be, and are hereby required and obliged to take and ſubſcribe the ſame at the next Quarter-Seſſions of the Peace which ſhall be held for any County or Place in which any ſuch Officer ſhall be reſident or abiding.

All Perſons in 3 Months after Admittance to Office to take the Oath.

III. And be it further enacted by the Authority aforeſaid, That all and every Perſon or Perſons whatſoever, who ſhall hereafter be admitted into any Office, Civil or Military, within that Part of *Great Britain* called *Scotland*, ſhall within three Months after his Admittance into any ſuch Office take and ſubſcribe the Oath hereby appointed in the Courts above-mentioned reſpectively, according to the Diſtinction above-mentioned for Perſons now in Office to take the ſame.

Courts to adminiſter the Oath, &c.

IV. And be it further enacted by the Authority aforeſaid, That the ſaid reſpective Courts ſhall from Time to Time adminiſter the ſaid Oath to ſuch Perſons as ſhall tender themſelves to take the ſame, and ſhall keep proper Rolls of Parchment, in which the Subſcriptions of all Perſons taking the ſaid Oaths ſhall from Time to Time be made; to which all Perſons may have free Acceſs without Fee or Reward.

Perſons refuſing to take the Oath, diſabled.

V. And be it further enacted by the Authority aforeſaid, That every Perſon hereby required to take and ſubſcribe the Oath aforeſaid, and neglecting or refuſing ſo to do, at ſuch Times, and in ſuch Manner as is above directed, ſhall be adjudged incapable and diſabled in Law, to all Intents and Purpoſes, to have or enjoy any Office or Offices, in reſpect whereof he is hereby obliged to take the ſaid Oath, and the ſaid Office or Offices ſhall be, and are hereby adjudged to be void.

Penalty on refuſing, and afterward executing Office.

13 & 14 W. 3. c. 6.

VI. And be it further enacted by the Authority aforeſaid, That every ſuch Perſon and Perſons who ſhall neglect or refuſe to take the ſaid Oath as aforeſaid, and ſhall after ſuch Neglect or Refuſal, either perſonally or by Deputy, execute any of the ſaid Offices, and ſhall be thereof lawfully convicted, ſhall incur ſuch Penalties, Diſabilities, and Forfeitures, as by an Act made in *England* in the thirteenth and fourteenth Years of the Reign of the late King William the Third, intituled, *An Act for the further Security of his Majeſty's Perſon, and the Succeſſion of the Crown in the Proteſtant Line, and for extinguiſhing the Hopes of the pretended Prince of* Wales, *and all other Pretenders, and their open and ſecret Abettors*, are enacted, limited, and appointed for any Officer his acting after the Neglect or Refuſal of ſuch Officer to take the Oath therein preſcribed.

Juſtices may ſummon before them ſuſpected Perſons, and tender them the Oath,

and certify the Names of thoſe who refuſe, &c.

VII. And be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful for any two Juſtices of the Peace, whereof one of them to be of the *Quorum*, within any of the Counties, Ridings, Diviſions, Stewartries, Cities, or Boroughs within the ſaid Kingdom of *Great Britain*, or any other Perſon or Perſons who ſhall be by her Majeſty for that Purpoſe ſpecially appointed by Order in the Privy Council, or by Commiſſion under the Great Seal, at any Time or Times to ſummon and convene before them all ſuch Perſons within the Limits of their reſpective Juriſdictions, Powers, and Authorities, as they ſhall or may ſuſpect to be dangerous or diſaffected to her Majeſty or her Government, and ſhall and may tender to every ſuch Perſon and Perſons the Oath above-mentioned and appointed, and ſhall at the next Quarter-Seſſions of the Peace to be held for the County or Place in which the ſaid Oath ſhall be tendred, certify the Chriſtian Names, and Surnames, and Places of Abode of all Perſons refuſing to take the ſaid Oath, to be there recorded, and ſhall be from thence certified by the Clerk of the Peace of ſuch County, Riding, Liberty, Borough, Town Corporate, or Place within *England*, into her Majeſty's Court of *Chancery* or *Queen's Bench* at *Weſtminſter*, and by the Clerk of the Peace of every Shire, Stewartry, Borough or Place in *Scotland*, into the Court of Seſſion, there to be recorded in the Regiſter or Rolls of the ſaid reſpective Courts; and if the Perſon ſo refuſing and certified ſhall not within the next Term or Seſſion after ſuch Refuſal, appear in the Court of *Chancery*, *Queen's Bench*, or *Seſſion*, where ſuch Certificate ſhall be returned, and in open Court audibly and ſolemnly take and ſubſcribe the Oath aforeſaid, and endorſe or enter his ſo doing upon the Certificate ſo returned, ſhall be from the Time of ſuch his Neglect or Refuſal, taken, eſteemed and adjudged a Popiſh Recuſant convict, and as ſuch ſhall forfeit and undergo ſuch Penalties as a Popiſh Recuſant convict ought to do by the Laws now in Force within *England*.

CAP. XV.

EXP. An Act to impower her Majeſty to ſecure and detain ſuch Perſons as her Majeſty ſhall ſuſpect are conſpiring againſt her Perſon and Government.

CAP. XVI.

An Act for repealing the Act of the firſt Year of King James the Firſt, intituled, *An Act for the well garbling of Spices*; and for granting an Equivalent to the City of *London* by admitting Brokers.

3 Jac. 1. c. 19.

'I. WHEREAS by an Act of Parliament made in the firſt Year of the Reign of King James the Firſt, intituled, *An Act for the well garbling of Spices*, ſeveral Drugs, Wares, Spices and Merchandizes,

'chandizes are to be garbled within the City of *London*, and the Liberties thereof, as therein is mentioned, 'under the Penalties and Forfeitures therein ſpecified, and ſeveral Powers are thereby given to the Gar- 'bler for the Time being, for that Purpoſe; which Act for the garbling of Spices, and other Wares and 'Merchandizes, in many Caſes is now become uſeleſs, and in other Caſes would be prejudicial, and to 'the Damage of ſeveral Wares and Merchandizes ſo to be garbled, to the Obſtruction and Diſcourage- 'ment of the Trade of this Kingdom, and the Foreign Exportation, and to the Vexation of the Subjects, 'by unneceſſary Proſecutions in her Majeſty's Court of *Exchequer*;' Be it therefore enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the ſaid Act ſhall be, and from henceforth ſtands abſolutely repealed, and all Powers, Penalties, and Forfeitures therein mentioned or given, ſhall from henceforth be null and void. 6 *W.* 3. *c.* 7. Act for the garbling of Spices repealed.

II. And be it further enacted by the Authority aforeſaid, That all Suits and Informations now depending in her Majeſty's Court of *Exchequer*, or in any other Court, or which ſhall at any Time hereafter be brought or proſecuted upon the ſaid Act, under Pretence of any Seizure or Forfeiture, or Penalty incurred for Breach of the ſaid Act, or for any Offence committed or ſuppoſed to be committed againſt the ſame, ſhall be, and are hereby declared to be diſcharged, diſcontinued and determined, and that no Proceedings ſhall be had thereupon, and all Seizures upon the ſaid Act made or to be made, are hereby declared to be diſcharged, releaſed, null, and void. Suits depending for any Seizure, &c. diſcharged.

III. Provided always, That it ſhall and may be lawful for the Lord Mayor and Court of Aldermen, and Common Council of the City of *London* for the Time being, to appoint from time to time a fit and able Perſon to execute the Office of Garbler within the City of *London*, and the Liberties thereof, who at the Requeſt of any Perſon or Perſons, Owner or Owners of any Spices, Drugs, or other Wares or Merchandizes garbleable, and not otherwiſe, ſhall garble the ſame, and ſuch Garbler ſhall have and receive for his Pains and Trouble therein as the ſaid Lord Mayor, Court of Aldermen and Common Council ſhall appoint, and no more. Lord Mayor, &c. may appoint a Garbler to garble Spices, within London, &c. *Farther Proviſions concerning Spices*, 8 *Ann.* *c.* 7. *ſ.* 6. 9 *Ann. c.* 6. *ſ.* 59. 10 *Ann. c.* 26. *ſ.* 45. 6 *Geo.* 1. *c.* 21. *ſ.* 45. 8 *Geo.* 1. *c.* 15. *ſ.* 15, *and* 8 *Geo.* 1. *c.* 18. *ſ.* 21.

'IV. And whereas the Profits of the ſaid Office are Part of the Revenues and Incomes of the City of '*London*, and are now lett by Leaſe to *William Stewart*, under the Rent of three hundred Pounds *per* '*Annum*, the Profits of which Office, and the Right of the ſaid *William Stewart* to the ſame, by repealing 'the ſaid Act will be very much diminiſhed;' Be it enacted by the Authority aforeſaid, That from and after the Determination of this preſent Seſſion of Parliament, all Perſons that ſhall act as Brokers within the City of *London* and Liberties thereof, ſhall from time to time be admitted ſo to do by the Court of Mayor and Aldermen of the ſaid City for the Time being, under ſuch Reſtrictions and Limitations for their honeſt and good Behaviour as that Court ſhall think fit and reaſonable, and ſhall upon ſuch their Admiſſion pay to the Chamberlain of the ſaid City for the time being, for the Uſes herein after mentioned, the Sum of Forty Shillings, and ſhall alſo yearly pay to the ſaid Uſes the Sum of Forty Shillings upon the nine and twentieth Day of *September* in every Year; all which Monies ſhall in the firſt Place be applied for and towards the paying and ſatisfying to the ſaid *William Stewart* the Sum of nine hundred ſixty-ſeven Pounds and ten Shillings, for a Compenſation for his Intereſt in the ſaid Office; and that from and after the full Payment of the ſaid Sum of nine hundred ſixty-ſeven Pounds and ten Shillings to the ſaid *William Stewart*, all the Monies ariſing by ſuch Admiſſions and yearly Payments, ſhall go to, and be enjoyed by the ſaid Mayor and Commonalty and Citizens of the City of *London*; and that from and after the Determination of this preſent Seſſions of Parliament, the ſaid Leaſe to the ſaid *William Stewart*, and every Clauſe therein contained, ſhall ceaſe, determine, and be abſolutely void. Brokers on their Admiſſion to pay 40 *s.* each to Chamberlain of London. 13 E. 1. ſt. 5. and alſo 40 *s.* on 29 Sept. yearly. How the ſaid Monies ſhall be applied.

V. And be it further enacted, by the Authority aforeſaid, That if any Perſon or Perſons from and after the Determination of this preſent Seſſions of Parliament, ſhall take upon him to act as a Broker, or employ any other under him to act as ſuch, within the ſaid City and Liberties, not being admitted as aforeſaid, every ſuch Perſon ſo offending, ſhall forfeit and pay to the Uſe of the ſaid Mayor and Commonalty and Citizens of the ſaid City, for every ſuch Offence, the Sum of five and twenty Pounds, to be recovered by Action of Debt, in the Name of the Chamberlain of the ſaid City, in any of her Majeſty's Courts of Record, in which no Protection, Eſſoin, or Wager of Law ſhall be allowed, or any more than one Imparlance. Penalty on Perſon acting as a Broker without Admittance. *Farther Proviſions concerning Brokers*, 10 *Ann.* *c.* 19. *ſ.* 121. 6 *Geo.* 1. *c.* 18. *ſ.* 18. 3 *Geo.* 2. *c.* 31.

CAP. XVII.

An Act for aſſuring to the *Engliſh* Company trading to the *Eaſt Indies*, on Account of the united Stock, a longer Time in the Fund and Trade therein mentioned, and for raiſing thereby the Sum of twelve hundred thouſand Pounds for carrying on the War, and other her Majeſty's Occaſions.

'I. MOST gracious Sovereign; Whereas in and by an Act made in the ninth Year of the Reign of 'our late Sovereign Lord King WILLIAM the Third (of glorious Memory) intituled, *An Act for* 'raiſing a Sum not exceeding two Millions, upon a Fund for Payment of Annuities, after the Rate of Eight Pounds' per Centum per Annum, *and for ſettling a Trade to the* Eaſt Indies, it is, amongſt other Things, enacted, 'That all the Monies ariſing by the ſeveral Duties upon Salt and Rock Salt, and upon ſtampt Vellum, 'Parchment, and Paper, in the ſaid Act mentioned, ſhould be brought and paid into the Receipt of the 'Exchequer yearly and every Year, reckoning the firſt Year to begin from the nine and twentieth Day of 'September Preamble reciting the Act for eſtabliſhing the Eaſt India Company. 9 & 10 W. 3. *c.* 44. 1 *Ann. ſt.* 1. *c.* 12. 6 *Ann. c.* 3.

'*September* one thouſand ſix hundred ninety-eight, and that one hundred and ſixty thouſand Pounds *per* '*Annum*, of the Monies to ariſe by the ſaid ſeveral Duties, and to be brought into the Exchequer by weekly 'or other Payments, in caſe the ſame Payments ſhould extend thereunto, ſhould be the whole and entire 'yearly Fund, and in caſe the ſame weekly or other Payments ſhould not extend to one hundred and ſixty 'thouſand Pounds *per Annum*, then the ſaid weekly Monies or Payments, ſo far as the ſame ſhould extend, 'ſhould be Part of the yearly Fund, for and towards the anſwering and paying of the Annuities of Eight 'Pounds *per Centum per Annum*, to ſuch Perſons or Corporations as ſhould ſubſcribe and pay in their Mo-'nies upon the Terms of the ſaid Act: And it is thereby further enacted, That it ſhould and might be 'lawful for his Majeſty, by Commiſſion under the then great Seal of *England*, to authorize and appoint 'any Number of Perſons to take and receive all ſuch voluntary Subſcriptions as ſhould be made on or be-'fore the ſaid nine and twentieth Day of *September* one thouſand ſix hundred and ninety-eight, by or for 'any Perſon or Perſons, Natives or Foreigners, Bodies Politick or Corporate (the Governor and Company 'of the Bank of *England* only excepted) of any Sum of Money whatſoever, not leſs than one hundred 'Pounds, for and towards the raiſing and paying into the Receipt of the Exchequer, the Sum of two Mil-'lions of Pounds Sterling: And it was therein further enacted, That during the Time thereby limited for 'taking the ſaid Subſcriptions, it ſhould and might be lawful to and for all and every Perſon and Perſons, 'Natives and Foreigners, Bodies Politick or Corporate, by or for themſelves, or any of them, or in Truſt 'for any other Perſon or Perſons, Bodies Politick or Corporate, or any of them (except as aforeſaid) 'freely to ſubſcribe any Sum of Money not leſs than one Hundred Pounds, for or towards the ſaid Sum 'of two Millions; and that all Monies ſo to be ſubſcribed ſhould be anſwered and paid in ſuch Manner 'and Form as in the ſaid Act is expreſſed: And it was thereby further enacted, ordained, and declared, 'That every Perſon and Body Politick, who ſhould ſubſcribe as aforeſaid, and be named or contained in 'ſuch Book or Books as are therein mentioned, his, her, or their Heirs, Executors, Adminiſtrators, Suc-'ceſſors, and Aſſigns reſpectively, ſhould have, receive, and enjoy for ever, out of the Fund by the ſaid 'Act ſettled and provided, one Annuity or certain yearly Sum, for the whole Sum by him, her, or them 'ſubſcribed, according to the Rate or Proportion of Eight Pounds *per Centum per Annum*, in the Manner 'thereby preſcribed: And it is thereby further enacted, That it ſhould and might be lawful to and for her 'ſaid late Majeſty, by Letters Patents under the then Great Seal of *England*, to incorporate all and every 'Perſon and Perſons, Natives and Foreigners, Bodies Politick and Corporate, who ſhould ſubſcribe, 'or for whom Subſcription ſhould be taken, and upon whoſe Subſcriptions ſuch Payments ſhould be made, 'as is therein expreſſed, and all and every Perſon and Perſons, Bodies Politick and Corporate, who as 'Executors, Adminiſtrators, Succeſſors, or Aſſigns, or by any other lawful Title, derived or to be 'derived from, by, or under the ſaid original Subſcribers, at any Time or Times thereafter, ſhould have 'or be entitled to any Part, Share, or Intereſt, of or in the ſaid yearly Fund, ſo long as they reſpectively 'ſhould have any ſuch Part, Share, or Intereſt therein, to be one Body Politick and Corporate, by the 'Name of, *The General Society entitled to the Advantages given by an Act of Parliament, for advancing a Sum* 9 & 10 W. 3. c. 44. '*not exceeding two Millions, for the Service of the Crown of* England, with ſuch Succeſſion, Capacity, and 'Powers as in the ſaid Act is mentioned; and in ſuch Charters or Letters Patents, ſuch further Rules, 'Powers, and Clauſes for carrying on Trade, and purſuing the Ends and Intent of the ſaid Act, were to 'be inſerted, as ſhould be lawfully and reaſonably deſired in that Behalf: And it was thereby further en-'acted, That in caſe the ſaid whole Sum of two Millions, or one Moiety, or any greater Part of the ſaid 'Sum of two Millions ſhould be ſubſcribed, as aforeſaid, on or before the ſaid nine and twentieth Day of '*September* one thouſand ſix hundred ninety-eight, that then, and from thenceforth, all and every the 'Perſon and Perſons, Natives and Foreigners, Bodies Politick and Corporate, by or for whom ſuch Sub-'ſcriptions ſhould be made, and all and every Perſon and Perſons, Bodies Politick and Corporate, who as 'Executors, Adminiſtrators, Succeſſors, or Aſſigns, or by any other lawful Title derived or to be derived 'from, by, or under the ſaid original Subſcribers at any Time or Times thereafter, ſhould have or be en-'titled to any Part, Share, or Intereſt of and in the ſaid yearly Fund, and of and in a proportional Part of 'the principal Stock of the ſaid General Society, ſo long as they reſpectively ſhould continue to have any 'Part, Share, or Intereſt therein, and all and every Perſon and Perſons, who for any Time ſhould be li-'cenſed by ſuch Perſon or Perſons, Bodies Politick or Corporate, to trade in the ſtead of them, ſhould, 'or lawfully might for ever thereafter, by themſelves ſeverally, or by ſuch Factors, Agents, or Servants 'as they ſeverally ſhould think fit to entruſt, freely traffick, and uſe the Trade of Merchandize into and 'from the *Eaſt Indies*, and Parts or Limits in the ſaid Act mentioned, in ſuch Manner, and by ſuch Pro-'portions, and ſubject to ſuch Reſtrictions as in the ſaid Act are expreſſed: And it was further thereby 'enacted, That if the ſaid whole Sum of two Millions, or one Moiety, or any greater Part thereof, 'ſhould be ſubſcribed on or before the ſaid nine and twentieth Day of *September* one thouſand ſix 'hundred ninety-eight, and all or any Corporations, or other Perſon or Perſons, having particular Shares 'or Intereſts in the ſaid principal Stock of the ſaid General Society, or in proportionable Annuities or 'yearly Payments iſſuing out of the ſaid yearly Fund, ſhould be willing and deſirous to unite and join to-'gether ſuch their ſeveral Shares and Intereſts, and to be incorporated, ſo as they might be able to manage 'their Trade (in Proportion to their Intereſts) as a Company, and by a Joint Stock, that then it ſhould 'and might be lawful for his ſaid late Majeſty, by Letters Patents under the then Great Seal of *England*, 'to incorporate all ſuch Perſons and Corporations, by ſuch proper Names as he ſhould think fit, to be 'one Company, with Power to manage and carry on their Trade to the *Eaſt Indies*, and other the Li-'mits in the ſaid Act mentioned, by a Joint Stock, and to have perpetual Succeſſion, and a Common 'Seal, with Power to grant and take, ſue and be ſued, and to chooſe their own Managers, Directors 'and Officers from time to time, and ſuch other Powers and Clauſes as ſhould be neceſſary or requiſite 'for the carrying on of ſuch Trade, and ſhould be reaſonable for his ſaid late Majeſty to grant, neverthe-

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'leſs with ſuch Reſtrictions as in the ſaid Act is mentioned; and the Directors and Managers, and other 'Members of ſuch Company, were to be ſubject to ſuch further Rules, Qualifications and Appointments, 'as his ſaid late Majeſty in ſuch Charter ſhould think neceſſary or reaſonable to be inſerted: And in the 'ſaid Act there is contained a Proviſo or Condition of Redemption in ſuch Manner and Form as therein, 'and hereafter in this preſent Act are expreſſed: And it is alſo thereby enacted, That in caſe the Duties 'ariſing or appropriated by the ſaid Act, ſhould at any Time or Times appear to be ſo deficient in the 'Produce of the ſame, as that within any one Year, to be reckoned from the nine and twentieth Day of '*September*, which ſhould be in the Year of our Lord one thouſand ſix hundred ninety and nine, the weekly 'Payments upon the ſame Duties ſhould not amount to ſo much as ſhould be ſufficient to diſcharge and 'ſatisfie the ſeveral and reſpective Benefits, yearly Payments or Advantages by the ſaid Act appointed or 'intended to be paid, within or for the ſame Year reſpectively; in every ſuch Caſe, every ſuch Deficiency 'ſhould be anſwered by or out of the next Aids to be raiſed and granted by Parliament in the Manner 'therein mentioned: As by the ſaid Act of Parliament, in which are contained divers other Powers, Pro-'viſoes, Authorities, Privileges, and Clauſes, (Relation being thereunto had) more fully and large it 'doth and may appear: And whereas in Purſuance of the ſaid Act, His ſaid late Majeſty, by a Commiſ-'ſion under the then Great Seal of *England*, bearing Date at *Weſtminſter* the fourteenth Day of *July* in 'tenth Year of his Reign, did authorize ſeveral Perſons therein named, to be Commiſſioners, with Power 'to take Subſcriptions for and towards the raiſing and paying the ſaid Sum of two Millions, as by the 'ſaid Commiſſion, Relation being thereunto had, may more fully appear: And whereas it appeared by 'Duplicates tranſmitted into the Office of the Auditor of the Receipt of his ſaid late Majeſty's Exche-'quer, that ſeveral Sums amounting in the whole to the ſaid Sum of two Millions of Pounds Sterling, 'were ſubſcribed purſuant to the ſaid Act: And whereas the ſaid whole Sum of two Millions was entirely 'anſwered to his Majeſty's Uſe: And whereas by a Charter under the Great Seal of *England*, bearing Charter dated 3 'Date at *Weſtminſter* the third Day of *September* in the tenth Year of his ſaid late Majeſty's Reign, his Sept. 10 W. 3. 'Majeſty created and eſtabliſhed the ſaid Corporation, or Body Politick, called, *The General Society enti-* The General 'tled to the Advantages given by an Act of Parliament, for advancing a Sum not exceeding two Millions, for the* Society. '*Service of the Crown of* England, with ſuch Powers, Privileges, and Benefits as are therein expreſſed: 9 & 10 W. 3. 'And whereas by Letters Patents under the Great Seal of *England*, bearing Date at *Weſtminſter* the fifth c. 44. 'Day of *September* in the ſaid tenth Year of his ſaid late Majeſty's Reign, reciting, That the Subſcribers Charter 5 Sept. 'towards the ſaid Sum of two Millions therein particularly named and expreſſed, were willing and de-'ſirous to unite or join together their ſeveral Shares or Intereſts in the principal Stock of the ſaid Gene-'ral Society, or in their proportionable Annuities, or yearly Payments iſſuing out of the ſaid yearly Funds, 'and to be incorporated ſo as they might be able to manage their Trade in Proportion to their Intereſt, 'as a Company and by a Joint Stock, his ſaid late Majeſty did grant, ordain, and eſtabliſh, that the Sub-'ſcribers therein particularly named, and every of them, and all and every Perſon and Perſons, Bodies 'Politick and Corporate, who as Executors, Adminiſtrators, Succeſſors, or Aſſigns, or by any other 'lawful Title, derived, or to be derived from, by or under the ſame Subſcribers, ſhould have and be en-'titled to any Part, Share, or Intereſt of or in the ſaid yearly Fund by the ſaid Act ſettled, as aforeſaid, 'or of or in the proportionable Annuities or yearly Payments iſſuing out of the ſaid yearly Fund, ſo long 'as they reſpectively ſhould have any ſuch Part, Share, or Intereſt therein, to be one Body Politick and 'Corporate, by the Name of *The* Engliſh *Company trading to the* Eaſt Indies, with ſuch Benefit of Trade, Engliſh Com-'Powers, Privileges, and Advantages, and ſubject to ſuch Reſtrictions, Conditions, Covenants and Agree- pany trading to 'ments, as are therein expreſſed. And whereas by another Act of Parliament made in the eleventh Year of his the Eaſt Indies. 'ſaid late Majeſty's Reign, reciting, That *John Dubois*, of *London*, Merchant, had, by Direction of, and in 11 & 12 W. 3. 'Truſt for the Corporation of the Governor and Company of Merchants of *London*, trading into the *Eaſt* c. 4 a private 'Indies, ſubſcribed and paid the Sum of three hundred and fifteen thouſand Pounds, as Part of the ſaid Sum of Act. 'two Millions, it was enacted, That the ſaid Governor and Company of Merchants of *London* trading 'into the *Eaſt Indies*, ſhould remain, continue, and be one Body Corporate and Politick by the Name 'aforeſaid, ſubject nevertheleſs to be determined upon the Redemption of the Fund by the ſaid Act granted: 'And whereas by an Indenture tripartite, bearing Date the two and twentieth Day of *July* in the Year 'of our Lord one thouſand ſeven hundred and two, made between your Majeſty of the firſt Part, the 'Governor and Company of Merchants of *London* trading into the *Eaſt Indies* of the ſecond Part, and 'the *Engliſh* Company trading to the *Eaſt Indies* of the third Part, it was (amongſt other Things) agreed, 'with your Majeſty's Approbation, that the ſaid Governor and Company of Merchants of *London* trading 'into the *Eaſt Indies*, ſhould purchaſe from the Members of the ſaid *Engliſh* Company ſo much of their 'Capital Stock as would make the Property of the ſaid Governor and Company of Merchants of *Lon-'don* trading into the *Eaſt Indies* equal to the Property which would then remain to the other Members 'of the ſaid *Engliſh* Company trading to the *Eaſt Indies*; and that the whole Trade which might or 'ſhould be carried on during the Term of ſeven Years, to be reckoned from the Date of that Indenture, 'to and from the *Eaſt Indies*, and other the Parts within the Limits aforeſaid, for or in reſpect of their 'ſeveral Stocks and Funds thereby agreed to be united, ſhould be for the Benefit and Behoof of all the 'Members of the ſaid *Engliſh* Company trading to the *Eaſt Indies*, proportionable to their Shares in the 'Capital or principal Stock thereof; and that the ſaid Governor and Company of Merchants of *London*, 'trading into the *Eaſt-Indies*, ſhould have a Right and Power equal to the reſt of the Members of 'the ſaid *Engliſh* Company, in the Direction, Management, and carrying on of the ſaid Trade, du-'ring the ſaid Term of ſeven Years, and that after the End or Expiration of the ſaid Term of ſeven 'Years, the whole Trade to the *Eaſt Indies*, and other the Parts within the Limits aforeſaid, for or 'in reſpect of their united Stock and Fund, ſhould for ever (ſubject to the Redemption of the ſaid 'Fund by Parliament) be wholly managed and carried on by the ſaid *Engliſh* Company trading to the

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'*Eaſt Indies* (by whatſoever Name the ſame ſhould then be called) according to the ſaid Charter of the 'fifth of *September* in the ſaid tenth Year of his ſaid late Majeſty's Reign, and not otherwiſe: And to 'that End and Purpoſe, many Covenants, Conditions, and Agreements were contained in the ſaid In-'denture, as by the ſame, Relation being thereunto had, may more fully appear: And whereas the 'united Stock of the ſaid Governor and Company of Merchants of *London* trading into the *Eaſt Indies*, 'and of all the reſt of the Members of the ſaid *Engliſh* Company trading to the *Eaſt Indies*, in their 'own Names, or in the Names of others in Truſt for them, doth at this Time amount to one million 'nine hundred ninety-two thouſand eight hundred Pounds, Part of the Sum of two Millions before-'mentioned; and their united Fund doth amount to one hundred fifty-nine thouſand four hundred twen-'ry-four Pounds *per Annum*, Part of the Sum of one hundred and ſixty thouſand Pounds *per Annum* be-'fore-mentioned: And as well the ſaid Governor and Company of Merchants of *London* trading into the '*Eaſt Indies*, as the reſt of the Members of the ſaid *Engliſh* Company trading to the *Eaſt Indies*, are willing 'to advance to your Majeſty, in manner herein after-mentioned, for carrying on the preſent War, and 'other your Majeſty's neceſſary Occaſions, a further Sum of twelve hundred thouſand Pounds of lawful 'Money of *Great Britain*, upon ſuch Terms, Conditions, and Advantages as are hereafter expreſſed and 'ſet down:' Now we your Majeſty's moſt dutiful and loyal Subjects, the Commons of *Great Britain* in 'Parliament aſſembled, being deſirous not only to ſupply your Majeſty with ſuch Aids as may enable your Majeſty to carry on the ſaid War with Vigour, but alſo to raiſe the ſame in ſuch a Manner as may create no new Charge upon your Subjects, do moſt humbly beſeech your Majeſty that it may be enacted; and be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the ſaid *Engliſh* Company trading to the *Eaſt Indies*, as well for and on the Behalf of the ſaid Governor and Company of Merchants of *London* trading into the *Eaſt Indies*, as for and on the Behalf of all others the Members of the ſaid *Engliſh* Company, ſhall advance and actually pay into the Receipt of her Majeſty's Exchequer, for her Majeſty's Uſe, the ſaid Sum of twelve hundred thouſand Pounds, by ſuch Proportions, and at ſuch Times as are herein after appointed for the Payment thereof (that is to ſay) Two hundred thouſand Pounds, Part thereof on or before the twelfth Day of *May* which ſhall be in the Year of our Lord one thouſand ſeven hundred and eight; two hundred thouſand Pounds more thereof, on or before the twelfth Day of *July* one thouſand ſeven hundred and eight; two hundred thouſand Pounds more thereof, on or before the eleventh Day of *September* one thouſand ſeven hundred and eight; two hundred thouſand Pounds more thereof, on or before the twelfth Day of *November* one thouſand ſeven hundred and eight; two hundred thouſand Pounds more thereof, on or before the twelfth Day of *January* one thouſand ſeven hundred and eight; and two hundred thouſand Pounds more thereof, and in full Satisfaction of the ſaid twelve hundred thouſand Pounds on or before the tenth Day of *March* which ſhall be in the Year of our Lord one thouſand ſeven hundred and eight; and in caſe the ſaid *Engliſh* Company trading to the *Eaſt Indies*, ſhall make Failure in any of the ſaid Payments hereby appointed to be made, at or before the reſpective Days or Times before limited in that Behalf, the Monies whereof ſuch Failure in Payment ſhall be made, ſhall and may be recovered to her Majeſty's Uſe, by Action of Debt, or upon the Caſe, Bill, Suit, or Information, in any of her Majeſty's Courts of Record at *Weſtminſter*, wherein no Eſſoin, Protection, Privilege, or Wager of Law, ſhall be allowed, or any more than one Imparlance; in which Action, Bill, Suit, or Information, it ſhall be lawful to declare, That the ſaid *Engliſh* Company trading to the *Eaſt Indies*, are indebted to her Majeſty the Monies of which they ſhall have made Default in Payment, according to the Form of this Statute, and have not paid the ſame, which ſhall be ſufficient; and in or upon ſuch Action, Bill, Suit, or Information, there ſhall be further recovered to her Majeſty's Uſe, againſt the ſaid *Engliſh* Company trading to the *Eaſt Indies*, Damages after the Rate of twelve Pounds *per Centum*, for the Monies ſo unpaid contrary to this Act, beſides full Coſts of Suit; and the ſaid *Engliſh* Company trading to the *Eaſt Indies*, and their Succeſſors, and the ſaid united Stock and Fund ſhall be and are hereby made ſubject and liable thereunto.

English Company to advance 1,200,000 l.

Times of Payment.

On Non-payment Company may be ſued, &c.

II. And for the better enabling the ſaid *Engliſh* Company trading to the *Eaſt Indies*, to raiſe and pay the ſaid Sum of twelve hundred thouſand Pounds to her Majeſty's Uſe as aforeſaid, it is hereby declared and enacted by the Authority aforeſaid, That the Common Seal of the ſaid *Engliſh* Company, now in the Hands of the Managers for the united Trade of the *Engliſh* Company trading to the *Eaſt Indies*, ſhall and may be made Uſe of to borrow any Sum or Sums of Money from time to time, upon Account of the ſaid united Stock and Fund, ſo as the Sum Total of all the principal Monies which at any one Time ſhall be owing upon the Security of the ſaid Seal, do not exceed one million five hundred thouſand Pounds, over and above the Monies which might lawfully be borrowed thereupon before the making of this preſent Act.

Company may borrow 1,500,000 l. on their Common Seal.

III. And it is hereby enacted by the Authority aforeſaid, That in caſe the General Court of the ſaid Governor and Company of Merchants of *London* trading into the *Eaſt Indies*, and the General Court of the ſaid *Engliſh* Company trading to the *Eaſt Indies* at any Time or Times whilſt they ſhall ſeparately continue, ſhall think fit, or if the General Court of the ſaid *Engliſh* Company, after the Determination of the other General Court aforeſaid, ſhall think fit to call in Monies from their reſpective Adventurers or Members, for or towards the raiſing the ſaid Sum of twelve hundred thouſand Pounds to be advanced to her Majeſty's Uſe, or any Part thereof, or for repaying the Monies borrowed for that Purpoſe, or the Intereſt thereof, that then it ſhall and may be lawful to and for the ſaid Governor and Company of Merchants of *London*, trading into the *Eaſt Indies*, and the ſaid *Engliſh* Company trading to the *Eaſt Indies* reſpectively, at any Time or Times during the ſeparate Continuance of their General Courts, as aforeſaid, and afterwards to and for the ſaid *Engliſh* Company trading to the *Eaſt Indies*, by whatſoever Name or Names the ſame ſhall then be called or known, to call in, or direct to be paid unto them reſpectively, from

The two Companies may call in Monies for advancing 1,200,000 l.

Or for repaying the Monies borrowed.

from and by their reſpective Adventurers and Members for the Time being, proportionably, any Sum and Sums of Money which ſhall from time to time be ſo thought fit, for or towards the making up the ſaid Sum of twelve hundred thouſand Pounds to be advanced to her Majeſty's Uſe as aforeſaid, or for repaying the Monies borrowed for that Purpoſe, or the Intereſt thereof; and that all Executors, Adminiſtrators, Guardians, and Truſtees, ſhall be indemnified in paying the ſame; and in caſe any Adventurers or Members of the ſaid reſpective Corporations, ſhall neglect or refuſe to pay his, her, or their Shares of the Monies ſo called in, at the Time or Times appointed for that Purpoſe, by Notice to be fixed upon the *Royal Exchange* in *London*, or in caſe any Adventurer or Adventurers, Member or Members of the ſaid reſpective Corporations, ſhall neglect or refuſe to pay his, her, or their Share of the Monies which the ſaid Companies, or either of them, ſhall (in purſuance of the ſaid firſt recited Act, and their reſpective Charters, or any or either of them) call in, for the carrying on of their Trade, at the Time or Times appointed for that Purpoſe, by the like Notice as aforeſaid; then and in either of the ſaid Caſes, it ſhall and may be lawful for the ſaid Governor and Company of Merchants of *London* trading into the *Eaſt Indies*, and the ſaid *Engliſh* Company trading to the *Eaſt Indies* reſpectively, and their reſpective Succeſſors, not only to ſtop the Share or Dividends which ſhall from time to time become payable to ſuch Adventurer or Adventurers, Member or Members, ſo neglecting or refuſing, of the Fund, Stock, or Profits of the ſaid reſpective Companies, and to apply the ſame from time to time for or towards Payment of the Share of the Money ſo called in, and which ought to have been paid by ſuch Adventurer or Adventurers, Member or Members ſo neglecting or refuſing to pay the ſame, until the ſame ſhall be ſatisfied, but alſo to ſtop the Transfers of the Shares of every ſuch Defaulter, and to charge ſuch Defaulter and Defaulters with an Intereſt after the Rate of ſix Pounds *per Centum per Annum*, for the Monies ſo by him and them neglected to be paid, from the Time the ſame were appointed to be paid until the Payment thereof; and the Share and Stock of ſuch Defaulter and Defaulters ſhall be liable to make good and anſwer the ſaid Monies ſo appointed to be paid, and the Intereſt thereof; and that in caſe the Principal and Intereſt ſhall not be paid within the Space of three Months, then the ſaid Governor and Company, and the ſaid *Engliſh* Company, and their Succeſſors reſpectively as aforeſaid, ſhall have Power to ſell ſo much of the Stock of ſuch Defaulter or Defaulters as will ſatisfy and pay the ſame.

Executors, &c. indemnified.

Members refuſing to pay, Company may ſtop their Dividends, &c.

And the Transfers of ſuch Defaulters, and Charge them with Intereſt at 6 l. per Cent.

Shares not paid in three Months, Company may ſell.

IV. And be it further enacted by the Authority aforeſaid, That the ſaid Sum of twelve hundred thouſand Pounds agreed to be advanced and paid, as aforeſaid, ſhall be and be called, deemed, and taken to be a further Addition to the capital Stock of the ſaid *Engliſh* Company, and ſhall be, and is hereby exempted from any Taxes, Rates, Impoſitions, or Aſſeſſments whatſoever.

The ſaid 1,200,000 l. to be a further Addition to the capital Stock, and Tax-free.

V. And be it further enacted by the Authority aforeſaid, That the united Stock and Fund of the ſaid *Engliſh* Company, and their Succeſſors, by whatſoever Name or Names they ſhall be called or known, ſhall be and are by this preſent Act made ſubject and liable to the Payment and Satisfaction of all ſuch Debts as are or ſhall be contracted by the ſame Company, for or upon Account of the ſaid united Stock or Trade.

The united Stock liable to all Debts contracted, &c.

'VI. And whereas by the ſaid former Acts and Charters it was provided, That at any Time, upon 'three Years Notice, after the nine and twentieth Day of *September* one thouſand ſeven hundred and 'eleven, upon Repayment of the ſaid two millions, and all Arrears of the ſaid Annuities or yearly Pay'ments, the ſaid Duties upon Salt, and Rock Salt, and the ſaid Duties upon ſtampt Vellum, Parchment, 'and Paper, and the ſaid yearly Fund charged thereupon, and the ſaid Annuities iſſuing out of the ſame, 'and the Duty of five Pounds in the Hundred on imported Goods therein expreſſed, and all the Corpora'tions to be erected by or in purſuance of that Act, and the Benefit of Trade thereby given or intended 'to be given to them or any of them, ſhall abſolutely ceaſe and determine:' Now, to the Intent, that the ſaid *Engliſh* Company, and their Succeſſors, may be encouraged to proceed in their Trade, and may have Time to ſettle Factories, and perform ſuch other Matters and Things as are neceſſary for carrying on the ſaid Trade to their beſt Advantage and Profit, it is hereby declared and enacted by the Authority aforeſaid, That the laſt-mentioned Proviſo for Redemption and Determination of the ſaid ſeveral Duties, yearly Fund, Annuities, Corporations, and Benefit of Trade, ſhall be, and is hereby repealed and made void; and that the ſaid Duties upon Salt and Rock Salt, and the ſaid Duties upon ſtampt Vellum, Parchment, and Paper, and the ſaid Duty of five Pounds in the Hundred upon imported Goods, ſhall continue, and the ſaid *Engliſh* Company trading to the *Eaſt Indies*, and their Succeſſors, by whatſoever Name or Names they ſhall be called or known, ſhall have and enjoy the ſaid yearly Sum of one hundred fifty-nine thouſand four hundred twenty-four Pounds *per Annum*, and all the Benefit of Trade, Franchiſes, Privileges, Profits, and Advantages whatſoever, in reſpect thereof given or granted, or intended to be given or granted unto them by the ſaid Act of the ninth Year of his ſaid late Majeſty's Reign, or by the ſaid Charter of the fifth Day of *September* in the tenth Year of his ſaid late Majeſty's Reign, or by the ſaid Indenture Tripartite of the two and twentieth Day of *July* one thouſand ſeven hundred and two, and every or any of them, freed and diſcharged of and from the ſaid former Proviſo, or Condition of Redemption, and all other Proviſoes, Powers, Acts, Matters, or Things heretofore had, made, done, or committed, for redeeming, determining, or making void the ſaid Duties, yearly Fund, Benefit of Trade, Franchiſes, Privileges, Profits, and Advantages, or any of them; ſubject nevertheleſs to the Reſtrictions, Covenants, and Agreements in the ſaid Act firſt recited, and the ſaid recited Charters and Indenture Tripartite, or any of them contained, now in Force, and alſo ſubject to the general Proviſoes or Condition of Redemption hereafter in this Act contained.

For encouraging the Engliſh Company to carry on their Trade.

Former Proviſo for Redemption repealed.

'See 3 Geo. 2. c. 14. §. 11.'

9 & 10 W. 3. c. 44.

Subject nevertheleſs, &c.

'VII. And whereas ſeveral Perſons who did ſubſcribe, or do derive under Perſons who did ſubſcribe 'ſeveral Sums, amounting in the whole to ſeven thouſand two hundred Pounds, Part or the ſaid two

'millions, are in reſpect thereof, entitled to five hundred ſeventy-ſix Pounds *per Annum*, Part of the 'ſaid Sum of one hundred and ſixty thouſand Pounds *per Annum*, and to a proportional Part of the 'Trade to the *Eaſt Indies*, and other the Parts aforeſaid, have not united their Stock and Fund to the 'Stock and Fund of the ſaid Corporations impowered to trade by a Joint Stock, as aforeſaid, but do by 'themſelves, or others by them licenſed, carry on their Trade for their own ſeparate Uſe and Accounts:'

Separate Stock confirmed.

It is hereby provided and enacted by the Authority aforeſaid, That the ſeveral Perſons entitled to the ſaid Stock, amounting to ſeven thouſand two hundred Pounds, their Executors, Adminiſtrators and Aſſigns, ſhall and may peaceably and quietly have, hold, and enjoy their ſaid Proportion of the ſaid yearly Fund and Trade, as fully and effectually as they might have done if this Act had never been made; nevertheleſs it ſhall and may be lawful to and for the ſaid *Engliſh* Company, and their Succeſſors, at any Time after the nine and twentieth Day of *September* one thouſand ſeven hundred and eleven, by Writing to be ſigned by their Secretary, and to be affixed upon the *Royal Exchange* in *London*, to give Notice of their Intention to repay the ſaid Sum of ſeven thouſand two hundred Pounds to the Perſons who ſhall be intereſted therein, or entitled thereunto, at the End of three Years after ſuch Notice given; and in caſe the ſaid *Engliſh* Company, at the End of the ſaid three Years, do fully pay and ſatisfy to ſuch Perſons the ſaid Sum of ſeven thouſand two hundred Pounds at the *Guild-hall* of *London*, together with all Arrears (if any) of the ſaid yearly Sum of five hundred ſeventy-ſix Pounds, which ſhall be then due to the ſaid Perſons reſpectively, then, and upon ſuch Payment made, or lawful Tender thereof, the ſaid Stock of ſeven thouſand two hundred Pounds, and the proportional Trade and Fund belonging thereunto, ſhall be, and are by virtue of this Act, veſted and ſettled in the ſaid *Engliſh* Company, and their Succeſſors; ſubject nevertheleſs to the general Proviſo or Condition of Redemption hereafter in this Act contained, and to no other Proviſo or Condition of Redemption whatſoever; any thing in this Act contained, or any other Matter or Thing to the contrary notwithſtanding.

But after 29 September 1711, upon three Years Notice and Repayment, &c.

The ſaid ſeparate Stock ſhall be veſted in the Engliſh Company.

VIII. Provided always, and it is hereby further enacted by the Authority aforeſaid, That the beforementioned Duty of five Pounds *per Centum*, for or in reſpect only of ſuch Goods and Merchandizes as ſhall be imported into *Great Britain* by the ſaid *Engliſh* Company trading to the *Eaſt Indies*, from and after the nine and twentieth Day of *September* one thouſand ſeven hundred and fourteen, ſhall ceaſe, determine, and be no longer collected or paid; any thing in this, or in the ſaid firſt recited Act, to the contrary in any wiſe notwithſtanding.

Duty of 5l. per Cent. after 29 Sept. 1714, to ceaſe.

9 & 10 W. 3. c. 44.

IX. Provided always, and it is hereby declared and enacted by the Authority aforeſaid, That at any Time upon three Years Notice, after the five and twentieth Day of *March* which ſhall be in the Year of our Lord one thouſand ſeven hundred and twenty-ſix, upon the Expiration of the ſaid three Years, and upon Repayment by Parliament, as well of the ſaid Sum of two Millions formerly advanced, as of the ſaid Sum of twelve hundred thouſand Pounds to be advanced, as aforeſaid, making in the whole three Millions and two hundred thouſand Pounds, unto ſuch Companies, Corporations, or Perſons as ſhall be then intitled thereunto, and of all Arrears which at the End of the ſaid three Years ſhall be due for or upon the ſaid yearly Fund of one hundred and ſixty thouſand Pounds *per Annum*, then, and from thenceforth, as well the ſaid Duties upon Salt and Rock Salt, as the ſaid Duties upon ſtampt Vellum, Parchment, and Paper, and alſo the ſaid yearly Fund of one hundred and ſixty thouſand Pounds, and all the Corporations erected by or in purſuance of this or the ſaid former Acts, and the Benefit of Trade by this and the ſaid former Acts and Charters, or any of them, given, or intended to be given to them or any of them, ſhall abſolutely ceaſe and determine; any thing herein contained to the contrary notwithſtanding.

After 25 March 1726, upon 3 Years Notice, and Repayment, &c. Corporation to ceaſe.

Repealed by 10 Annæ, c. 28.

3 Geo. 2. c. 14. §. 11.

X. Provided always, and be it enacted by the Authority aforeſaid, That this Act, or any thing herein contained, ſhall not be deemed, taken, or conſtrued to repeal or alter an Act made in the eleventh and twelfth Years of the Reign of the late King WILLIAM the Third, of glorious Memory, intituled *An Act for the more effectual employing the Poor, by encouraging the Manufactures of this Kingdom*, or any Clauſe, Matter or Thing therein contained; but that the ſaid Act, and every Clauſe, Matter, or Thing therein contained, ſhall ſtand, remain, and be in full Effect and Force, to all Intents and Purpoſes whatſoever, as if this Act had never been made; any thing herein contained to the contrary thereof in any wiſe notwithſtanding.

Not to repeal 1 & 12 W. 3. c. 20.

From 25 March 1708. Cuſtom-houſe may take Companies ſeal'd Bonds for Goods imported.

XI. Provided alſo, and it is hereby further enacted and declared by the Authority aforeſaid, That from and after the five and twentieth Day of *March* one thouſand ſeven hundred and eight, upon any Importation of any Goods or Merchandizes by the ſaid *Engliſh* Company trading to the *Eaſt Indies*, it ſhall and may be lawful for the Commiſſioners and Officers of the Cuſtoms for the Time being, and they are hereby required from time to time to take one or more Bond or Bonds, under the common Seal of the ſaid *Engliſh* Company, for all ſuch of the Cuſtoms and Duties chargeable and to be charged on the Goods and Merchandizes ſo to be imported, as are Bondable, or for which Bonds have uſually been given; any Law, Statute, or Proviſion to the contrary thereof in any wiſe notwithſtanding.

In order to a compleat Union,

'XII. And whereas the Governor and Company of Merchants of *London* trading into the *Eaſt Indies*, 'and the reſt of the Members of the *Engliſh* Company trading to the *Eaſt Indies*, are deſirous that a ſpeedy 'and compleat Union may be had and perfected, purſuant to the before-mentioned Indenture Tripartite, 'and have agreed to refer all Matters in Difference concerning the ſame, and the compleating the ſaid 'Union, unto the final Determination of the Right Honourable *Sidney* Earl of *Godolphin*, Lord High 'Treaſurer of *Great Britain*;' Be it therefore enacted by the Authority aforeſaid, That the ſaid Matters in Difference between the ſaid Governor and Company of Merchants of *London* trading into the *Eaſt Indies*, and the reſt of the Members of the ſaid *Engliſh* Company, and the ſettling the Terms of, and perfecting and compleating the ſaid Union, ſhall be, and is hereby referred to the Judgment, Award, and

final Determination of the ſaid *Sidney* Earl of *Godolphin*, to proceed upon and ſettle the Terms and Conditions of the ſame, as his Lordſhip ſhall think fit, ſo as the whole be made, ſettled, perfected, and compleated on or before the twenty-ninth Day *September* in the Year one thouſand ſeven hundred and eight, by Writing atteſted under his Lordſhip's Hand and Seal; which ſaid Award being ſo made and ſettled within the Time aforeſaid, ſhall in all Parts thereof be binding and concluſive, as well to the ſaid Governor and Company of Merchants of *London* trading into the *Eaſt Indies*, as to the reſt of the ſaid Members of the ſaid *Engliſh* Company, and ſhall be by them complied with, and ſubmitted to accordingly.

All Differences referred to the Earl of Godolphin.

His Award to be binding.

XIII. Provided always, and it is hereby further enacted by the Authority aforeſaid, That from and after the making of the ſaid Award, and Surrender of the Charter of the ſaid Governor and Company of Merchants of *London* trading into the *Eaſt Indies*, in purſuance to the ſaid Indenture Tripartite, then the Perſons who, at the Time of ſuch Surrender, ſhall in purſuance of the ſame Indenture be the Managers for the united Trade of the *Engliſh* Company trading to the *Eaſt Indies*, and none others, ſhall be the Directors of the ſaid *Engliſh* Company, (which Company ſhall then be called, *The united Company of Merchants of* England *trading to the* Eaſt Indies) until ſuch Time as new Directors ſhall be choſen for the ſame, in purſuance of the ſaid Charter, bearing Date the fifth Day of *September* in the tenth Year of his ſaid late Majeſty's Reign.

After ſuch Award, &c. Managers for the united Trade ſhall be Directors, &c. till new ones be choſen.

XIV. And be it further enacted by the Authority aforeſaid, That this preſent Act, and the Acts herein before recited, and all Parts thereof, ſhall be conſtrued, adjudged, and taken to be publick Acts to all Intents and Purpoſes whatſoever.

Acts, &c. to be publick Acts.

Further Proviſions relating to 17 *Geo.* 2. *c.* 27.

Eaſt India Company, 10 *Ann. c.* 28. 5 *Geo.* 1. *c.* 21. 7 *Geo.* 1. *c.* 5 & 21. 9 *Geo.* 1. *c.* 26. 3 *Geo.* 2. *c.* 14 & 20. 12 *Geo.* 2. *c.* 22. 27 *Geo.* 2. *c.* 9. 1 *Geo.* 3. *c.* 14.

CAP. XVIII.

An Act for the more effectual Diſcovery of the Death of Perſons pretended to be alive, to the Prejudice of thoſe who claim Eſtates after their Deaths.

19 *Car.* 2. *c.* 6.

'I. WHEREAS divers Perſons, as Guardians and Truſtees for Infants, and Huſbands in Right of their Wives, and other Perſons having Eſtates or Intereſts determinable upon a Life or Lives, have continued to receive their Rents and Profits of ſuch Lands after the Determination of their ſaid particular Eſtates or Intereſts: And whereas the Proof of the Death of the Perſons, on whoſe Lives ſuch particular Eſtates or Intereſts depended, is very difficult, and ſeveral Perſons have been, and may be thereby defrauded:' For Remedy whereof, and for preventing ſuch fraudulent Practices, Be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That any Perſon or Perſons who hath or ſhall have any Claim or Demand in or to any Remainder, Reverſion, or Expectancy, in or to any Eſtate after the Death of any Perſon within Age, married Woman, or any other Perſon whatſoever, upon Affidavit made in the High Court of *Chancery*, by the Perſons ſo claiming ſuch Eſtate, of his or her Title, and that he or ſhe hath Cauſe to believe that ſuch Minor, married Woman, or other Perſon is dead, and that his or her Death is concealed by ſuch Guardian, Truſtee, Huſband, or any other Perſon, ſhall and may once a Year, if the Perſon aggrieved ſhall think fit, move the Lord Chancellor, Keeper, or Commiſſioners for the Cuſtody of the Great Seal of *Great Britain* for the Time being, to order, and they are hereby authorized and required to order ſuch Guardian, Truſtee, Huſband, or other Perſon, concealing or ſuſpected to conceal ſuch Perſon, at ſuch Time and Place as the ſaid Court ſhall direct, on perſonal or other due Service of ſuch Order, to produce and ſhew to ſuch Perſon and Perſons, (not exceeding two) as ſhall in ſuch Order be named by the Party or Parties proſecuting ſuch Order, ſuch Minor, married Woman, or other Perſons aforeſaid; and if ſuch Guardian, Truſtee, Huſband, or ſuch other Perſon, as aforeſaid, ſhall refuſe or neglect to produce or ſhew ſuch Infant, married Woman, or ſuch other Perſon, on whoſe Life any ſuch Eſtate doth depend, according to the Directions of the ſaid Order, That then the Court of *Chancery* is hereby authorized and required to order ſuch Guardian, Truſtee, Huſband, or other Perſon, to produce ſuch Minor, married Woman, or other Perſon concealed, in the ſaid Court of *Chancery*, or otherwiſe before Commiſſioners to be appointed by the ſaid Court, at ſuch Time and Place as the Court ſhall direct, two of which Commiſſioners ſhall be nominated by the Party or Parties proſecuting ſuch Order, at his, her, or their Coſts and Charges; and in caſe ſuch Guardian, Truſtee, Huſband, or other Perſon, ſhall refuſe or neglect to produce ſuch Infant, married Woman, or other Perſon ſo concealed, in the Court of *Chancery*, or before ſuch Commiſſioners, whereof Return ſhall be made by ſuch Commiſſioners, and that Return filed in the Petty Bag Office, in either or any of the ſaid Caſes, the ſaid Minor, married Woman, or ſuch other Perſon ſo concealed, ſhall be taken to be dead, and it ſhall be lawful for any Perſon claiming any Right, Title or Intereſt in Remainder or Reverſion, or otherwiſe after the Death of ſuch Infant, married Woman, or ſuch other Perſons ſo concealed, as aforeſaid, to enter upon ſuch Lands, Tenements and Hereditaments, as if ſuch Infant, married Woman, or other Perſon ſo concealed, were actually dead.

Perſon claiming Eſtate in Remainder, &c. after Death of Minor, married Woman, &c. on Affidavit, &c. that he hath cauſe to believe ſuch Minor, &c. is dead, Lord Chancellor to cauſe ſuch Minor, &c. to be produced, &c.

Guardian, &c. refuſing to produce ſuch Infant, &c.

Party ſo concealed to be taken to be dead, and Claimant may enter on Land, &c.

II. And be it further enacted by the Authority aforeſaid, That if it ſhall appear to the ſaid Court by Affidavit, that ſuch Minor, married Woman, or other Perſon, for whoſe Life ſuch Eſtate is holden, is, or lately was at ſome certain Place beyond the Seas in the ſaid Affidavit to be mentioned, it ſhall and may be lawful for the Party or Parties proſecuting ſuch Order, as aforeſaid, at his, her, or their Coſts and Charges, to ſend over one or both the ſaid Perſons appointed by the ſaid Order, to view ſuch Minor, married

On Affidavit that Minor, &c. is beyond Sea, Claimant may ſend over Perſons to view ſuch Minor &c.

married Woman, or other Perſon, for whoſe Life any ſuch Eſtate is holden; and in caſe ſuch Guardian, Truſtee, Huſband, or other Perſon concealing or ſuſpected to conceal ſuch Perſons as aforeſaid, ſhall refuſe or neglect to produce or procure to be produced to ſuch Perſon or Perſons, a perſonal View of ſuch Infant, married Woman, or other Perſon, for whoſe Life any ſuch Eſtate is holden, That then and in ſuch Caſe ſuch Perſon or Perſons are hereby required to make a true Return of ſuch Refuſal or Neglect to the Court of *Chancery*, which Return ſhall be filed in the Petty Bag Office, and thereupon ſuch Minor, married Woman, or other Perſon, for whoſe Life any ſuch Eſtate is holden, ſhall be taken to be dead; and it ſhall be lawful for any Perſon claiming any Right, Title, or Intereſt, in Remainder, Reverſion, or otherwiſe after the Death of ſuch Infant, married Woman, or other Perſon, for whoſe Life any ſuch Eſtate is holden, to enter upon ſuch Lands, Tenements, and Hereditaments, as if ſuch Infant, married Woman, or other Perſon, for whoſe Life any ſuch Eſtate is holden, were actually dead.

If Infant, &c. alive, after Order made, ſuch Infant, &c. may re-enter.

III. Provided always, That if it ſhall afterwards appear upon Proof, in any Action to be brought, that ſuch Infant, married Woman, or other Perſon, for whoſe Life any ſuch Eſtate is holden, were alive at the Time of ſuch Order made, That then it ſhall be lawful for ſuch Infant, married Woman, Guardian, or Truſtee, or other Perſon having any Eſtate or Intereſt, determinable upon ſuch Life, to re-enter upon the ſaid Lands, Tenements, or Hereditaments, and for ſuch Infant, married Woman, or other Perſon, having any Eſtate or Intereſt determinable upon ſuch Life, their Executors, Adminiſtrators or Aſſigns, to maintain an Action againſt thoſe who, ſince the ſaid Order, received the Profits of ſuch Lands, Tenements, or Hereditaments, or their Executors or Adminiſtrators, and therein to recover full Damages for the Profits of the ſame received, from the Time that ſuch Infant, married Woman, or other Perſon, having any Eſtate or Intereſt determinable upon ſuch Life, were ouſted of the Poſſeſſion of ſuch Lands, Tenements, or Hereditaments.

If Guardian, &c. prove that he hath uſed his Endeavours to procure ſuch Infant to appear, and that he was then living, &c.

IV. Provided always, That if any ſuch Guardian, Truſtee, Huſband, or other Perſon or Perſons, holding or having any Eſtate or Intereſt determinable upon the Life or Lives of any other Perſon or Perſons ſhall by Affidavit or otherwiſe, to the Satisfaction of the ſaid Court of *Chancery*, make appear, That he, ſhe, or they have uſed his, her, or their utmoſt Endeavours to procure ſuch Infant, married Woman, or other Perſon or Perſons, on whoſe Life or Lives ſuch Eſtate or Intereſt doth depend, to appear in the ſaid Court of *Chancery*, or elſewhere, according to the Order of the ſaid Court in that Behalf made, and that he, ſhe, or they cannot procure or compel ſuch Infant, married Woman, or other Perſon or Perſons ſo to appear, and that ſuch Infant, married Woman, or other Perſon or Perſons, on whoſe Life or Lives ſuch Eſtate or Intereſt doth depend, is, are, or were living at the Time of ſuch Return made and filed as aforeſaid, then it ſhall be lawful for ſuch Perſon or Perſons to continue in the Poſſeſſion of ſuch Eſtate, and receive the Rents and Profits thereof for and during the Infancy of ſuch Infant, and the Life or Lives of ſuch married Woman, or other Perſon or Perſons, on whoſe Life or Lives ſuch Eſtate or Intereſt doth or ſhall depend, as fully as he, ſhe, or they might have done if this Act had not been made.

Guardian to continue in Poſſeſſion, &c.

Guardian, &c. holding Eſtates after Determination of Life of Minor, &c. adjudged Treſpaſſers.

Heirs, &c. may recover Damages.

V. And be it further enacted by the Authority aforeſaid, That every Perſon who, as Guardian or Truſtee for any Infant, and every Huſband ſeized in Right of his Wife only, and every other Perſon having any Eſtate determinable upon any Life or Lives, who after the Determination of ſuch particular Eſtates or Intereſts, without the expreſs Conſent of him, her, or them, who are or ſhall be next and immediately intitled upon and after the Determination of ſuch particular Eſtates or Intereſts, ſhall hold over and continue in Poſſeſſion of any Manors, Meſſuages, Lands, Tenements, or Hereditaments, ſhall be and are hereby adjudged to be Treſpaſſers; and that every Perſon and Perſons, his, her, and their Executors and Adminiſtrators, who are or ſhall be intitled to any ſuch Manors, Meſſuages, Lands, Tenements, and Hereditaments, upon or after the Determination of ſuch particular Eſtates or Intereſts, ſhall and may recover in Damages againſt every ſuch Perſon or Perſons ſo holding over as aforeſaid, and againſt his, her, or their Executors, or Adminiſtrators, the full Value of the Profits received during ſuch wrongful Poſſeſſion as aforeſaid.

CAP. XIX.

An Act for continuing the Half Subſidies therein mentioned, with ſeveral Impoſitions and other Duties, to raiſe Money by way of Loan, for the Service of the War, and other her Majeſty's neceſſary and important Occaſions, and for charging of Prize Goods and Seizures, and for taking off the Drawbacks of foreign Cordage, and to obviate the clandeſtine Importation of wrought Silks.

'I. MOST gracious Sovereign; We your Majeſty's moſt dutiful and loyal Subjects the Commons 'of *Great Britain* in Parliament aſſembled, duly conſidering the Neceſſity of making an ample 'and compleat Proviſion to enable your Majeſty to carry on the preſent War, and to defray your other 'neceſſary Expences, have for that End and Purpoſe chearfully and unanimouſly given and granted, and 'do by this Act give and grant to your Majeſty, the ſeveral and reſpective Subſidies, Impoſitions, and 'Duties herein after particularly deſcribed, for and during the Terms herein after expreſſed, that is to 'ſay, Whereas ſeveral Subſidies of Tunnage and Poundage, and other Duties and Sums of Money upon 'Wines, Goods, and other Merchandizes, were given and granted unto his late Majeſty King CHARLES 'the Second, of Bleſſed Memory, for his Life, by an Act of Parliament made in the twelfth Year of his
12 Car. 2. c. 4. 'Reign (intituled, *A Subſidy granted to the King of Tonnage and Poundage, and other Sums of Money payable upon Merchandizes exported and imported*) and by the Book of Rates thereunto annexed, which Subſidies

'of

'of Tonnage and Poundage, and other Duties and Sums of Money upon Wines, Goods, and Merchandizes, as well exported as imported, (with ſome Alterations) were by ſeveral ſubſequent Acts of Parliament granted to continue until the firſt Day of *Auguſt* one thouſand ſeven hundred and ten; and by an Act of Parliament made in the fifth Year of your Majeſty's Reign, intituled, *An Act for continuing ſeveral Subſidies, Impoſitions, and Duties, and for making Proviſions therein mentioned, to raiſe Money by Way of Loan, for the Service of the War, and other her Majeſty's neceſſary and important Occaſions, and for aſcertaining the Wine Meaſure*, the ſaid Subſidies of Tonnage and Poundage, and other Duties and Sums of Money laſt-mentioned, were enacted to continue and be payable to your Majeſty, for and upon all Wines, Goods, and Merchandizes, which ſhould be imported at any Time or Times between the laſt Day of *July* one thouſand ſeven hundred and ten, and the firſt Day of *Auguſt* one thouſand ſeven hundred and twelve:' Now we your Majeſty's ſaid dutiful and loyal Subjects, do muſt humbly beſeech your Majeſty that it may be enacted; and be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That over and above all other Subſidies, additional Duties, Impoſitions, and Payments whatſoever, by any former or other Act or Acts of Parliament or otherwiſe howſoever already due or payable, or which ought to be paid to her Majeſty, for or upon any Wines, Goods, or Merchandizes whatſoever, imported or to be imported, there ſhall be raiſed, levied, collected, paid, and ſatisfied unto her Majeſty, her Heirs and Succeſſors, for and upon all Wines, Goods, and Merchandizes, which at any Time or Times from and after the laſt Day of *July* one thouſand ſeven hundred and twelve, and before the firſt Day of *Auguſt* one thouſand ſeven hundred and fourteen, ſhall be imported or brought into *Great Britain*, one Moiety or Half Part of ſuch and the like ſeveral and reſpective Subſidies, Duties, and Sums of Money, as by the ſaid Act of the fifth Year of her Majeſty's Reign are charged or payable within or during the Term thereby granted or limited, for or upon the like imported Wines, Goods, and Merchandizes reſpectively, except ſuch Goods and other Merchandizes as by the ſaid Act of the fifth Year of her Majeſty's Reign, or by any Law now in force are exempted from the Payment of the Subſidies or Duties which were firſt granted in the twelfth Year of the Reign of King CHARLES the Second as aforeſaid.

5 Annæ, c. 27.

Half Subſidies continued from 31 July 1712. to 2 Aug. 1714. Made perpetual by 7 Annæ, c. 7. §. 29.

Except Goods exempted by former Acts.

12 Car. 2. c. 4.

II. And it is hereby enacted, That in all Caſes where by the ſaid Act of the fifth Year of her Majeſty's Reign, or by any Act relating thereunto, any Drawbacks or Abatements are to be made of the whole or any Part of the Duties thereby impoſed on any Wines, Goods, or Merchandizes whatſoever, there ſhall be in the like Caſes proportional Drawbacks and Abatements made of the whole or Part of the Duties by this Act impoſed upon the ſame Wines, Goods, and Merchandizes reſpectively; and that the ſeveral Subſidies and Duties by this Act granted, during the Continuance thereof, ſhall be raiſed, collected, levied, ſecured and paid, within and throughout the Kingdom of *Great Britain*, by the ſame Ways, Means, and Methods, and under ſuch Penalties and Forfeitures, and with ſuch Allowances, and ſubject to ſuch Rules and Directions, as in and by the ſaid Act of the fifth Year of her Majeſty's Reign, or by any other Act or Acts therein referred unto, are preſcribed or appointed, for the raiſing, collecting, levying, ſecuring, and paying the ſaid Subſidies and Duties granted by the ſaid Act of the fifth Year of her Majeſty's Reign, during the Continuance thereof; and that every Article, Rule, and Clauſe contained in the ſaid Act of the fifth Year of her Majeſty's Reign, or in any Act or Acts of Parliament therein mentioned, or thereby referred unto, for raiſing, collecting, levying, ſecuring, and paying the ſaid Subſidies and Duties thereby granted, during the Continuance thereof, are and ſhall be, by force of this Act, revived, and ſhall be uſed, exerciſed, and put in Practice for the raiſing, levying, collecting, and anſwering the Subſidies and Duties granted or impoſed by this preſent Act, during the Continuance thereof, and all Arrearages of the ſame, from Time to Time, as fully and effectually as if the ſame Articles, Rules and Clauſes, and every of them, were again particularly and at large recited and re-enacted in the Body of this preſent Act, except only as to ſuch of the ſaid Articles, Rules, and Clauſes, touching which other Proviſions, Alterations, or Exemptions are made by any Act or Acts of Parliament now in Being, which other Proviſions, Alterations, or Exemptions, ſhall be obſerved with Reſpect to the Duties hereby granted, during the Continuance of this Act, in the ſame Manner as they are to be obſerved with Reſpect to the ſaid Subſidies formerly granted as aforeſaid.

5 Annæ, c. 27. The ſame Drawbacks to be allowed.

Former Powers revived.

III. And be it further enacted by the Authority aforeſaid, That the ſeveral Impoſitions and Duties upon Wines and Vinegar, granted by an Act made in the firſt Year of the Reign of his late Majeſty King JAMES the Second (intituled, *An Act for granting to his Majeſty an Impoſition upon all Wines and Vinegar imported between the twenty-fourth Day of* June *one thouſand ſix hundred eighty-five and the twenty-fourth Day of* June *one thouſand ſix hundred ninety-three*) which ſaid Act, by ſeveral ſubſequent Acts of Parliament ſince made, was continued, and is to continue until the firſt Day of *Auguſt* one thouſand ſeven hundred and twelve, ſhall, by Virtue of this Act, be further continued to her Majeſty, her Heirs and Succeſſors, from the laſt Day of *July* one thouſand ſeven hundred and twelve to the firſt Day of *Auguſt* one thouſand ſeven hundred and fourteen, and no longer; and that the ſaid Act ſo made in the firſt Year of the Reign of the ſaid late King JAMES the Second, and all Powers, Proviſions, Penalties, Articles, and Clauſes therein contained, for or concerning the ſaid Impoſitions on Wines and Vinegar, ſhall continue and be in full Force and Effect until the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and fourteen, and ſhall be applied, practiſed, and executed for raiſing, levying, collecting, anſwering, and paying the ſaid Duties upon Wine and Vinegar hereby continued, and all Arrears thereof, according to the Tenor and Intent of this preſent Act, as fully, to all Intents and Purpoſes, as if all and every the Clauſes, Matters, and Things in the ſaid Act of the firſt Year of the Reign of the ſaid King JAMES the Second contained, had been again in this Act repeated and particularly enacted.

Duties on Wines and Vinegar continued from 31 July 1712. to 1 Auguſt 1714. 1 Jac. 2. c. 3.

Duties on Tobacco continued to 1 Aug. 1714. 1 Jac. 2. c. 4.

IV. And be it further enacted by the Authority aforeſaid, That the Rates, Duties, and Impoſitions upon all Sorts of Tobacco, granted by an Act made in the firſt Year of the Reign of the ſaid late King JAMES the Second, intituled, *An Act for granting to his Majeſty an Impoſition upon all Tobacco and Sugar imported between the twenty-fourth Day of* June *one thouſand ſix hundred eighty-five and the twenty-fourth Day of* June *one thouſand ſix hundred ninety-three*, which ſaid Act, as for and concerning the ſaid Duties and Impoſitions upon Tobacco only, by ſeveral ſubſequent Acts of Parliament ſince made, was continned, and is to continue until the firſt Day of *Auguſt* one thouſand ſeven hundred and twelve, ſhall, by Virtue of this Act, be further continued and paid to her Majeſty, her Heirs and Succeſſors, from the laſt Day of *July* one thouſand ſeven hundred and twelve to the firſt Day of *Auguſt* one thouſand ſeven hundred and fourteen, and no longer.

And to be levied, &c. as by 7 & 8 W. 3. c. 10.

V. Provided always, and be it enacted and declared by the Authority aforeſaid, That the ſaid Duty upon Tobacco which ſhall be imported during the Times by this Act limited, and all Arrears thereof, ſhall be ſecured, collected, raiſed, levied, anſwered, and paid to her Majeſty, in ſuch Method, and with ſuch Diſcount and Allowances, and according to ſuch Rules and Directions, as are mentioned, referred to, or preſcribed, as to the Duties or Impoſitions upon Tobacco, in and by the Act made in the Parliament holden in the ſeventh Year of the Reign of King WILLIAM the Third, of glorious Memory, intituled, *An Act for continuing ſeveral Duties granted by former Acts upon Wine, Vinegar, and upon Tobacco, and* Eaſt India *Goods, and other Merchandizes imported, for carrying on the War againſt* France, and not otherwiſe.

Old Impoſt continued to 1 Auguſt 1714. 2 W. & M. ſſ. 2. c. 4.

VI. And be it further enacted by the Authority aforeſaid, That the ſeveral additional and other Rates, Impoſitions, Duties, and Charges upon the ſeveral Sorts of Goods and Merchandizes granted by an Act made in the ſecond Year of the Reign of King WILLIAM the Third and Queen MARY, intituled, *An Act for granting to their Majeſties certain Impoſitions upon all* Eaſt India *Goods and Manufactures, and upon all wrought Silks, and ſeveral other Goods and Merchandizes, to be imported after the five and twentieth Day of* May *one thouſand ſix hundred and ninety*, and which thereby, and by ſeveral ſubſequent Acts of Parliament already made, have Continuance until the firſt Day of *Auguſt* one thouſand ſeven hundred and twelve, ſhall be further continued to her Majeſty, her Heirs and Succeſſors, from the laſt Day of *July* one thouſand ſeven hundred and twelve to the firſt Day of *Auguſt* one thouſand ſeven hundred and fourteen, and no longer; and that the ſaid Act made in the ſecond Year of their ſaid late Majeſties Reign, concerning *Eaſt India* Goods, and other Things therein charged, and all Powers, Proviſions, Penalties, Articles, and Clauſes therein contained, ſhall continue and be of full Force and Effect, until the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and fourteen, and ſhall be applied, practiſed, and executed for the raiſing, levying, collecting, anſwering, and paying the ſaid reſpective Duties hereby continued, and all Arrears thereof, according to the Tenor and Intent of this preſent Act, as fully and to all Intents and Purpoſes, as if the ſaid laſt mentioned Act, and all and every the Clauſes, Matters, and Things therein contained, had been again repeated and particularly enacted; except only as to ſuch Part of the ſaid Acts concerning the ſaid Impoſitions on Wines, Vinegar, Tobacco, *Eaſt India* Goods, and other Merchandizes imported, touching which other Proviſions or Alterations are made by any Act or Acts of Parliament now in being; which other Proviſions or Alterations are to be obſerved, and to continue during the Continuance of this preſent Act; and the ſaid Act, intituled, *An Act for continuing ſeveral Duties granted by former Acts upon Wine and Vinegar, and upon Tobacco, and* Eaſt India *Goods, and other Merchandizes imported, for carrying on the War againſt* France, and every Article, Clauſe, Matter, and Thing therein contained, for the raiſing, levying, ſecuring, anſwering and paying the Impoſitions and Duties on the Mrrchandizes and Commodities thereby charged, and which are by this Act continued, ſhall be of full Force and Effect until the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and fourteen.

All Powers, Proviſions, &c. in 2 W. & M. ſſ 2. c 4. and 7 & 8 W. 3. c. 10. to be obſerved.

Exception.

7 & 8 W. 3. c. 10.

Additional Impoſt continued to 1 Aug. 1714. 4 & 5 W. & M. c. 5.

VII. And be it further enacted by the Authority aforeſaid, That the additional and other Rates, Duties, Impoſitions, and Charges upon the ſeveral Sorts of Goods and Merchandizes, granted by an Act of Parliament made in the fourth Year of their ſaid late Majeſties Reign, intituled, *An Act for granting to their Majeſties certain additional Impoſitions upon ſeveral Goods and Merchandizes, for proſecuting the preſent War againſt* France, which by ſeveral ſubſequent Acts of Parliament already made, have Continuance until the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and twelve, ſhall, by Virtue of this Act, be further continued, and be paid and payable to her Majeſty, her Heirs and Succeſſors, from the laſt Day of *July* one thouſand ſeven hundred and twelve to the firſt Day of *Auguſt* one thouſand ſeven hundred and fourteen, and no longer; and that the ſaid Act laſt mentioned, and all Powers, Proviſions, Penalties, Articles, and Clauſes therein contained (except as herein after is excepted and provided) as for and concerning the ſaid Rates, Duties, and Impoſitions, ſhall continue and be of full Force and Effect until the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and fourteen, and ſhall be applied, practiſed, and executed, for the raiſing, levying, collecting, anſwering, and paying the ſaid Duties hereby continued, and all Arrea s thereof, according to the Tenor and Intent of this preſent Act, as if the ſaid laſt mentioned Act, and all and every the Clauſes, Matters, and Things therein contained, had been again repeated and particularly enacted in this preſent Act.

New Proviſions or Alterations made to be obſerved.

VIII. Provided alſo, That in all Caſes where any other Proviſion or Alteration is made, by any Act or Acts of Parliament now in being, in or about any other Matter or Thing contained in the ſaid Act of Parliament for the Impoſitions laſt mentioned, ſuch other Proviſions or Alterations ſhall be obſerved during the Continuance of the Term hereby granted; any Thing herein contained to the contrary notwithſtanding.

Duties on Whale fins continued to 1 Auguſt 1714. 9 & 10 W. 3. c. 45.

IX. And it is hereby further enacted, That the ſeveral Impoſitions and Duties for and upon all Whale-fins imported, which by an Act of Parliament in the ninth Year of th Reign of his ſaid late Majeſty King WILLIAM the Third, (intituled, *An Act for taking away Half the Duties impoſed on Glaſs Wares, and the whole Duties lately laid on Stone and Earthen Wares and Tobacco Pipes, and for granting in lieu thereof new*

Duties

Duties on Whale-fins and Scotch *Linen*) were granted to his ſaid late Majeſty King WILLIAM, and by ſubſequent Acts already paſſed, have Continuance until the firſt Day of *Auguſt* one thouſand ſeven hundred and twelve, ſhall be and are hereby continued to her Majeſty, her Heirs and Succeſſors, from the laſt Day of *July* one thouſand ſeven hundred and twelve to the firſt Day of *Auguſt* one thouſand ſeven hundred and fourteen, and no longer; and ſhall be raiſed, levied, collected, and paid in ſuch Manner and Form, and by ſuch Ways and Means, and under ſuch Penalties, as are mentioned in the ſaid Act for granting the ſaid Impoſitions on Whale-fins and *Scotch* Linen; which Act, with all the Powers, Proviſoes, Penalties, Articles, and Clauſes therein contained, or thereby referred to, ſhall continue and be in full Force until the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and fourteen, and ſhall be applied, practiſed and put in Execution for raiſing and levying the ſaid Duties on Whale-fins hereby continued, and all Arrears thereof, as fully and effectually as if all the Clauſes, Matters, and Things therein contained, concerning the ſaid Duties on Whale-fins, were repeated, and again enacted in the Body of this preſent Act.

'X. And whereas the ſaid Subſidies of Tunnage and Poundage, and the ſaid other Duties granted 'therewith in the ſaid twelfth Year of King CHARLES the Second as aforeſaid, as to Wines, Goods, and 12 Car. 2. c. 4. 'Merchandizes imported, and the ſaid Impoſitions on Wines, Venegar, and Tobacco, which were firſt 'granted to King JAMES the Second, in the firſt Year of his Reign, and the ſaid Impoſitions on *Eaſt* 1 Ja. 2. c. 3, 4. '*India* Goods, and other Goods charged therewith, which were firſt granted to their late Majeſties King 'WILLIAM and Queen MARY, in the Second Year of their Reign, and the ſaid additional Impoſitions 2 W. & M. ſſ. 2. c. 4. 'which were firſt granted to them in the fourth Year of their Reign, and the ſaid Duties on Whale-fins 4 & 5 W. & M. 'imported, which were granted to his ſaid late Majeſty King WILLIAM, in the ninth Year of his Reign, c. 5. 'were by the ſaid Act of the fifth Year of her Majeſty's Reign (intituled, *An Act for continuing ſeveral* 9 & 10 W. 3. '*Subſidies, Impoſitions, and Duties, and for making Proviſions therein mentioned, to raiſe Money by Way of Loan* c. 45. '*for the Service of the War, and other her Majeſty's neceſſary and important Occaſions, and for aſcertaining the* 5 Annæ, c. 27. '*Wine Meaſure*) continued as aforeſaid, until the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and 'twelve, in the Manner therein mentioned, and are by the ſaid Act of the fifth Year of her Majeſty's 'Reign, made ſubject and liable to the Satisfaction of the Principal and Intereſt Monies therein mention-'ed, which are to be paid and diſcharged in the firſt Place out of the Subſidies, Impoſitions, and Duties 'granted or continued by the Act laſt mentioned:' Now it is hereby further declared and enacted by the Authority aforeſaid, That from and immediately after the Time that all the Principal and Intereſt Monies which by the ſaid Act of the fifth Year of her Majeſty's Reign are charged upon the ſeveral Subſidies, Duties, and Impoſitions laſt mentioned, ſhall be fully paid off and ſatisfied, or that ſufficient Money ſhall be reſerved in the Exchequer for that Purpoſe, then all the Monies which ſhall from thenceforth ariſe by one Moiety or half Part of the ſaid Subſidies of Tonnage and Poundage, and other Duties upon Wines, Goods, and Merchandizes imported (which were firſt comprehended in the ſaid Act of the twelfth Year of King CHARLES the Second) and all the Monies, which from and after ſuch Payment made, or reſerving Money to diſcharge all ſuch Principal and Intereſt as aforeſaid, ſhall ariſe by the ſaid Impoſitions upon Wine, Vinegar, Tobacco, *Eaſt India* Goods, and other Goods therewith charged, and by the ſaid additional Impoſitions on Goods and Merchandizes, and by the ſaid Duties upon Whale-fins, for the Remainder of the Terms formerly granted, and therein then to come and unexpired (except the neceſſary Charges of raiſing, levying, collecting, and accounting for the ſame) ſhall from Time to Time be paid into the Receipt of the Exchequer diſtinctly, for the Purpoſes in this preſent Act expreſſed, and for no other Uſe, Intent, or Purpoſe whatſoever.

After the Principal, &c. charged by 5 Annæ, ſhall be diſcharged, the Half Subſidies, &c. to be appropriated for the Uſes of this Act:

12 Car. 2. c. 4.

Neceſſary Charges excepted.

'XI. And whereas all Wines of the Growth and Product of *France*, or of any Dominions under the 'French King, are by ſeveral Laws and Statutes liable to the Payment of ſeveral Duties upon the Impor-'tation thereof, and particularly by an Act of Parliament made in the ſeventh Year of the Reign of his 'ſaid late Majeſty King WILLIAM the Third (intituled, *An Act for granting to his Majeſty an additional* 7 & 8 W. 3. '*Duty upon all* French *Goods and Merchandizes*) it was enacted, amongſt other Things, That for every c. 20. 'Ton of *French* Wine imported within the Time therein mentioned, there ſhould be paid twenty-five 'Pounds above the Duties before charged thereupon: But by another Act made in the eighth Year of the 8 & 9 W. 3. 'ſame King's Reign (intituled, *An Act for granting to his Majeſty a further Subſidy of Tonnage and Poundage* c. 24. '*upon Merchandizes imported, for the Term of two Years and three Quarters, and an additional Land Tax for 'one Year, for carrying on the War againſt* France) it was provided, That nothing in the ſaid Act of the 'ſeventh Year of his ſaid late Majeſty's Reign, ſhould charge any Merchandize of the Growth of *France*, 'which ſhould be *bona fide* ſeized or taken, and condemned as Prize, with any further or other Duties 'than what they were or ought to have been charged withal before the making of the Act laſt mention-'ed; and her Majeſty, by her Royal Declaration bearing Date the firſt Day of *June* in the firſt Year of 'her Reign, for the Encouragement of her Ships of War and Privateers, was pleaſed to ſubject all Ships, 'Veſſels, and Goods, which ſhould be taken and condemned as lawful Prize, to the Payment of ſuch 'Cuſtoms and Duties only as are therein mentioned: And whereas by an Act made in the ſecond Year 'of her Majeſty's Reign, (intituled, *An Act for granting to her Majeſty an additional Subſidy of Tonnage and* 2 & 3 Annæ, '*Poundage for three Years, and for laying a further Duty upon* French *Wines condemned as lawful Prize, and* c. 9. '*for aſcertaining the Values of unrated Goods imported from the* Eaſt Indies) it was enacted, That for every 'Ton of any Wines of the Growth or Product of *France*, or of any Dominions under the *French* King, 'ſeized or taken, or to be ſeized or taken by any of her Majeſty's Ships, or by any Privateers or other-'wiſe, and which at any Time or Times, during the Term of three Years, which commenced from the 'eighth Day of *March* one thouſand ſeven hundred and three, ſhould be condemned or adjudged as law-'ful Prize, there ſhould be paid to her Majeſty the Sum of fifteen Pounds over and above the Duties

'before

'before that Time charged thereupon, without Deduction, and so proportionably for a greater or lesser 'Quantity; which Duty of fifteen Pounds *per* Ton, expired on the eighth Day of *March* one thousand 'seven hundred and six:' Now it is hereby enacted by the Authority aforesaid, That for every Ton of any Wine of the Growth or Product of *France*, or of any Dominions under the *French* King, seized or taken, or to be seized or taken by any her Majesty's Ships, or by any Privateers, or otherwise, and which at any time or times, from and after the fifteenth Day of *March* one thousand seven hundred and seven, during the present War, shall be condemned or adjudged as lawful Prize, and for every Ton of any Wines of the Growth or Product of *France*, or of any Dominions under the *French* King, which after the said fifteenth Day of *March* one thousand seven hundred and seven, during the said present War, shall be seized and condemned for unlawful Importation, or for being brought into any Part of *Great Britain* by Collusion, there shall be paid to the Queen's Majesty the Sum of five and twenty Pounds of lawful Money of *Great Britain*, without Deduction, and so proportionably for a greater or lesser Quantity.

French Prize Wine and Seizures to pay 25 l. per Ton, during War.

XII. And it is hereby declared, That (over and above the said Duty of five and twenty Pounds *per* Ton on Prize Wines by this Act imposed) all Ships, Vessels, Wines, and other Goods and Merchandizes, which shall be taken from the Enemy, and condemned as lawful Prize, and all Wines, Goods, and Merchandizes which shall be seized and condemned for unlawful Importation, or for being brought in by Collusion, as aforesaid, during the present War, shall be subject or liable to such or the like Customs and Duties to which Ships, Goods, and Merchandizes taken and condemned as Prize, were subjected or intended to be subjected by her Majesty's Declaration aforesaid; and that all the Duties by this Act chargeable upon Ships, Wines, Goods, and Merchandizes taken or seized, as aforesaid, shall and may be detained and satisfied out of the neat Proceed of such respective Prizes and Seizures, upon Sale of the same; and if any entire Prize or Seizure shall not be sufficient by its neat Produce to answer all the said Duties thereupon, then the said neat Produce shall be applied proportionably towards discharging the said Duties, so far as the said Produce will extend thereunto, and so much as shall arise by this Act of or for the said Duty of five and twenty Pounds *per* Ton, upon Wines taken or seized, as aforesaid, shall be applied towards the Payment of the Principal and Interest to be borrowed upon this Act; and the rest of the Monies arising by the said Duties upon such Prizes or Seizures, as aforesaid, shall be apportioned and applied to the same several Uses and Purposes whereunto the like Duties upon the like Goods or Merchandizes imported, are applicable by Virtue of the several Laws relating thereunto.

Ships, &c. taken as Prize, &c. liable to such Circumstances as by the Queen's Declaration.

Duties to be paid out of the neat Proceed upon Sale;

If Produce be not sufficient, then to be applied proportionably, &c.

XIII. And for encouraging the Manufacture of Cordage in *Great Britain*, Be it further enacted by the Authority aforesaid, That foreign Cordage, or Cable Yarn imported, or to be imported into *Great Britain*, upon Exportation thereof, at any Time or Times from or after the five and twentieth Day of *March* one thousand seven hundred and eight, for any Parts beyond the Seas, shall have no Allowance or Drawback of any Duties paid or secured by this or any other Acts, Laws, or Statutes whatsoever, upon the Importation thereof; any thing in this, or any other Act or Acts of Parliament, or any other Matter or Thing whatsoever to the contrary notwithstanding.

No Drawback allowed for foreign Cordage, &c. exported.

'XIV. And whereas notwithstanding the several Laws now in Force for preventing of clandestine Im-'portation of foreign Goods, great Quantities of wrought Silks mixed with Gold and Silver, and other 'Silks, have of late been imported, contrary to Law, to the great Prejudice of the Manufacturers of this 'Kingdom:' For Remedy thereof, Be it enacted by the Authority aforesaid, That from and after the five and twentieth Day of *March* one thousand seven hundred and eight, all and every such Person and Persons whatsoever, who shall secretly and clandestinely import, bring, or convey into this Kingdom, any wrought Silk or Silks mixed with Gold or Silver, or any other Materials, and all and every their Aiders, Abettors, and Assistants, shall for every such Offence forfeit two hundred Pounds, over and above the Penalties to which the same are liable by any Laws now in Force; and the Person or Persons in whose Custody or Possession such Silks shall be found, or who shall sell or offer the same to Sale, knowing thereof, and all and every Person or Persons who shall conceal such Silks, with Intent to prevent the Forfeiture of the same, shall over and above the Loss of the said Silks, for every such Offence forfeit one hundred Pounds; one Moiety thereof to the Queen's Majesty, her Heirs and Successors; the other Moiety to such Person or Persons as shall sue for the same, to be recovered by Action of Debt, Bill, Plaint, or Information, in any of her Majesty's Courts of Record at Westminster, wherein no Essoin, Privilege, Protection, or Wager of Law shall be allowed, nor any more than one Imparlance.

Importers of wrought Silks to forfeit 200 l. &c.

Sellers and Concealers forfeit the Silk and 100 l.

XV. And be it further enacted, That all such Silks so forfeited, as aforesaid, in that Part of *Great Britain* called *England*, shall be sold at the *Custom House* at *London*, by Inch of Candle, to the highest Bidder, and such of them as shall be so forfeited, as aforesaid, in that Part of *Great Britain* called *Scotland*, shall be sold at the *Custom House* in *Edinburgh*, in like Manner, and not otherwise.

Where Silks so forfeited shall be sold.

See farther 1 *Geo.* 1. *c.* 36. *s.* 21. 8 *Geo.* 1. *c.* 15. 9 *Geo.* 1. *c.* 8. *s.* 9. 1 *Geo.* 2. *st.* 2. *c.* 17. *s.* 10. 23 *Geo.* 2. *c.* 9 & 20. *and* 26 *Geo.* 2. *c.* 21.

Clause of Loan for 729,067 l. 15 s. 6 d. 3 q.

5 Annæ, c. 27.

XVI. Provided also, and it is hereby further enacted by the Authority aforesaid, That it shall and may be lawful to and for any Person or Persons, Natives or Foreigners, Bodies Politick or Corporate, to advance or lend to her Majesty, at the Receipt of her Majesty's Exchequer, as well upon Credit of the several Subsidies, Impositions, and Duties, by this Act granted or continued, as also upon Credit of the Monies, which by the said Act of the fifth Year of her Majesty's Reign, after Satisfaction of the Principal and Interest thereupon, as aforesaid, shall arise by the Subsidies, Impositions, and Duties thereby granted, any Sums which shall not exceed in the whole seven hundred twenty-nine thousand sixty-seven Pounds fifteen Shillings and six Pence three Farthings, for the Service of the War, and other her Majesty's Occasions; and moreover, the Treasurer of the Exchequer, for the Time being, or any three or more of the Commissioners of the Treasury for the Time being, are hereby authorized and directed to cause the Officers of

and for a further Sum for making good the intermediate Interest,

of the ſaid Receipt of Exchequer to receive from time to time by way of Loan, from any Perſon or Perſons, Bodies Politick or Corporate, willing to make the ſame at the ſaid Receipt, any further Sum and Sums of Money, over and above the ſaid Sum of ſeven hundred twenty-nine thouſand ſixty-ſeven Pounds, fifteen Shillings, and ſix-pence three Farthings, as ſhall be ſufficient to make good the Payment of all the Intereſt Monies appointed or allowed by this Act, every three Months, until the ſaid Subſidies, Impoſitions, and Duties ariſing by this, or the ſaid Act of the fifth Year of her Majeſty's Reign, or either of them firſt happening, ſhall come into the Exchequer, and be ſufficient for that Purpoſe, purſuant to the Intent and Meaning of this Act; and that all the Lenders, as well of the ſaid Sum, not exceeding ſeven hundred twenty-nine thouſand ſixty-ſeven Pounds fifteen Shillings and ſix Pence three Farthings, as of the ſaid further Sums for making good the Payment of the intermediate Intereſt, as aforeſaid, ſhall have and receive Intereſt for the Forbearance thereof, after the Rate of Six Pounds *per Centum per Annum*, and that no Money to be lent upon the Security of this Act ſhall be taxed, rated, or aſſeſſed by any Act of Parliament whatſoever.

at 6 *l.* per Cent. Tax free. *See* 8 *Ann. c.* 13. *ſ.* 12.

XVII. And it is hereby further enacted, That all and every Perſon or Perſons, who ſhall lend any Money upon ſuch Credits, as aforeſaid, and pay the ſame into the ſaid Receipt of Exchequer, ſhall immediately have a Talley of Loan ſtruck for the ſame, and an Order for his, her or their Repayment, bearing the ſame Date with his, her, or their Tallies; in or upon which Order ſhall be alſo contained a Warrant for Payment of Intereſt for the Forbearance thereof, at the Rate aforeſaid, and to be paid every three Months, until the Repayment of the Principal; and that all ſuch Orders for Repayment of Money to be lent, ſhall be regiſtered in Courſe, according to the Dates reſpectively, without other Preference of one before another; and that all and every Perſon and Perſons ſhall be paid in Courſe, according as their Orders ſhall ſtand regiſtred in the ſaid Regiſter Book, ſo as the ſaid Perſon, Native or Foreigner, his, her, or their Executors, Adminiſtrators, Succeſſors, or Aſſigns, who ſhall have his, her, or their Order or Orders firſt entred in the ſaid reſpective Books of Regiſter, ſhall be taken and accounted the firſt Perſon to be paid out of the Monies to come in by this Act, and he, ſhe, or they, who ſhall have his, her, or their Order or Orders next entred, ſhall be taken and accounted to be the ſecond Perſon to be paid, and ſo ſucceſſively, and in Courſe; and that the Monies to come in of or for the ſeveral Subſidies, Impoſitions, or Duties by this Act granted or continued, as aforeſaid, and alſo the Monies which by the ſaid Act of the fifth Year of her Majeſty's Reign, (after Satisfaction of the Principal and Intereſt thereupon, as aforeſaid) ſhall ariſe by the Subſidies, Impoſitions, and Duties thereby granted, as aforeſaid (except the ſaid Duties to ariſe by Prizes and Seizures, other than the Duty of five and twenty Pounds *per* Ton before-mentioned) ſhall be liable in the ſame Order to the Satisfaction of the Monies to be lent, as aforeſaid, to the reſpective Parties, their Executors, Adminiſtrators, Succeſſors, and Aſſigns reſpectively, without undue Preference of one before another, and not otherwiſe, and ſhall not be diverted or divertible to any other Uſe, Intent, or Purpoſe whatſoever; and that no Fee, Reward, or Gratuity, directly or indirectly, be demanded or taken of any her Majeſty's Subjects, for providing or making of any ſuch Books or Regiſters, or any Entries, Views, or Search in or for Payment of Money lent, or the Intereſt thereof, as aforeſaid, by any of her Majeſty's Officer or Officers, their Clerks or Deputies, on Pain of Payment of Treble Damages to the Party grieved, by the Party offending, with treble Coſts of Suit; or if the Officer himſelf take of demand any ſuch Fee or Reward, then to loſe his Place alſo; and if any undue Preference of one before another ſhall be made, either in Point of Regiſtry or Payment, contrary to the true Meaning of this Act, by any ſuch Officer or Officers, then the Party offending ſhall be liable by Action of Debt, or on the Caſe, to pay the Value of the Debt, with Damages and Coſts, to the Party grieved, and ſhall be forejudged of his Place or Office; and if ſuch Preference be unduly made by any his Deputy or Clerk, without Direction or Privity of his Maſter, then ſuch Deputy or Clerk only ſhall be liable to ſuch Action, Debt, Damages, and Coſts, and ſhall be for ever incapable of his Place and Office; and in caſe the Auditor of the Receipt ſhall not direct, or the Clerk of the Pells record, or the Teller make Payment according to each Perſon's due Place and Order, as before directed, then he or they ſhall be adjudged to forfeit, and the reſpective Deputies and Clerks herein offending, to be liable to ſuch Action, Debt, Damages, and Coſts, in ſuch Manner as aforeſaid; all which ſaid Penalties, Forfeitures, Damages and Coſts, to be incurred by any of the Officers of the Exchequer, or any their Deputies or Clerks, ſhall and may be recovered by Action of Debt, Bill, Suit, or Information, in any of her Majeſty's Courts of Record at *Weſtminſter*, wherein no Eſſoin, Protection, Privilege, or Wager of Law, Injunction, or Order of Reſtraint, ſhall in any wiſe be granted or allowed.

Lenders to have Tallies and Orders ſtruck, &c.

Payable every 3 Months;

Orders to be regiſtred and paid in Courſe, &c.

without undue Preference or Fee, &c.

on Pain of treble Damages, &c.

and to pay the Debt, &c.

Clerk liable.

XVIII. Provided always, and be it hereby declared, That if it happen that ſeveral Tallies of Loan, or Orders for Payment, as aforeſaid, bear Date, or be brought the ſame Day to the Auditor of the Receipt to be regiſtred, then it ſhall be interpreted no undue Preference which of thoſe be entred firſt, ſo as he enters them all the ſame Day.

Tallies bearing Date the ſame Day, no undue Preference.

XIX. Provided alſo, That it ſhall not be interpreted any undue Preference to incur any Penalty in Point of Payment, if the Auditor direct, and the Clerk of the Pells record, and the Tellers do pay ſubſequent Orders to Perſons that come and demand their Monies, and bring their Orders, before other Perſons that did not come to take their Monies, and bring their Orders in their Courſe, ſo as there be ſo much Money reſerved, as will ſatisfy precedent Orders, which ſhall not be otherwiſe diſpoſed, but kept for them; Intereſt upon Loan being to ceaſe from the Time the Money is ſo reſerved and kept in Bank for them.

No Penalty to incur, if ſubſequent Orders be firſt paid, &c.

XX. And be it further enacted, That all and every Perſon and Perſons, to whom any Monies ſhall be due for Loans, to be regiſtred by Virtue of this Act, after Order entred in the Book of Regiſter, as aforeſaid, his Executors, Adminiſtrators, or Aſſigns, by proper Words of Aſſignment to be indorſed and written upon his Order, may aſſign or transfer his Right, Title, Intereſt, and Benefit of ſuch Order, or any

Orders aſſignable.

Part

Part thereof, to any other; which being notified in the Office of the Auditor of the Receipt aforeſaid, and an Entry or Memorial thereof alſo made in the Book of Regiſtry aforeſaid for Orders, (which the Officers ſhall, upon Requeſt, without Fee or Charge, accordingly make) ſhall entitle ſuch Aſſignee, his Executors, Adminiſtrators and Aſſigns, to the Benefit thereof, and Payment thereon; and ſuch Aſſignee may in like Manner aſſign again, and ſo *toties quoties*, and afterwards it ſhall not be in the Power of ſuch Perſon or Perſons, who have or hath made ſuch Aſſignment, to make void, releaſe, and diſcharge the ſame, or any the Monies thereby due, or any Part thereof.

Aſſignee may aſſign again.

'XXI. And whereas in and by the ſaid Act of the fifth Year of her ſaid Majeſty's Reign, a Credit 'was given for any Sums not exceeding eight hundred twenty-two thouſand three hundred eighty-one 'Pounds fifteen Shillings and ſix Pence Farthing, to be borrowed at an Intereſt, after the Rate of ſix 'Pounds *per Centum per Annum*, upon the ſeveral Subſidies, Impoſitions, and Duties in that Act men-'tioned; and the Lord High Treaſurer, or any three or more of the Commiſſioners of the Treaſury for 'the Time being, are thereby authorized and directed to cauſe the Officers of the Exchequer to receive 'from time to time, by Way of Loan, at the like Intereſt at the ſaid Receipt, any further Sum or Sums 'of Money over and above the ſaid Sum of eight hundred twenty-two thouſand three hundred eighty-one 'Pounds fifteen Shillings and ſix Pence Farthing, as ſhould be ſufficient to make good the Payment of all 'the intereſt Monies appointed or allowed by that Act, every three Months, until the Subſidies, Impo-'ſitions, and Duties therein mentioned, ſhould come into the Exchequer, and be ſufficient for that Pur-'poſe, purſuant to the Intent and true Meaning of that Act:' Now it is hereby provided and enacted by the Authority aforeſaid, That nothing in this Act contained ſhall extend, or be conſtrued to extend, to the taking away, altering, or leſſening the ſaid Power and Direction of borrowing Monies to make good the Payment of the ſaid Intereſt every three Months, until the ſaid Subſidies, Impoſitions, and Duties in the ſaid recited Act mentioned, ſhall come in and be ſufficient for that Purpoſe, as aforeſaid, or in any wiſe to alter or prejudice the Security given by the ſaid Act of the fifth Year of her Majeſty's Reign, for the Repayment or Satisfaction of the ſame, or any other the principal and intereſt Monies which were ſecured or intendrd to be ſecured by that Act, that the Orders for the ſame ſhall be regiſtred in Courſe, and paid in the ſame Manner, as if this Act had never been made; this preſent Act, or any thing therein contained, or any other Matter or Thing whatſoever to the contrary in any wiſe notwithſtanding.

Clauſe of Loan in 5 Annæ, c. 27. ſ. 2. not leſſened by this Act.

Clauſe of Appropriation.

XXII. And be it enacted by the Authority aforeſaid, That all the Monies lent, and to be lent unto her Majeſty on one Act of this Seſſion of Parliament, intituled, *An Act for granting an Aid to her Majeſty to be raiſed by a Land Tax in* Great Britain, *for the Service of the Year one thouſand ſeven hundred and eight*, and ſo much Money (if any ſuch be) of the Tax thereby granted, as ſhall ariſe and remain (after all the Loans made or to be made upon that Act, and the Intereſt thereof, and the Charges thereby allowable for the raiſing the ſaid Tax, ſhall be ſatisfied, or Money ſufficient ſhall be reſerved to diſcharge the ſame:) And all the Monies lent, and to be lent unto her Majeſty, upon one other Act of this Seſſion of Parliament, intituled, *An Act for charging and continuing the Duties upon Malt, Mum, Cyder, and Perry, for the Service of the Year one thouſand ſeven hundred and eight*, and ſo much Money of the ſaid Duties of Malt, Mum, Cyder, and Perry thereby granted, as ſhall ariſe and remain after all the Loans made or to be made upon that Act, or thereby transferred or directed to be transferred thereunto, and the Intereſt thereof, and the Charges thereby allowable for raiſing the ſaid Duties thereby granted, ſhall be ſatisfied, or Monies ſufficient ſhall be reſerved to diſcharge the ſame: And the Sum not exceeding five hundred and forty thouſand Pounds mentioned and intended to be raiſed by another Act of this Seſſion of Parliament, intituled, *An Act for raiſing a further Supply to her Majeſty, for the Service of the Year one thouſand ſeven hundred and eight, and other Uſes, by Sale of Annuities charged on a Fund not exceeding forty thouſand Pounds* per Annum, *to ariſe by appropriating ſeveral Surpluſſes, and by granting further Terms in the Duties on Low Wines, and on Hawkers, Pedlars, and Petty Chapmen, the Stamp Duties, the one third Subſidy, the Duty on Sweets, and one of the Branches of Exciſe, and by making other Proviſion in this Act mentioned:* And the Sum not exceeding one million and twenty thouſand Pounds, mentioned and intended to be raiſed by another Act of this Seſſion of Parliament, intituled, *An Act for continuing one half Part of the Subſidies of Tunnage and Poundage, and other Duties upon Wines, Goods, and Merchandizes imported, which were granted to the Crown in the twelfth Year of the Reign of King* CHARLES *the Second, and for ſettling a Fund thereby and by other Ways and Means, for Payment of Annuities not exceeding eighty thouſand Pounds* per Annum, *to be ſold for raiſing a Supply to her Majeſty for the Service of the Year one thouſand ſeven hundred and eight, and other Uſes therein expreſſed:* And the Sum of one million two hundred thouſand Pounds, agreed to be advanced by the *Engliſh* Company trading to the *Eaſt Indies*, purſuant to an Act of this Seſſion of Parliament for aſſuring to the ſaid *Engliſh* Company trading to the *Eaſt Indies* on Account of the united Stock, a longer Time in the Fund and Trade therein mentioned: And the Sum not exceeding ſeven hundred twenty-nine thouſand and ſixty-ſeven Pounds fifteen Shillings and ſix Pence three Farthings, intended to be raiſed on this preſent Act, ſhall be appropriated, iſſued and applied, and the ſame are hereby appropriated for or towards the ſeveral Uſes and Purpoſes herein after expreſſed; that is to ſay, for or towards the defraying the Charges of the Ordinary of her Majeſty's Navy, and for Victuals, Wages, Wear and Tear, and other Services of the Navy, and the victualling thereof, performed and to be performed; and for the Sea Service in the Office of the Ordance, performed and to be performed; and for or towards making of a Wharf and Storehouſe at *Portſmouth*; and for or towards the Land Services, performed and to be performed by the Office of Ordance; and to and for Subſiſtence, Off-reckonings, and Clearings for one Year, from the three and twentieth Day of *December* one thouſand ſeven hundred and ſeven, to her Majeſty's Guards and Garriſons in *Great Britain*, and the contingent Charges of the ſame; and

6 Annæ, c. 1.

6 Annæ, c. 4.

6 Annæ, c. 5.

6 Annæ, c. 11.

6 Annæ, c. 17.

Ordinary of the Navy.

Wharf at Portſmouth.

Guards and Garriſons.

and for Payment of Invalids for the ſaid Year, beginning from the ſaid three and twentieth Day of *December* one thouſand ſeven hundred and ſeven; and for or towards the defraying the Charges of her Majeſty's Army, and ſuch Forces as are or ſhall be added thereunto in the *Low Countries* or *Germany*, within or for one Year, to be reckoned from the ſaid three and twentieth Day of *December* one thouſand ſeven hundred and ſeven, and the contingent Charges thereunto belonging; and for or towards her Majeſty's Proportion of the Charge of three thouſand *Palatines* formerly taken into the Service of her Majeſty and the *States General*, for the Year one thouſand ſeven hundred and eight; and for or towards her Majeſty's Proportion of the Charge of four thouſand ſix hundred thirty-nine *Saxons* formerly taken into the Service of her Majeſty and the *States General*, for the Year one thouſand ſeven hundred and eight; and for or towards her Majeſty's Proportion of the Charge of *Bothmar*'s Regiment of Dragoons, conſiſting of eight hundred Men, formerly taken into the Service of her Majeſty and the *States General*, for the Year one thouſand ſeven hundred and eight; and for maintaining her Majeſty's eſtabliſhed Forces to ſerve in *Spain* and *Portugal* including the Pay of General Officers, and the Charge of Contingencies, and for Forrage, Waggon Money, and Baggage Money, and for the Charge of the Garriſon of *Gibraltar*, and for the Augmentation of her Majeſty's Forces, in order to ſtrengthen the Army of the Duke of *Savoy*, for making good the Alliances with the King of *Portugal*, and for the effectual carrying on the War for Recovery of the *Spaniſh* Monarchy to the Houſe of *Auſtria*; and for and towards the Payment of her Majeſty's Proportion of the Subſidies due upon Treaties made or to be made with her Majeſty's Allies, and other Charges for the Service of the War, for any Time before or until the five and twentieth Day of *December* one thouſand ſeven hundred and eight; and for the Payment of a Year and a Quarter's Intereſt further on the unſatisfied Debentures charged upon the *Iriſh* Forfeitures; and for or towards the Tranſportation of Land Forces performed and to be performed; and for or towards diſcharging the Premiums and other Charges for circulating for another Year the Bills commonly called the Exchequer Bills, which were iſſued before the laſt Seſſion of Parliament; and for and towards the paying of an extraordinary Subſidy to the Duke of *Savoy* for eſpecial Service, in proſecuting the War againſt *France*, in the Year one thouſand ſeven hundred and ſeven; and for or towards the making good of a Sum not exceeding twenty-two thouſand nine hundred fifty-ſeven Pounds two Shillings, to complete the Sum of forty-two thouſand nine hundred fifty-ſeven Pounds two Shillings, for an additional Subſidy to the Landgrave of *Heſſe Caſſel*, for augmenting his Troops, and marching them into *Italy*, and for defraying their Expence of Bread, Waggons and Carriages, and of Hoſpitals for their ſick and wounded, for the Service of the Year one thouſand ſeven hundred and ſeven; and for or towards the making good a Sum not exceeding twelve thouſand two hundred eighty-four Pounds nineteen Shillings and eight Pence Half-penny, to defray the Charge of the Fortifications, and other Services of the Garriſon at *Gibraltar*, in the Year one thouſand ſeven hundred and ſix, and to no other Uſes, Intents, or Purpoſes whatſoever; provided always, That out of the Monies to be iſſued to the Guards and Garriſons, as aforeſaid, there ſhall and may be taken and applied any Sum not exceeding eighty ſeven thouſand one hundred twenty-five Pounds and ten Shillings, towards the Charge of maintaining the Soldiers raiſed and to be raiſed for Sea Service, with their Officers, and the contingent Charges thereunto belonging; and out of the Monies to be iſſued for the Service of the Navy and Sea-Service, as aforeſaid, there ſhall be taken and applied ſuch Sums, as together with the ſaid Sum not exceeding eighty-ſeven thouſand one hundred twenty-five Pounds and ten Shillings, ſhall be neceſſary for the Charge of maintaining the ſaid Soldiers for Sea Service, with their Officers, and the contingent Charges thereunto belonging; any thing herein contained to the contrary notwithſtanding.

Invalids.
Armies in Germany and the Low Countries.
3000 palatines.
4639 Saxons.
Bothmar's Dragoons.
Forces in Spain and Portugal.
Garriſon of Gibraltar.
Forces in Savoy.
Alliances with Portugal.
Proportion of Subſidies to the Allies.
Intereſt on unſatisfied Debentures.
Tranſports.
Exchequer Bills.
Extraordinary Subſidies to the Duke of Savoy.
To the Landgrave of Heſſe Caſſel.
Fortifications, &c. of Gibraltar.
87125l. 10s. for the Marines.

CAP. XX.

An Act for continuing an Act made in the third Year of her Majeſty's Reign, intituled, *An Act for puniſhing Mutiny and Deſertion and falſe Muſters, and for the better Payment of the Army and Quarters.* EXP.

CAP. XXI.

An Act for the avoiding of Doubts and Queſtions touching the Statutes of divers Cathedral and Collegiate Churches.

'I. WHEREAS ſeveral Doubts and Queſtions have ariſen, and may hereafter ariſe, in Relation to the Validity and Force of the Statutes of divers Cathedral and Collegiate Churches, founded by King HENRY the Eighth, of famous Memory, which Doubts and Queſtions have been occaſioned, partly by a Temporary Act of Parliament made in the firſt Year of the Reign of Queen MARY the Firſt, in Relation to ſuch Statutes made by the ſaid late King HENRY the Eighth, and in order to defeat the true and pious Ends and Deſigns of the ſaid Foundations, and partly by Reaſon of the known Loſs of many Records and Evidences during the late Rebellion in this Kingdom: And whereas the ſaid Doubts and Diſputes may in Time not only turn to the great Diſquiet and Prejudice of the ſaid Foundations, but may prove a manifeſt Obſtruction to the Peace, Order, good Government and Diſcipline of the Church unleſs ſome ſpeedy and effectual Remedy be provided;' Be it therefore enacted and declared by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and the Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That in all Cathedral and Collegiate Churches, founded by the ſaid King HENRY the Eighth, ſuch Statutes as have been uſually received and practiſed in the Government of the ſame reſpectively, ſince the late happy Reſtoration of King CHARLES the Second, and to the Obſervance whereof the Deans and Prebendaries,

1 M. 1. Seſſ. 3.

Statutes of Cathedral and Collegiate Churches practiſed ſince the Reſtoration of King Charles 2. to be good and valid.

Preben daries, and other Members of the ſaid Churches, from the ſaid Time have uſed to be ſworn at their Inſtallments or Admiſſions, ſhall be, and ſhall be taken and adjudged to be good and valid in Law, and ſhall be, and be taken and ajudged to be the Statutes of the ſaid Churches reſpectively; nevertheleſs ſo far forth only as the ſame, or any of them, are in no Manner repugnant to, or inconſiſtent with the Conſtitution of the Church of *England*, as the ſame is now by Law eſtabliſhed, or the Laws of the Land.

No Proſecution for non Obſervance of Statutes, before 9 March 1707.

II. Provided always, and be it further enacted by the Authority aforeſaid, That no Perſon or Perſons ſhall at any Time hereafter be liable to any Proſecution, Cenſure, or Puniſhment whatſoever, for not having obſerved any of the Statutes hereby ratified and confirmed, or for having done any thing contrary to the ſame, on or before the ninth Day of *March* one thouſand ſeven hundred and ſeven; any thing herein contained to the contrary notwithſtanding.

Queen may alter, revoke, or enlarge the Statutes, and make new ones, &c.

III. Provided always, and be it enacted, That it ſhall and may be lawful for her Majeſty, during her Life (which God long preſerve) from time to time to alter, amend, correct, revoke, diminiſh, or enlarge the ſaid Statutes, or any of them, and to make new Statutes and Ordinances for the ſaid Cathedral and Collegiate Churches, and for reſuming or ſettling the local Viſitation of them, or any of them, in ſuch Manner, from time to time, as to her Majeſty ſhall ſeem meet.

CAP. XXII.

An Act for continuing ſeveral Duties therein mentioned, upon Coffee, Chocolate, Spices, Pictures, and Muſlins, and additional Duties upon ſeveral of the ſaid Commodities, and certain Duties upon Callicoes, *China* Wares and Drugs; and for continuing the Duties called the Two Third Subſidies of Tunnage and Poundage, for preſerving the publick Credit; and for aſcertaining the Duties of Coals exported for Foreign Parts; and for ſecuring the Credit of the Bank of *England*; and for paſſing ſeveral Accounts of Taxes raiſed in the County of *Monmouth*; and for promoting the Conſumption of ſuch Tobacco as ſhall have paid her Majeſty's Duties.

3 & 4 Annæ, c. 4.

'I. MOST gracious Sovereign; Whereas by an Act of Parliament made in *England* in the third Year of your Majeſty's Reign, intituled, *An Act for continuing Duties upon Low Wines, and upon Coffee, Tea, Chocolate, Spices and Pictures, and upon Hawkers, Pedlars, and Petty Chapmen, and upon Muſlins, and for granting new Duties upon ſeveral of the ſaid Commodities; and alſo upon Callicoes, China Ware, and Drugs*, ſeveral Duties therein mentioned upon Coffee, Cocoa Nuts, Chocolate, Cocoa Paſte, Tea, Nutmegs, Cinnamon, Cloves, Mace, and Pictures imported, were continued from the laſt Day of *April* one thouſand ſeven hundred and ſix till the twenty-fourth Day of *June* one thouſand ſeven hundred an ten, and a certain Duty upon Muſlins imported, after the Rate of fifteen Pounds for every one hundred Pounds of the true and real Value thereof, was continued from the twenty-ninth Day of *September* one thouſand ſeven hundred and ſix till the ſaid twenty-fourth Day of *June* one thouſand ſeven hundred and ten; and by the ſame Act for increaſing your Majeſty's Revenues, ſeveral new additional Rates and Sums therein particularly expreſſed, were laid upon all Coffee, Cocoa Nuts, Chocolate, Cocoa Paſte, Tea Nutmegs, Cinnamon, Cloves, Mace, and Pictures, which ſhould be imported at any Time or Times after the firſt Day of *February* one thouſand ſeven hundred and four, and before the twenty-fourth Day of *June* one thouſand ſeven hundred and ten, and by the ſame Act ſeveral further Rates and Sums therein particularly mentioned, were charged or impoſed for and upon all white Callicoes, Porcelan, commonly called *China* Ware, and Drugs (except Drugs for Dying) imported from and after the firſt Day of *February* one thouſand ſeven hundred and four, at any Time or Times before the ſaid twenty-fourth Day of *June* one thouſand ſeven hundred and ten; the ſaid ſeveral Duties to he ſeverally aſcertained, anſwered, and paid in the Manner therein mentioned; and in the ſaid Act there are contained Clauſes of Credit for lending thereupon any Sums not exceeding in the whole ſeven hundred thouſand Pounds, at an Intereſt not exceeding the Rate of ſix Pounds *per Centum per Annum*, as by the ſame may more largely appear: And whereas it is likely that the Duties granted by the ſaid Act, may and will determine before the Loans made thereupon, and all the Intereſt due, or to grow due for the ſame, will be ſatisfied:' We therefore your Majeſty's moſt dutiful and loyal Subjects, the Commons of *Great Britain* in Parliament aſſembled, for preſerving the publick Credit, have given and granted, and do by this Act give and grant unto your Majeſty the ſeveral Rates, Duties, and Sums of Money to be payable for and upon all Coffee, Cocoa Nuts, Chocolate, Cocoa Paſte, Tea, Nutmegs, Cinnamon, Cloves, Mace, and Pictures, Muſlins, White Callicoes, Porcelan, called *China* Ware, and Drugs (except Drugs for Dying) herein after mentioned, for the Term and Puposе herein after expreſſed; and do moſt humbly beſeech your Majeſty, that it may be enacted; and be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the ſaid Duties, which by the ſaid Act of the third Year of her Majeſty's Reign were continued upon Coffee, Cocoa Nuts, Chocolate, Cocoa Paſte, Tea, Nutmegs, Cinnamon, Cloves, Mace, and Pictures, and upon Muſlins, and the ſaid increaſed, or new additional Rates and Duties which were thereby laid upon all Coffee, Cocoa Nuts, Chocolate, Cocoa, Paſte, Tea, Nutmegs, Cinnamon, Cloves, Mace, and Pictures, and the ſaid further Rates and Sums which were thereby charged or impoſed for and upon all White Callicoes, Porcelan, commonly called *China* Ware, and Drugs (except Drugs for Dying) ſhall by virtue of this Act

Duties on Coffee, &c. continued from 23 June 1710. for four Years longer. 3 & 4 Annæ, c. 4. and made perpetual by 7 Annæ. c. 7. §. 26. but the Duties on Coffee, Tea, and Cocoa Nuts imported are repealed by 10 Geo. 1. c 10. and new ones impoſed.

Act be continued and be paid and payable to her Majeſty, her Heirs and Succeſſors, for and upon the ſame Commodities and Merchandizes reſpectively, which ſhall be imported or brought into *Great Britain*, from and after the three and twentieth Day of *June* one thouſand ſeven hundred and ten, at any Time or Times within, or during the Term of four Years from thence next and immediately inſuing, the ſame Rates, Duties, and Sums of Money, and every of them reſpectively (over and above all other Duties and Impoſitions whatſoever already charged for or upon the ſame Commodities, or any of them reſpectively, by any other Laws or Statutes now in Force) to be aſcertained, ſecured, raiſed, levied, recovered, anſwered, paid, and accounted for by ſuch Rules, Ways, Means, and Methods, and under ſuch Penalties and Forfeitures, and with ſuch Diſtribution of the ſaid Penalties and Forfeitures, and ſubject to ſuch Drawbacks, Allowances and Repayments, and in ſuch Manner and Form in all Reſpects as the like Rates, Duties, and Sums of Money reſpectively granted or continued by the ſaid Act of the third Year of her Majeſty's Reign are hereby, or by any other Act or Acts, Laws, or Statutes whereunto the ſaid Act hath Reference, preſcribed, enacted, or appointed, to be aſcertained, ſecured, raiſed, levied, recovered, anſwered, paid, and accounted for, during the Continuance thereof reſpectively.

Subject to the ſame Penalties, Drawbacks, &c. as by former Acts. See 7 Geo. 1. ſtat. 1. c. 21. §. 11.

II. And it is hereby enacted by the Authority aforeſaid, That all ſuch of the Powers, Directions, Penalties, and Forfeitures, Clauſes, Matters, and Things provided, ſettled, or eſtabliſhed by the ſaid Act of the third Year of her Majeſty's Reign, or by any other Act or Acts now in force whereunto the ſame hath Relation, for the better aſcertaining, raiſing, levying, recovering, anſwering, or paying the ſaid reſpective Duties thereby granted, or for making any Drawbacks, Re-payments, or Allowances out of any of the ſaid ſeveral and reſpective Duties upon Exportation, ſhall be revived, and be continued, and be in Force and Virtue during the Continuance of this Act, and further for the Recovery of all the Arrearages and Sums of Money which ſhall become due or payable to her Majeſty, her Heirs and Succeſſors upon this Act, in as full and ample Manner, to all Intents and Purpoſes, as if the ſaid Powers, Directions, Penalties, and Forfeitures, Clauſes, Matters, and Things, and every of them, were again repeated and re-enacted in the Body of this preſent Act.

Former Powers revived, 3 & 4 Annæ, c. 4.

III. And it is hereby declared and enacted by the Authority aforeſaid, That the ſaid Duties upon Coffee, Cocoa Nuts, Chocolate, Cocoa Paſte, Tea, Nutmegs, Cinnamon, Cloves, Mace, and Pictures, and upon Muſlins, and the ſaid increaſed or additional Rates by this Act continued and impoſed upon all Coffee, Cocoa Nuts, Chocolate, Cocoa Paſte, Tea, Nutmegs, Cinnamon, Cloves, Mace, and Pictures, and the ſaid further Rates and Sums by this Act continued, and payable for and upon all White Callicoes, Porcelan, commonly called *China* War, and Drugs, (the neceſſary Charges of raiſing, managing, paying, and accounting for the ſame excepted) ſhall be appropriated, paid, and applied, and be ſubject and liable (over and above the ſaid Duties granted upon the like Commodities by the ſaid former Act) to and for the ſecuring, paying, and ſatisfying all the Principal and Intereſt Monies, which ſhall from Time to Time remain unſatisfied, of or for the Loans made upon the ſaid Act of the third Year of her Majeſty's Reign, not exceeding the Sum of ſeven hundred thouſand Pounds before mentioned, in the ſame Courſe, Order and Manner, as the Monies ariſing by the ſaid former Act were thereby preſcribed to be applied thereunto, and ſhall not be diverted or divertible to any other Uſe, Intent, or Purpoſe whatſoever, under the like Penalties, Forfeitures, and Diſabilities, as by the ſaid Act of the third Year of her Majeſty's Reign are preſcribed, for diverting or miſapplying any the Monies thereby ariſing.

The ſaid Duties, appropriated for ſecuring the Monies unſatisfied for Loans upon 3 Annæ. See 8 Geo. 1. c. 15 §. 17. *Concerning Callicoes, ſee farther* 7 *Geo.* 1 *ſt.* 1. *c.* 21. *ſ.* 11.

and not diverted to any other Uſe.

'IV. And whereas by another Act of Parliament made in *England*, in the third Year of your Majeſty's 'Reign (intituled, *An Act for granting to her Majeſty a further Subſidy on Wines and Merchandizes imported*) 'certain Subſidies of Tunnage and Poundage, commonly called the two third Subſidies, were granted 'and made payable for and upon all Wines, Goods, and Merchandizes imported after the eighth 'Day of *March* one thouſand ſeven hundred and four, within or during the Space of four Years from 'thence next and immediately enſuing; in which Act there are contained Clauſes of Credit for lending 'thereupon, any Sums not exceeding in the whole the Sum of ſix hundred thirty-ſix thouſand nine hun'dred fifty-ſeven Pounds four Shillings and a Halfpenny, at an Intereſt not exceeding the Rate of ſix 'Pounds *per Centum per Annum*; and it is likely that the ſaid Subſidies granted by the Act laſt mentioned, 'may and will determine before the Loans made thereupon and all the Intereſt due or to grow due for 'the ſame will be ſatisfied:' We therefore your Majeſty's ſaid dutiful and loyal Subjects, the Commons of *Great Britain* in Parliament aſſembled, for preſerving the publick Credit, have alſo given and granted, and do by this Act give and grant to your Majeſty the ſaid Subſidies of Tunnage and Poundage, commonly called the Two third Subſidies, herein after particularly deſcribed, for ſuch farther Term, and for ſuch Purpoſe, as are herein after expreſſed; and do moſt humbly beſeech your Majeſty that it may be enacted, and be it enacted by the Authority aforeſaid, That over and above all other Subſidies, additional Duties, Impoſitions, and Payments whatſoever, by this or any other Act or Acts of Parliament or otherwiſe howſoever already due or payable, or which ought to be paid to her Majeſty, for or upon any Wines, Goods, or Merchandizes whatſoever imported or to be imported, there ſhall be raiſed, levied, collected, paid, and ſatisfied unto her Majeſty, one other Subſidy called Tunnage, for and upon all Wines which from and after the ſeventh Day of *March* one thouſand ſeven hundred and eight, at any Time or Times, within, or during the Space of three Years from thence next and immediately enſuing, ſhall be imported or brought into *Great Britain*, that is to ſay, two third Parts of ſuch or the like ſeveral and reſpective Duties, as by an Act of the ninth Year of the Reign of his ſaid late Majeſty King WILLIAM the Third, of glorious Memory, were granted to his Majeſty during his Life; and by an Act in the firſt Year of her Majeſty's Reign are continued and payable, during her Majeſty's Life, for or upon any kind of Wine or Wines reſpectively; and one other Subſidy called Poundage of all Manner of Goods and Merchandizes to be imported or brought into *Great Britain*, at any Time or Times from and after the ſaid ſeventh Day

3 & 4 Annæ, c. 5.

The Two third Subſidies of Tunnage and Poundage continued from 7 March 1708. for 3 Years, made perpetual by 7 Annæ, c. 7. ſ. 22. 9 & 10 W. 3. c. 23. 1 Annæ, ſtat. 1. c. 7.

of *March* one thouſand ſeven hundred and eight, within or during the ſaid Term of three Years, by way of Merchandize, that is to ſay, two third Parts of ſuch or the like ſeveral and reſpective Duties, as by the ſaid Act of the ninth Year of his ſaid late Majeſty's Reign were granted, and by the ſaid Act of the firſt Year of her Majeſty's Reign are continued and payable for or upon the ſame Goods and Merchandizes reſpectively (except Tobacco and ſuch Currans as ſhall be imported in *Engliſh* built Shipping, navigated according to the Laws now in Force, and Sugar from the *Engliſh* Plantations, and ſuch Goods and other Merchandizes, as by the two Acts laſt mentioned, or either of them, are exempted from Payment of the Subſidies thereby granted.)

Except Tobacco, Currans, and Sugar, from the Engliſh Plantations, &c. See 8 Annæ, c. 13. ſ. 21.

V. And be it enacted by the Authority aforeſaid, That the ſaid Duties, commonly called the Two third Subſidies, by this Act granted and continued as aforeſaid, and every of them reſpectively, ſhall be aſcertained, ſecured, raiſed, levied, recovered, anſwered, paid, and accounted for, by ſuch Rules, Ways, Means, and Methods, and under ſuch Penalties and Forfeitures, and with ſuch Diſtribution of the ſaid Penalties and Forfeitures, and ſubject to ſuch Drawbacks, Allowances, and Re-payments, and in ſuch Manner and Form in all Reſpects, as the like Duties, commonly called the Two third Subſidies reſpectively, granted by the ſaid Act of the third Year of her Majeſty's Reign, are thereby, or by any other Act or Acts, Laws or Statutes whereunto that Act hath Reference, preſcribed, enacted, or appointed, to be aſcertained, ſecured, raiſed, levied, recovered, anſwered, paid, and accounted for, during the Continuance thereof reſpectively; and that all ſuch of the Powers, Directions, Penalties and Forfeitures, Clauſes, Matters and Things provided, ſettled, or eſtabliſhed by the ſaid Subſidy Act of the third Year of her Majeſty's Reign, or by any other Act or Acts now in Force, whereunto that Act hath Relation, for the better raiſing, levying, recovering, anſwering, or paying the ſaid reſpective Duties, commonly called the two third Subſidies, thereby granted, or for making any Drawbacks, Repayments, or Allowances out of any of the ſaid ſeveral and reſpective Duties upon Exportations, ſhall be revived, and be continued, and be in Force and Virtue, during the Continuance of Act; and further for the Recovery of all the Arrearages, and Sums of Money, which ſhall become due or payable to her Majeſty, her Heirs and Succeſſors upon this Act, in as full and ample Manner, to all Intents and Purpoſes, as if the ſaid Powers, Directions, Penalties, Forfeitures, Clauſes, Matters and Things, and every of them, were again repeated and re-enacted in the Body of this preſent Act.

How Duties ſhall be raiſed and accounted for.

3 & 4 Annæ, c. 4.

Former Powers revived.

VI. And it is hereby enacted and declared by the Authority aforeſaid, That the ſaid Duties, commonly called The two third Subſidies, by this Act continued and payable (the neceſſary Charges of raiſing, managing, paying, and accounting for the ſame, excepted) ſhall be appropriated, paid, and applied, and be ſubject and liable (over and above the ſaid Duties called The two third Subſidies, granted by the ſaid former Act) to and for the ſecuring, paying, and ſatisfying all the Principal and Intereſt Monies, which ſhall from Time to Time remain unſatisfied of or for the ſaid Loans, not exceeding ſix hundred thirty-ſix thouſand nine hundred fifty-ſeven Pounds four Shillings and a Halfpenny, made upon the ſaid Subſidy Act of the third Year of her Majeſty's Reign, in the ſame Courſe, Order, and Manner, as the Monies ariſing by the Act laſt mentioned were thereby preſcribed to be applied thereunto, and ſhall not be diverted or divertible to any other Uſe, Intent, or Purpoſe whatſoever, under the like Penalties, Forfeitures, and Diſabilities, as by the ſaid Subſidy Act of the third Year of her Majeſty's Reign are preſcribed, for diverting, or miſapplying any the Monies thereby ariſing.

Duties appropriated for ſecuring the Monies unſatisfied upon the Subſidy Act, 3 & 4 Annæ, c. 5.

and not diverted to any other Uſe.

VII. Provided always, and be it enacted by the Authority aforeſaid, That when and as the ſaid reſpective Sums of ſeven hundred thouſand Pounds and ſix hundred thirty-ſix thouſand nine hundred fifty-ſeven Pounds four Shillings and a Halfpenny, and all the Intereſt thereof due and to grow due, ſhall be reſpectively paid off and fully diſcharged, or that ſufficient Money ſhall be reſerved in the Exchequer for that Purpoſe purſuant to the true Meaning of this Act, then and from thenceforth the ſaid Duties chargeable by this Act with the ſaid Principal and Intereſt, and either of them reſpectively, for and during the then Remainder of the ſaid reſpective Terms hereby granted of and in the ſame reſpectively, ſhall be diſpoſable for the publick Uſe and Service by Authority of Parliament, and not otherwiſe; any thing herein contrary to the contrary notwithſtanding.

When Debt ſhall be paid off, Monies to be diſpoſed for publick Service.

'VIII. And whereas by an Act made in the ſixth Year of the Reign of his ſaid late Majeſty King 'WILLIAM the Third (intituled, *An Act for granting to his Majeſty certain Duties upon Glaſs Wares, Stone and Earthen Bottles, Coals and Culm, for carrying on the War againſt* France) recited, That the Impoſition upon Coals exported to foreign Parts was ſo great, that it was almoſt a Prohibition, to the great Diminution of his Majeſty's Cuſtoms, and leſſening the *Engliſh* Navigation on the Exportation of Coals beyond the Seas: For Remedy whereof it was thereby enacted, That all Coals exported beyond the Seas in foreign Bottoms ſhould, during the Continuance of that Act, only pay ten Shillings the Chaldron, and *Engliſh* Bottoms only three Shillings the Chaldron, which Part of the ſaid Act was to determine on or about the twenty-ninth Day of *September* one thouſand ſeven hundred; and by another Act made in the eleventh Year of the ſame King's Reign, for continuing ſeveral Laws therein mentioned, it was enacted, That all Coals exported beyond the Seas in foreign Bottoms, ſhould from and after the ſaid twenty-ninth Day of *September* one thouſand ſeven hundred, for and during the Space of ſeven Years, and from thence to the End of the then next Seſſions of Parliament, only pay ten Shillings the Chaldron, and in *Engliſh* Bottoms only three Shillings the Chaldron; which ſeveral Acts, in Relation to Coals exported, have been found very beneficial and uſeful to the Publick, and fully to have anſwered the good Ends and Intent thereof;' Be it therefore enacted by the Authority aforeſaid, That all Coals exported beyond the Seas, from and after the End of this preſent Seſſion of Parliament, until the twenty-fifth Day of *March* one thouſand ſeven hundred and fifteen, and from thence to the End of the then next Seſſion of Parliament,

6 & 7 W. 3. c. 18.

11 & 12 W. 3. c. 13.

Coals exported in foreign Bottoms to pay until 1715, only 10 s. per Chaldron, in Britiſh Bottoms only 3 s. per Chaldron,

from

from *Great Britain* in foreign Bottoms, ſhall only pay ten Shillings the Chaldron; and in *Britiſh* Bottoms only three Shillings the Chaldron, and after thoſe Rates for greater or leſſer Quantities; any former Law or Statute to the contrary notwithſtanding. The ſaid reſpective Duties on Coals exported, to be raiſed, levied, uplifted, and recovered in the ſame Manner, and under ſuch Penalties and Forfeitures, as any other Cuſtoms or Duties payable to her Majeſty upon the Exportation of any Goods or Merchandizes are by any Law or Statute now in Force, to be raiſed, levied, uplifted, or recovered in *England* or *Scotland* reſpectively.

How Duties ſhall be levied. See 8 Annæ c. 13. ſ. 5.

'IX. And whereas by an Act of Parliament made in the Eighth Year of the Reign of his ſaid late Ma- 'jeſty King WILLIAM, of glorious Memory (intituled, *An Act for making good the Deficiencies of ſeve- 'ral Funds therein mentioned, and for enlarging the Capital Stock of the Bank of* England, *and for raiſing the 'publick Credit*) it is amongſt other Things enacted, That during the Continuance of the Corporation of 'the Governor and Company of the Bank of *England*, no other Bank, or any other Corporation, Society, 'Fellowſhip, Company, or Conſtitution in the Nature of a Bank, ſhall be erected or eſtabliſhed, per- 'mitted, ſuffered, countenanced, or allowed by Act of Parliament, within the Kingdom, as in and by 'the ſaid Act more at large may appear; nevertheleſs ſince the paſſing of the ſaid Act ſome Corporations 'by Colour of the Charters to them granted, and other great Numbers of Perſons, by Pretence of Deeds 'or Covenants united together, have preſumed to borrow great Sums of Money, and therewith, contrary 'to the Intent of the ſaid Act, do deal as a Bank, to the apparent Danger of the eſtabliſhed Credit of the 'Kingdom:' Now for preventing of ſuch Practice in Time to come, and the Miſchiefs thence to ariſe, Be it enacted by the Authority aforeſaid, That from and after the twenty-ninth Day of *September* in the Year of our Lord one thouſand ſeven hundred and eight, during the Continuance of the Governor and Company of the Bank of *England*, it ſhall not be lawful for any Body Politick or Corporate whatſoever, erected, or to be erected, other than the ſaid Governor and Company of the Bank of *England*, or for other Perſons whatſoever united or to be united in Covenants or Partnerſhip, exceeding the Number of Six Perſons, in that Part of *Great Britain* called *England*, to borrow, owe, or take up any Sum or Sums of Money on their Bills or Notes, payable at Demand, or at any leſs Time than ſix Months from the borrowing thereof.

8 & 9 W. 3. c. 20. & 9 Annæ, c. 6. ſ. 5. to 12.

From 29 Sept. 1708, during Continuance of Bank, no Company united in Partnerſhip, exceeding ſix in Number, ſhall take up Money on their Bills payable under ſix Months.

X. Provided always, and it is hereby enacted by the Authority aforeſaid, That all *European* Linens, Siſters Threads, and Tapes or Incle, Linſeed, and Flax, ſhall be exempted from the Payment of the Duties impoſed by this Act (called the Two third Subſidies, as aforeſaid) during the ſaid Term of three Years by this Act granted of and in the ſame, as aforeſaid; any Thing in this Act contained to the contrary notwithſtanding.

All European Linens, &c. exempted from Duties by this Act.

'XI. And whereas in raiſing the ſeveral Sums granted to his late Majeſty King WILLIAM, and her pre- 'ſent Majeſty, by ſeveral Acts of Parliament for granting Aids by a Land Tax in the Years one thouſand 'ſeven hundred and one, one thouſand ſeven hundred and two, one thouſand ſeven hundred and three, one 'thouſand ſeven hundred and four, one thouſand ſeven hundred and five, one thouſand ſeven hundred and 'ſix, there hath happened a Deficiency in the ſeveral and reſpective Aids in the County of *Monmouth*, and 'the Commiſſioners in the ſaid County having cauſed the ſame to be re-aſſeſſed and paid to the Receiver 'General in a groſs Sum, and Duplicates not regularly returned into her Majeſty's Remembrancer's Of- 'fice in the Exchequer, by Reaſon whereof the Receiver is incapable of paſſing his Account;' Be it enacted by the Authority aforeſaid, That the Auditor in making up the ſaid Receiver's Accounts for the ſaid County, ſhall charge the ſaid Receiver with the Sums contained in the ſeveral Acts of Parliament for the reſpective Years before-mentioned, ſo as that the ſaid Sums are fully anſwered to her Majeſty, although Duplicates for the ſaid County are not regularly returned.

Auditor in making up Receiver's Accounts for County of Monmouth, to charge him with the Deficiency in ſeveral Aids herein mentioned.

XII. And for promoting the Conſumption of Tobacco of the Growth of her Majeſty's Plantations in *America*, the Increaſe of her Majeſty's Revenue, and for the better Encouragement of the ſaid *Britiſh* Plantations, Be it enacted by the Authority aforeſaid, That from and after the twenty-ninth Day of *September* in the Year of our Lord one thouſand ſeven hundred and eight, it ſhall not be lawful for any Commander of any of her Majeſty's Ships of War, or Purſer thereof, to ſell, deliver, or cauſe to be ſold or delivered to any of her Majeſty's Seamen or Marines on Board of ſuch Ship, any Tobacco of the Growth of *Europe*, nor any Tobacco mixed with Tobacco of the ſaid Growth.

After 29 Sept. 1708, no Tobacco of the Growth of Europe, to be ſold in any Ships of War. 12 *Car.* 2. *c.* 34. 15 *Car.* 2. *c.* 7. 22 & 23 *Car.* 2. *c.* 26.

XIII. And for the better Employment of the Poor of this Kingdom, Be it likewiſe enacted, That all Tobacco to be uſed or conſumed on Board any of her Majeſty's Ships of War in any Part of *Europe*, from and after the ſaid twenty-ninth Day of *September*, ſhall be ſuch as is of the Growth of the ſaid *Britiſh* Plantations which hath paid her Majeſty the full Duties, and been manufactured in *Great Britain*; upon Pain that every ſuch Commander or Purſer who ſhall knowingly and wilfully offend herein, ſhall forfeit their reſpective Places and Employments, and three Shillings for every Pound weight of Tobacco, and ſo in Proportion for every greater or leſſer Quantity ſo ſold and delivered; one Moiety thereof to the Queen's Majeſty, and the other Moiety to the Informer who ſhall ſue for the ſame by Action or Information in any of her Majeſty's Courts of Record at *Weſtminſter*, wherein no Eſſoin, Protection, or Wager of Law ſhall be allowed, and no more than one Imparlance.

But only Tobacco of the Britiſh Plantations, manufactured in Great Britain. *Farther Proviſions concerning Tobacco*, 8 *Ann.* *c.* 13. 12 *Ann.* *ſt.* 2. *c.* 8. 1 *Geo.* 1. *c.* 46. 5 *Geo.* 1. *c.* 11. 6 *Geo.* 1. *c.* 21. 9 *Geo.* 1. *c.* 21. 12 *Geo.* 1. *c.* 26 & 28. 21 *Geo.* 2. *c.* 2. 24 *Geo.* 2. *c.* 41. and 26 *Geo.* 2. *c.* 13.

CAP

CAP. XXIII.

An Act to make further Proviſion for electing and ſummoning ſixteen Peers of *Scotland* to ſit in the Houſe of Peers in the Parliament of *Great Britain*; and for trying Peers for Offences committed in *Scotland*; and for the further regulating of Voters in Elections of Members to ſerve in Parliament.

5 *Ann. c.* 8.

'I. WHEREAS by the two and twentieth Article of the Treaty of Union for uniting the two 'Kingdoms of *England* and *Scotland*, ratified and confirmed by the reſpective Parliaments of each 'Kingdom, it was, amongſt other Things, provided, That when her Majeſty, her Heirs or Succeſſors, 'ſhould declare their Pleaſure for holding the firſt, or any ſubſequent Parliament of *Great Britain*, until 'the Parliament of *Great Britain* ſhould make further Proviſion therein, Writs ſhould iſſue under the 'Great Seal of the united Kingdom of *Great Britain*, directed to the Privy Council of *Scotland*, com-'manding them to cauſe ſixteen Peers, who were to ſit in the Houſe of Lords, to be ſummoned to Par-'liament, in ſuch Manner as by an Act of the then preſent Seſſion of Parliament of *Scotland*, was or ſhould 'be ſettled; in which Seſſion of the Parliament in *Scotland*, an Act was accordingly paſſed for that Pur-'poſe, intituled, *An Act ſettling the Manner of electing the ſixteen Peers and forty-five Members to repreſent* 'Scotland *in the Parliament of* Great Britain; which Act was afterwards confirmed by the Parliament of '*England*, and declared to be as valid as if the ſame had been Part of, and ingroſſed in the ſaid Articles of 'Union; by which Act it is, amongſt other Things, provided and enacted, That the ſixteen Peers, who 'ſhould have a Right to ſit in the Houſe of Peers in the Parliament of *Great Britain*, on the Part of *Scot-'land*, by virtue of the ſaid Treaty, ſhould be named by the ſaid Peers of *Scotland*, whom they repreſent, 'their Heirs or Succeſſors to their Dignities and Honours, out of their own Number, and that by open 'Election and Plurality of Voices of the Peers preſent, and of the Proxies for ſuch as ſhould be abſent, 'the ſaid Proxies being Peers, and producing a Mandate in Writing, duly ſigned before Witneſſes, and 'both the Conſtituent and Proxy being qualified according to Law; and that ſuch Peers as were abſent, 'being qualified as aforeſaid, might ſend to all ſuch Meetings a Liſt of the Peers whom they judged fitteſt, 'validly ſigned by the ſaid abſent Peers, which ſhould be reckoned in the ſame Manner, as if the Parties 'had been prreſent, and given in the ſaid Liſt; and in caſe of the Death or legal Incapacity of any of the 'ſaid ſixteen Peers, that the aforeſaid Peers of *Scotland* ſhould nominate another of their own Number in 'Place of the ſaid Peer or Peers, in Manner as therein is mentioned; and it was thereby further enacted, 'That until the Parliament of *Great Britain* ſhould make further Proviſion therein, the ſaid Writs ſo to 'be iſſued, ſhould contain a Warrant and Command, to command the ſaid Privy Council to iſſue out a 'Proclamation in her Majeſty's Name, requiring the Peers of *Scotland* for the Time to meet and aſſemble 'at ſuch Time and Place within *Scotland*, as her Majeſty and her Royal Succeſſors ſhould think fit, to 'make Election of the ſaid ſixteen Peers, and requiring the Lord Clerk Regiſter, or two of the Clerks of 'Seſſion, to attend all ſuch Meetings, and to adminiſter the Oaths as were or ſhould be by Law required, 'and to aſk the Votes, and having made up the Liſt in Preſence of the Meeting, to return the Names of 'the Sixteen Peers choſen, certified under the Subſcription of the ſaid Lord Clerk Regiſter, Clerk or 'Clerks of Seſſion attending, to the Clerk of the Privy Council of *Scotland*, to the End that the Names 'of the ſixteen Peers being ſo returned to the Privy Council, might be returned to the Court from whence 'the Writ did iſſue, under the Great Seal of the united Kingdom, conform to the ſaid twenty-ſecond Ar-

6 Annæ, *c.* 6.

'ticle: And whereas by an Act of this preſent Seſſion, intituled, *An Act for rendring the Union of the two* 'Kingdoms *more intire and compleat*, it is declared and enacted, That from and after the firſt Day of *May* 'one thouſand ſeven hundred and eight, the Privy Council of *Scotland* ſhall ceaſe and determine, whereby 'it is become neceſſary that ſome further Proviſion ſhould be made for the electing and returning the ſaid 'ſixteen Peers, that are to ſit in the Houſe of Peers in the Parliament of *Great Britain*, purſuant to the 'ſaid Treaty;' Be it therefore enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in Parliament aſſembled, and by the Authority of the ſame, That at all Times hereafter when her Majeſty, her Heirs and Succeſſors ſhall declare her or their Pleaſure for ſummoning and holding any Parliament of *Great Britain*, that in order to the electing and ſummoning the ſixteen Peers of *Scotland*, a Proclamation ſhall be iſſued under the Great Seal of *Great Britain*, commanding all the Peers of *Scotland* to aſſemble and meet at *Edinburgh*, or in ſuch other Place in *Scotland*, and at ſuch Time as ſhall be appointed in the ſaid Proclamation, to elect by open Election the ſixteen Peers to ſit and vote in the Houſe of Peers in the Parliament of *Great Britain*, in ſuch Manner as by the before recited Act and herein after is appointed.

Proclamation to be iſſued for electing 16 Peers of Scotland to ſit in the Parliament of Great Britain.

II. And be it further enacted by the Authority aforeſaid, That every Proclamation iſſued for the Purpoſe aforeſaid, ſhall be duly publiſhed at the Market Croſs at *Edinburgh*, and in all the County Towns of *Scotland*, five and twenty Days at the leaſt before the Time thereby appointed for the Meeting of the Peers to proceed to ſuch Election.

And publiſhed at Edinburgh, &c. 25 Days before Election.

III. And be it further enacted by the Authority aforeſaid, That all the Peers who meet on ſuch Proclamation, ſhall, before they proceed to the Election, and in Preſence of the Peers aſſembled for ſuch Election, take the reſpective Oaths, *videlicet*:

All the Peers preſent to take the Oaths.

Oaths.

'I *A. B.* do ſincerely promiſe and ſwear, That I will be faithful, and bear true Allegiance to her Majeſty 'Queen ANNE. *So help me* GOD.

'I *A. B.*

'I *A. B.* do ſwear, That I do from my Heart abhor, deteſt, and abjure, as impious and heretical, that 'damnable Doctrine and Poſition, That Princes excommunicated or deprived by the Pope, or any Au- 'thority of the See of *Rome*, may be depoſed or murdered by their Subjects, or any other whatſoever. And 'I do declare, That no Foreign Prince, Perſon, Prelate, State, or Potentate, hath or ought to have any 'Juriſdiction, Power, Superiority, Pre-eminence or Authority, Eccleſiaſtical or Spiritual, within this 'Realm. *So help me God.*

And ſhall alſo make, repeat, and ſubſcribe the Declaration following, *videlicet:*

'I *A. B.* do ſolemnly and ſincerely, in the Preſence of God, profeſs, teſtify, and declare, That I do be- 'lieve that in the Sacrament of the Lord's Supper there is not any Tranſubſtantiation of the Elements 'of Bread and Wine into the Body and Blood of Chriſt, at or after the Conſecration thereof by any Per- 'ſon whatſoever; and that the Invocation or Adoration of the Virgin *Mary*, or any other Saint, and the 'Sacrifice of the Maſs, as they are now uſed in the Church of *Rome*, are ſuperſtitious and idolatrous. And 'I do ſolemnly, in the Preſence of God, profeſs, teſtify, and declare, That I do make this Declaration, 'and every Part thereof, in the plain and ordinary Senſe of the Words read unto me, as they are commonly 'underſtood by *Engliſh* Proteſtants, without any Evaſion, Equivocation, or mental Reſervation whatſoever, 'and without any Diſpenſation already granted me for this Purpoſe by the Pope, or any other Authority 'or Perſon, or without any Hope of any ſuch Diſpenſation from any Perſon or Authority whatſoever, or 'without thinking that I am or can be acquitted, before God or Man, or abſolved of this Declaration, or 'any Part thereof, although the Pope or any other Perſon or Perſons, or Power whatſoever, ſhould diſ- 'penſe with, or anul the ſame, or declare that it was null and void from the Beginning. And ſubſcribe the Declaration.

And alſo take and ſubſcribe the Oath following, *videlicet:*

'I *A. B.* do truly and ſincerely acknowledge, profeſs, teſtify, and declare in my Conſcience, before God 'and the World, That our Sovereign Lady Queen ANNE is lawful and rightful Queen of this Realm, 'and of all other her Majeſty's Dominions and Countries thereunto belonging. And I do ſolemnly and 'ſincerely declare, That I do believe in my Conſcience, the Perſon pretended to be Prince of *Wales*, du- 'ring the Life of the late King JAMES, and ſince his Deceaſe pretending to be, and taking upon himſelf 'the Stile and Title of King of *England*, by the Name of JAMES the Third, or of *Scotland*, by the Name 'of JAMES the Eighth, or the Stile and Title of the King of *Great Britain*, hath not any Right or Title 'whatſoever to the Crown of this Realm, or any other the Dominions thereunto belonging: and I do re- 'nounce, refuſe, and abjure any Allegiance or Obedience to him. And I do ſwear, That I will bear 'Faith and true Allegiance to her Majeſty Queen ANNE, and her will defend to the utmoſt of my Power 'againſt all traiterous Conſpiracies and Attempts whatſoever which ſhall be made againſt her Perſon, 'Crown, or Dignity. And I will do my utmoſt Endeavour to diſcloſe and make known to her Majeſty 'and her Succeſſors all Treaſons and traiterous Conſpiracies, which I ſhall know to be againſt her or any 'of them. And I do faithfully Promiſe, to the utmoſt of my Power to ſupport, maintain, and defend the 'Succeſſion of the Crown againſt him the ſaid JAMES, and all other Perſons whatſoever, as the ſame is 'and ſtands ſettled by an Act, intituled, *An Act declaring the Rights and Liberties of the Subject, and ſettling 'the Succeſſion of the Crown to her preſent Majeſty, and the Heirs of her Body, being Proteſtants*; and as the 'ſame by one other Act, intituled, *An Act for the further Limitation of the Crown, and better ſecuring the 'Right and Liberties of the Subject*, is and ſtands ſettled and entailed after the Deceaſe of her Majeſty, and 'for Default of Iſſue of her Majeſty, to the Princeſs *Sophia*, Electreſs and Dutcheſs Dowager of *Han- 'nover*, and the Heirs of her Body, being Proteſtants. And all theſe Things I do plainly and ſincerely 'acknowledge and ſwear, according to theſe expreſs Words by me ſpoken, and according to the plain and 'common Senſe and Underſtanding of the ſame Words, without any Equivocation, mental Evaſion, or 'ſecret Reſervation whatſoever. And I do make this Recognition, Acknowledgment, Abjuration, Re- 'nunciation and Promiſe, heartily, willingly, and truly, upon the true Faith of a Chriſtian. *So help me* GOD. And alſo take the following Oath.

'Altered by 1 Geo. 1. c. 13.' 1 W & M. ſſ. 2. c. 2. 12 & 13 W. 3. c. 2.

IV. And that ſuch Peers that live in *Scotland*, but ſhall not be preſent at ſuch Meeting ſo appointed, may take the ſaid Oaths, and make and ſubſcribe the ſaid Declaration in any Sheriff's Court in *Scotland*, and every Sheriff, or his Deputy, before whom ſuch Oaths, and ſuch Declaration ſhall be ſo made, ſub- ſcribed and repeated, ſhall and is hereby required to return the original Subſcription of ſuch Oath and Declaration, ſigned by the Peer who took the ſame, and make a Return in Writing, under his Hand and Seal to the Peers ſo aſſembled, of ſuch Peers taking the ſaid Oaths, and making and ſubſcribing the ſaid Oath and Declaration, and ſuch Peer ſhall be thereby enabled and qualified to make a Proxy, or to ſend a ſigned Liſt, containing the Names of ſixteen Peers of *Scotland*, for whom he giveth his Vote; and ſuch of the Peers of *Scotland*, as at the Time of iſſuing ſuch Proclamation, reſide in *England*, may take and ſubſcribe the ſaid Oaths, and make, repeat, and ſubſcribe the ſaid Declaration in her Majeſty's High Court of *Chancery* of *England*, her Majeſty's Court of *Queen's Bench*, *Common Pleas*, or Court of *Exchequer* in *England*, which being certified by Writ to the Peers in *Scotland* at their Meeting, under the Seal of the Court where ſuch Oath and Declaration ſhall be made, repeated and ſubſcribed, ſhall be ſufficient to en- title ſuch Peer to make his Proxy, and to ſend a ſigned Liſt, as aforeſaid; and in caſe any of the ſaid Peers of *Scotland*, who at any Time before the iſſuing of ſuch Proclamation, have taken the ſaid Oaths, and made and ſubſcribed the ſaid Declaration in *England* or *Scotland*, to be certified as aforeſaid, and if taken in How Peers living in Scotland or reſiding in England, not preſent at Election, may take the Oaths, &c. And be thereby qualified to make a Proxy, &c.

in Parliament, to be certified under the Great Seal of *Great Britain*, ſhall at the Time of iſſuing ſuch Proclamation be abſent in the Service of her Majeſty, her Heirs or Succeſſors, ſuch Peer may make his Proxy, or ſend a ſigned Liſt.

How Proxies ſhall be ſigned.

V. Provided always, and be it enacted by the Authority aforeſaid, That ſuch Peers of *Scotland* as are alſo Peers of *England*, ſhall ſign their Proxies and Liſts by the Title of their Peerage in *Scotland*.

No Peer to have more than two Proxies.

VI. And be it further enacted by the Authority aforeſaid, That no Peer ſhall be capable of having more than two Proxies at one Time.

After Election Lord Clerk Regiſter to certify the Names of the 16 Peers elected.

VII. And be it further enacted by the Authority aforeſaid, That at ſuch Meeting of the Peers, they ſhall all give in the Names of the Perſons by them nominated to ſit and vote in the Houſe of Peers in the Parliament of *Great Britain*, and the Lord Clerk Regiſter, or two of the principal Clerks of the Seſſion appointed by him to officiate in his Name, ſhall after the Election is made and duly examined, certify the Names of the ſixteen Peers ſo elected, and ſign and atteſt the ſame in the preſence of the Peers; which Certificate ſo ſigned and atteſted ſhall by the Lord Clerk Regiſter, or two of the principal Clerks of the Seſſions, be returned into her Majeſty's High Court of *Chancery* of *Great Britain*, before the Time appointed for the Meeting of the Parliament.

How Peers ſhall come attended to Elections.

VIII. And be it further enacted by the Authority aforeſaid, That the Peers ſhall come to ſuch Meetings with their Ordinary Attendants only, according to and under the ſeveral Penalties inflicted by the ſeveral Laws and Statutes now in Force in *Scotland*, which preſcribe and direct with what Numbers and Attendants the Subjects there may repair to the publick Courts of Juſtice.

And not debate or treat of any Matter, &c except only the Election.

IX. And be it further enacted by the Authority aforeſaid, That it ſhall not be lawful for the Peers ſo aſſembled and met together for the electing ſixteen Peers to ſit and vote in the Houſe of Peers in the Parliament of *Great Britain*, to act, propoſe, debate, or treat of any other Matter or Thing whatſoever, except only the Election of the ſaid ſixteen Peers; and that every Peer who ſhall at ſuch Meeting preſume to propoſe, debate, or treat of any other Matter or Thing contrary to the Direction of this Act, ſhall incur the Penalty of *Præmunire* expreſſed in the Statute of the ſixteenth Year of King RICHARD the Second.

Confirmation of the Act of Parliament of Scotland.

X. And be it further declared by the Authority aforeſaid, That all and every Matter and Things for or concerning the Election of ſixteen Peers of *Scotland*, to ſit and vote in the Houſe of Peers in the Parliament of *Great Britain*, directed and appointed to be obſerved and done by the Articles of Union, and the ſaid recited Act of Parliament in *Scotland*, intituled, *Act ſettling the Manner of electing the ſixteen Peers and forty-five Members to repreſent* Scotland *in the Parliament of* Great Britain, which Act, by an Act of Parliament in *England* in the fifth Year of her Majeſty's Reign, intituled, *An Act for an Union of the two Kingdoms of* England, *and* Scotland, was declared to be as valid as if the ſame had been Part of, and ingroſſed in the Articles of Union, thereby ratified and approved, ſhall be obſerved and performed, except only wherein this Act has further delared and provided.

5 Annæ, c. 8.

Exception.

In caſe of Death or Diſability of Peer elected, Proclamation to iſſue for electing another.

XI. And be it further enacted by the Authority aforeſaid, That in caſe any of the ſixteen Peers ſo choſen ſhall die, or become otherwiſe legally diſabled to ſit in the Houſe of Peers of the Parliament of *Great Britain*, that her Majeſty, her Heirs and Succeſſors ſhall forthwith, after ſuch Death or Diſability, iſſue a Proclamation under the Great Seal of *Great Britain*, for electing another Peer of *Scotland* to ſit in the Houſe of Peers of the Parliament of *Great Britain*, in the room of ſuch Peer deceaſed, or otherwiſe legally diſabled; which Proclamation ſhall be publiſhed at ſuch Time and Places as is herein enacted, touching Proclamations iſſued upon ſummoning a Parliament of *Great Britain*; and the Peers of *Scotland* being qualified as is hereby directed, ſhall proceed to elect a Peer of *Scotland* to ſit in the Houſe of Peers of the Parliament of *Great Britain*, in the Room of ſuch Peer deceaſed, or otherwiſe legally diſabled, in ſuch Manner, and under ſuch Reſtrictions and Regulations, as are by this Act directed to be obſerved upon the electing ſixteen Peers of *Scotland* to ſit in the Houſe of Peers of the Parliament of *Great Britain*.

How Peers ſha'l be tried for Treaſon, Murder, &c. committed in Scotland.

XII. And be it further enacted by the Authority aforeſaid, That for the more effectual Trial of any Peer of *Great Britain* that hath committed, or ſhall commit any High Treaſon, Petit Treaſon, Miſpriſion of Treaſon, Murder, or other Felonies in *Scotland*, Commiſſion or Commiſſions may iſſue under the Great Seal of *Great Britain*, to be directed to ſuch Perſon and Perſons as ſhall be therein named, conſtituting them and ſuch a Number of them, as ſhall be therein mentioned, Juſtices of the Queen, her Heirs and Succeſſors, to enquire by the Oaths of good and lawful Men of ſuch County and Counties of *Scotland* as ſhall be named therein, of all Treaſons, Miſpriſions of Treaſon, Murders, and other Felonies committed in ſuch County by a Peer or Peers of *Great Britain*, which Inquiſition ſhall be taken and made in the ſame Manner as Indictments found and taken before Juſtices of *Oyer* and *Terminer* of any County of *England*, and ſhall be of the ſame Effect, and proceeded upon in the ſame Method as any Inquiſition found before Juſtices of *Oyer* and *Terminer* in *England*, whereby any Peer is indicted for any ſuch Offence; and ſuch Juſtices ſhall iſſue Mandates or Precepts to the Sheriffs of the reſpective Counties of *Scotland*, to return to them at ſuch Day and Place as they ſhall appoint, ſuch and ſo many good and lawful Men of the ſame County, as may be ſufficient, to enquire of the Offences aforeſaid, and twelve or more of them ſo returned, being ſworn, ſhall be ſufficient to make ſuch Enquiry, and find any Indictment; and if the Sheriff of ſuch County ſhall not ſummon a ſufficient Number of Men to make ſuch Inquiſition, the Juſtices that do proceed upon ſuch Commiſſion may impoſe a fine upon ſuch Sheriff, which ſhall be levied by Proceſs out of the Exchequer; and if any of the Perſons ſummoned by the Sheriff to enquire, as aforeſaid, ſhall not appear, the Juſtices may in like Manner impoſe a Fine upon ſuch Perſon ſo making Default, to be levied in Manner aforeſaid.

XIII. And be it further enacted by the Authority aforeſaid, That every Perſon who ſhall refuſe to take the Oath laſt herein before recited, or being a Quaker ſhall refuſe to declare the Effect thereof upon his ſolemn Affirmation, as directed by an Act of Parliament made in the ſeventh Year of the Reign of his late Majeſty King WILLIAM, intituled, *An Act that the ſolemn Affirmation and Declaration of the People called Quakers ſhall be accepted inſtead of an Oath in uſual Form*, (which Oath or Declaration the Sheriff, Preſident of the Meeting, or chief Officer taking the Poll, at any Election of Members to ſerve in the Houſe of Commons for any Place in *Great Britain*, or Commiſſioners for chooſing Burgeſſes for any Place in *Scotland*, at the Requeſt of any Candidate or other Perſon preſent at ſuch Election, are hereby impowered and required to adminiſter) ſhall not be capable of giving any Vote for the Election of any ſuch Member to ſerve in the Houſe of Commons for any Place in *Great Britain*, or Commiſſioner to chuſe a Burgeſs for any Place in *Scotland*.

Perſons refuſing to take Oath, or Quaker to make Affirmation, &c. uncapable of voting for Election of Member, &c. 7 & 8 W. 3. c. 34.

XIV. Provided always, and be it enacted by the Authority aforeſaid, That if any Perſon being a Quaker, ſhall refuſe to take the ſaid Oath, being tendred to him in Purſuance of an Act made this preſent Seſſion of Parliament, intituled, *An Act for the better Security of her Majeſty's Perſon and Government*, but ſhall inſtead thereof, declare the Effect of the ſaid Oath, upon his ſolemn Affirmation, as directed by an Act of Parliament made in the ſeventh Year of the Reign of his late Majeſty King WILLIAM the Third, intituled, *An Act that the ſolemn Affirmation and Declaration of the People called Quakers, ſhall be accepted inſtead of an Oath in uſual Form*, which Affirmation ſhall be adminiſtred to ſuch Quaker inſtead of the ſaid Oath, ſuch Quaker ſhall not be liable to any the Penalties or Forfeitures for refuſing the ſaid Oath when tendred to him, contained or mentioned in the ſaid Act, intituled, *An Act for the better Security of her Majeſty's Perſon and Government*.

Quakers declaring on their Affirmation not liable to Penalties by 6 Ann. c. 14. 7 & 8 W. 3. c. 34. *See* 1 Geo. 1. ſt. 2. c. 6. 6 Annæ, c. 24.

CAP. XXIV.

An Act for the further directing the Payment of the Equivalent Money.

'WHEREAS by the Treaty of Union, and fifteenth Article thereof, it is agreed, That *Scotland* 'ſhall have an Equivalent for what the Subjects thereof ſhall be charged towards Payment of the 'Debts of *England* contracted before the Union, in all Particulars whatſoever; and particularly, that the 'Sum of three hundred ninety-eight thouſand and eighty-five Pounds ten Shillings, ſhould be granted to 'her Majeſty as an Equivalent to *Scotland*, for ſuch Parts of the Cuſtoms and Exciſe there, as ſhould be 'applicable to the Payment of the ſaid Debts of *England*, according to the Proportions therein ſet down; 'and in Regard that after the Union, *Scotland* becoming liable to the ſame Cuſtoms and Duties of Exciſes 'upon all exciſeable Liquors as in *England*, as well on that Account as upon the Account of the Encreaſe 'of Trade and People, the ſaid Revenues will much improve beyond the Values mentioned in the ſaid 'Article, of which no Eſtimate could be made, it was agreed, That after the Union there ſhould be kept 'an Account of the ſaid Duties ariſing in *Scotland*, to the end it might appear what ought to be anſwered 'to *Scotland*, as an Equivalent for ſuch Proportion of the ſaid Encreaſe as ſhould be applicable to the Pay'ment of the Debts of *England*; and for the further and more effectual anſwering the ſeveral Ends therein 'after mentioned, it was agreed, That from and after the Union, the aforeſaid whole Encreaſe of the 'Revenues of Cuſtoms and Exciſes in *Scotland* therein expreſſed, ſhould go and be applied for the Term 'of ſeven Years to the Uſes therein ſet down; and that upon the ſaid Account there ſhould be anſwered 'to *Scotland* annually, from the End of ſeven Years after the Union, an Equivalent, in Proportion to ſuch 'Part of the ſaid Encreaſe as ſhall be applicable to the ſaid Debts of *England*; and generally that an E'quivalent ſhould be anſwered to *Scotland* for ſuch Parts of the Debts of *England* as *Scotland* might there'after become liable to pay, by Reaſon of the Union, other than ſuch as are in the ſaid Article expreſ'ſed; and as for the Uſes to which the ſaid Sum of three hundred ninety-eight thouſand and eighty-five 'Pounds ten Shillings, and other Monies, which are to be anſwered or allowed to *Scotland* as aforeſaid, 'are to be applied, it was thereby agreed, That in the firſt Place, the Loſſes which private Perſons 'might ſuſtain by reducing the Coin of *Scotland* to the Standard and Value of the Coin of *England*, might 'be made good; in the next Place, That the Capital Stock or Fund of the *African* and *Indian* Company 'of *Scotland* advanced, together with the Intereſt of the ſaid Capital Stock after the Rate of five Pounds 'per Centum per Annum, from the reſpective Times of Payment thereof, ſhould be paid; and as to the O'verplus of the ſaid Sum of three hundred ninety-eight thouſand and eighty-five Pounds ten Shillings, 'and alſo the whole Increaſe of the ſaid Revenue of Cuſtoms and Exciſe, above the then Values ariſing 'during the Term of ſeven Years, with the Equivalent which ſhould become due upon Improvement 'thereof, and alſo all other Sums, which, according to the aforeſaid Agreement, ſhould become payable 'to *Scotland* by Way of Equivalent, it was agrred, That the ſame ſhould be applied in Manner follow'ing, *viz.* that all the publick Debts of the Kingdom of *Scotland*, as ſhould be adjuſted by the then Par'liament of *Scotland*, ſhould be paid; and that two thouſand Pounds *per Annum*, for the Space of ſeven 'Years, ſhould be applied towards encouraging the Manufacture of Courſe Wooll, within thoſe Shires 'which produce the Wooll; and afterwards the ſame ſhould be wholly applied for encouraging the Fiſhe'ries, and ſuch other Manufactures and Improvements in *Scotland*, as may moſt conduce to the general 'good of the united Kingdom: And whereas for preventing all Miſtakes or Abuſes which might hinder 'the ready Application of the aforeſaid Money to the Proprietors and others concerned in the Stock of 'the *African* and *Indian* Company of *Scotland*, conform to the ſaid Article, there was an Act made in the 'laſt Seſſion of the laſt Parliament of *Scotland*, intituled, *Act concerning the Payment of the Sums out of the 'Equivalent to the* African *Company*, wherein it is, amongſt other Things, enacted, That the Directors 'of the ſaid *African* and *Indian* Company of *Scotland*, ſhould make up Accounts of the Sums advanced by

EXP.
5 *Ann.* c. 8.
3 Geo. 1. c. 14.

398,085 l. 10 s. granted as an Equivalent to Scotland.

Uſes to which the ſaid Sum is to be applied, viz. Loſſes by reducing the Coin. Capital Stock of the African and Indian Company.

Overplus monies how applied.

'the Proprietors of the ſaid Company, and Debts due by the ſaid Company, the whole, with Intereſt due 'thereon, not exceeding two hundred thirty-two thouſand eight hundred and eighty-four Pounds five 'Shillings, and two third Parts of a Penny Sterling, on the firſt Day of *May* then next, and now paſt, 'and appointed the Proprietors for their reſpective Shares to be paid, and to have Execution as therein 'alſo is expreſſed; and in like Manner by another Act of the ſaid Parliament of *Scotland*, intituled, *Act 'concerning the publick Debts*, the Payments to be made on Account of the publick Debts of *Scotland*, are 'adjuſted as in the ſaid fifteenth Article, and two Acts above mentioned, is more amply contained: And 'whereas the ſaid Sum of three hundred ninety-eight thouſand and eighty-five Pounds ten Shillings, has 'been paid for and on the Part of *England*, to the Commiſſioners of the Equivalent in *Scotland*, purſuant 'to the aforeſaid Articles, and conſiderable Sums have by them been iſſued out, conform to the ſame, 'and the above recited Acts of the Parliament of *Scotland*; but by Experience it has been found, that 'ſome further Direction is yet neceſſary for the better Application of what remains of the ſaid Sum yet 'unapplied, and all other Sums which are or may become due by Virtue of the Agreements aforeſaid, 'and for the more effectual attaining the Ends mentioned in the ſaid Article of the Treaty and Acts 'above recited; therefore her Majeſty's moſt dutiful and loyal Subjects, the Commons of *Great Britain* 'in Parliament aſſembled, do humbly beſeech her Majeſty, that it may be enacted, *&c.*

See further 5 Geo. 1. c. 20.

CAP. XXV.

EXP. An Act to enable her Majeſty to make Leaſes and Copies of Offices, Lands, and Hereditaments, Parcel of her Dutchy of *Cornwall*, or annexed to the ſame. All Leaſes made by Copy of Court Roll, or within ſeven Years next enſuing according to Cuſtom of Manor, *&c.* to be good in Law. No Leaſe to be for more than three Lives, or 31 Years. All Covenants, *&c.* in Leaſe, *&c.* good. Salvo of Right to all Perſons, *&c.* except the Queen, *&c.* On Payment of Compoſition-money for taking off increaſed Rent, ſuch increaſed Rent to ceaſe.

CAP. XXVI.

An Act for ſettling and eſtabliſhing a Court of *Exchequer* in the North Part of *Great Britain* called *Scotland*.

5 Annæ, c. 8.

'I. WHEREAS in and by the nineteenth Article in a late Act of Parliament made in the fifth 'Year of her now Majeſty's Reign, intituled, *An Act for an Union of the two Kingdoms of* Eng'land *and* Scotland, it is amongſt other Things provided, That there ſhould be a Court of *Exchequer* in '*Scotland* after the ſaid Union, for deciding Queſtions concerning the Revenues of Cuſtoms and Exciſe 'there, having the ſame Power and Authority in ſuch Caſes, as the Court of *Exchequer* has in *England*, 'and that the ſaid Court of *Exchequer* in *Scotland*, have Power of paſſing Signatures, Gifts, Tutories, and 'other Things, as the Court of *Exchequer* in *Scotland* then had, and that the Court of *Exchequer* that then 'was in *Scotland*, ſhould remain until a new Court of *Exchequer* be ſettled by the Parliament of *Great 'Britain* in *Scotland* after the Union, which Union took effect upon the firſt Day of *May* in the ſixth 'Year of her now Majeſty's Reign one thouſand ſeven hundred and ſeven, and thereby the ſaid two 'Kingdoms of *England* and *Scotland* became united into one Kingdom, by the Name of *Great Britain*;' To the Intent therefore that there may be a Court of *Exchequer* ſettled and eſtabliſhed in *Scotland*, purſuant to the Purport and Meaning of the ſaid recited Act, and of the nineteenth Article therein contained; Be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the firſt Day of *May* one thouſand ſeven hundred and eight, a Court of *Exchequer*, to be called and known by the Name of *The Court of* Exchequer *in* Scotland, ſhall be, and by Authority of this Act is hereby erected, conſtituted, and eſtabliſhed in and for that Part of *Great Britain* called *Scotland*, and that the ſaid Court of *Exchequer* ſhall be and is hereby enacted to be a Court of Record, Revenue, and Judicature, for and within *Scotland*, and to have Continuance for ever, and to be held within the City of *Edinburgh*, at ſuch Place or Places where the former *Exchequer* of *Scotland* before the ſaid Union was uſually held, or at ſuch other Place or Places in *Scotland*, as by Authority from the Queen's Majeſty, her Heirs or Succeſſors, and in Default thereof, by the Judges of the ſaid Court of *Exchequer* for the Time being, ſhall from Time to Time be directed, limited or appointed.

From firſt May 1708. a Court of Exchequer to be erected in Scotland; and to be a Court of Record for ever.

II. And it is further enacted by the Authority aforeſaid, That the Lord High Treaſurer of *Great Britain* for the Time being, and ſuch other Perſon and Perſons as by Commiſſions from the Queen's Majeſty, her Heirs and Succeſſors, under the Seal which by the ſaid Articles of Union is appointed to be kept in *Scotland*, from Time to Time, ſhall be ordained, conſtituted, or appointed to be the chief Baron, and other Barons of the ſaid Court of *Exchequer* in *Scotland*, ſhall be the Judges of and in the ſaid Court; and the ſaid Lord High Treaſurer and Barons, and the ſaid Barons in the Abſence of the ſaid Lord High Treaſurer, ſhall have and put in Execution all and every the Judicial and other Powers and Authorities of or belonging, or which ſhall or may appertain or belong to the ſaid Court, or wherewith the ſaid Court ſhall be inveſted, and the ſaid Barons ſhall remain, and have Continuance in their reſpective Offices and Places *quam diu ſe bene geſſerint*; which Barons of the *Exchequer* are to be made of ſuch as have been, are or ſhall be Serjeants at Law, or Barriſters of Law of five Years ſtanding in ſome of the four Inns of Court in *England*, or elſe of ſuch Perſons as ſhall have been, are or ſhall be Advocates in the College of Juſtice in *Scotland* for five Years; and the ſaid Barons of the *Exchequer* in *Scotland* ſhall reſpectively take the ſame Oaths

Lord Treaſurer, and ſuch others as Queen ſhall appoint to be Chief Baron and Barons of the Exchequer, ſhall be Judges of the ſaid Court. And continue in their Offices quam diu ſe bene geſſerint. 7 Geo. 2. c. 16. §. 4.

Oaths of Office, *mutatis mutandis*, and other Oaths, as the Barons of the Court of *Exchequer* in *England* have uſed, or ought to take, upon their Admiſſions into their reſpective Offices, the ſaid Oaths to be taken for the firſt Time before the Court of Seſſion in open Court, in caſe the ſaid Court be ſitting, or otherwiſe, in caſe the ſaid Court be not then ſitting, before any three of the Lords of Seſſion, and at all Times hereafter before the ſaid Court of *Exchequer*; and the ſaid chief Baron and Barons ſhall uſe and wear ſuch Robes and Habits as the chief Baron and Barons of the Court of *Exchequer* in *England* do uſe and wear, or ſuch other Robes or Habits as her Majeſty, her Heirs or Succeſſors, ſhall appoint.

And take the ſame Oaths of Office as the Barons in England.

And wear ſuch Robes, &c.

III. And it is futher enacted by the Authority aforeſaid, That there ſhall be in the ſaid Court of *Exchequer* in *Scotland*, the ſeveral Offices following, that is to ſay, The Office of Queen's Remembrancer, the Office of Lord Treaſurer's Remembrancer, the Office of Clerk of the Pipe, and ſuch other Offices now in being in the Court of *Exchequer* in *England*, or are now in being in *Scotland*, relating to Signatures, Gifts, and Tutories, as the Queen's Majeſty, her Heirs and Succeſſors, ſhall from Time to Time think fit and proper, to be conſtituted and appointed under the Seal which by the ſaid Articles of Union is appointed to be kept in *Scotland*; and that ſuch Perſons ſhall be the Maſters or chief Officers of and in the ſaid reſpective Offices, and for ſuch Term, Eſtate, and Intereſt therein, as the Queen's Majeſty, her Heirs and Succeſſors, ſhall from Time to Time by Letters Patents under the Seal aforeſaid ordain or appoint, and that the ſaid Maſters or chief Officers of the aforeſaid ſeveral Offices ſhall have and appoint from Time to Time under them, and in their reſpective Offices, ſuch and ſo many Attornies and Clerks as ſhall be fit and proper for the Buſineſs in their reſpective Offices; which ſaid Maſters and chief Officers, as alſo the ſaid Attornies and Clerks, ſhall, before their Admiſſions into their Offices or Places reſpectively, take ſuch Oath or Oaths in the ſaid Court, or before the chief Baron, or one of the Barons of the ſaid Court, for their faithful and honeſt Carriage and Behaviour in their ſaid Offices reſpectively, as the like Officers, Attornies, and Clerks in the Court of *Exchequer* in *England* have uſed and ought to do, or as by the Barons of the ſaid Court of *Exchequer* in *Scotland* ſhall for that Purpoſe be deviſed and appointed.

Other Offices to be in the ſaid Court.

IV. Provided nevertheleſs, That the ſaid ſeveral chief Officers in the reſpective Offices aforeſaid, as alſo the ſaid Attornies, Clerks, and other Officers of or belonging to the ſaid Court of *Exchequer* in *Scotland* for the Time being, ſhall all of them be ſubject and obedient to the ſaid Court of *Exchequer*, and may be ſuſpended, puniſhed, or amoved by the ſaid Court for Neglect of Duty, or for Crimes and Miſdemeanors in their reſpective Offices and Places, or other juſt Cauſes.

Officers, &c. may be puniſhed for Neglect of Duty.

V. And be it further enacted by the Authority aforeſaid, That there ſhall be a Seal to be aſſigned or appointed by the Queen's Majeſty, her Heirs and Succeſſors, for the Sealing all ſuch Letters Patents, Grants, Commiſſions, Writs, Precepts, and other Proceſs and Proceedings, which ſhall iſſue out of or be awarded by the ſaid Court of *Exchequer* in *Scotland*, or ought or ſhall be directed to paſs under the Seal of the ſaid Court; which Seal ſhall be kept in the Cuſtody of the chief Baron of the ſaid Court of *Exchequer* in *Scotland*, for the Time being; and the ſaid chief Baron of ſuch Perſon or Perſons as he ſhall depute, and for whom he will be anſwerable, ſhall therewith ſeal all Letters Patents, Grants, Commiſſions, Writs, Precepts, and other Proceſs and Proceedings before mentioned, which ſhall be brought to be ſealed; and for that Purpoſe ſhall attend at proper and convenient Times and Places to be directed by the ſaid Court of *Exchequer* in *Scotland*, or any of the Barons thereof (in caſe any Queſtion ſhall ariſe touching the ſame;) and the ſaid Court of *Exchequer* in *Scotland* is hereby impowered from Time to Time to depute and appoint all ſuch other Officers, Miniſters, Clerks, Servants, and Attendants for the conſtituting of which there is no other Proviſion made by this Act, as ſhall be thought convenient for the Uſe and Service of the ſaid Court, and for the carrying on and Diſpatch of the Buſineſs therein, ſubject and liable nevertheleſs to be ſuſpended, puniſhed, and amoved, and to the taking of ſuch Oaths, *mutatis mutandis*, for the faithful Execution of their reſpective Offices, Places, and Employments, as herein before is provided for any the Officers, Attornies or Clerks in the ſaid Court of *Exchequer* in *Scotland*; and all and every the Sheriffs, by themſelves or their ſufficient Deputies for whom they are to be anſwerable, and other Officers, Miniſters, and Subjects in *Scotland*, are hereby enjoined and required to be from Time to Time aiding, aſſiſting, obedient to, and attendant upon the ſaid Court of *Exchequer* in *Scotland*, and the Judges and Juriſdiction thereof, in all Things relating to the ſaid Court of *Exchequer*, which do, may, or ſhall any ways touch or concern their reſpective Offices or Duties in any manner of wiſe, and ſhall be liable and ſubject to ſuch Penalties and Puniſhments for Neglect of their Duties, or for any Contempts or Diſobedience to the ſaid Court, or the Proceſs thereof, or for any other Neglect, Contempt, or Offence as ſhall be ſet or impoſed upon them reſpectively by the ſaid Court of *Exchequer*.

Queen to aſſign a Seal for the Court.

Chief Baron to keep the ſame.

Court may conſtitute other Officers, &c. for Service of the Court.

Who ſhall take the Oaths, &c.

All Sheriffs, &c. to be Attendant.

VI. And be it further enacted by the Authority aforeſaid, That all and every the Revenues and Duties of Cuſtoms and Exciſe, and all and every other the Revenues, Debts, Duties, and Profits of what Nature or Kind ſoever, any ways appertaining, or which hereafter ſhall appertain to the Queen's Majeſty, her Heirs or Succeſſors within *Scotland*, either as Queen of *Great Britaon*, or as Prince and Steward of *Scotland*, and all Honors, Caſtles, Manors, Lands, Tenements, and Hereditaments in *Scotland*, which now do, or hereafter ſhall appertain to the Queen's Majeſty, her Heirs or Succeſſors, by Force or Virtue of any Attainder, Outlawry, Seizure for any Crime or Cauſe of Forfeiture, Debt, or Duty, or upon any Extent, Commiſſion, or otherwiſe, or by Force and Virtue of the Royal Prerogative, or by any other Right or Title whatſoever, and all and every the Rents, Iſſues, and Profits thereof, or of any of them, and alſo all and every the Goods, Chattels, Debts, Credits, Rights, Titles, and Perſonal Eſtates within *Scotland*, any ways accruing or belonging, or which hereafter ſhall belong to the Queen's Majeſty, her Heirs and Succeſſors, by Force or Virtue of the Royal Prerogative, or of any Attainder, Outlawry, Extent, Inquiſition, Debt, Duty, or Forfeiture, or by any other Right, Title, Ways, or Means whatſoever,

Its Juriſdiction and Authority.

ever, and all the Remedies and Means for the recovering the ſame, or the Poſſeſſion thereof, and all Accounts relating thereto, and alſo all and every Forfeitures and Penalties which have been incurred, or ſhall or may incur or become any ways due and payable in *Scotland*, by Force or Virtue of any Law or Statute touching or relating to the Cuſtoms or Exciſe, or by Force or Virtue of any penal or other Laws or Statutes whatſoever, and alſo all Fines, Iſſues, Forfeitures, or Penalties, of what nature or kind ſoever happening, ariſing or accruing to the Queen's Majeſty, her Heirs or Succeſſors within *Scotland*, and all Informations, Actions, Suits or Demands, and alſo all Obligations, Recognizances, Specialties and other Securities, touching or concerning the before-mentioned Matters and Things, and all Proſecutions, Remedies, and Accounts, for or concerning the ſame, or other the Premiſſes, ſhall be within the Juriſdiction and Authority of the ſaid Court of *Exchequer* in *Scotland*, and hereby are annexed to the ſaid Court; and the Barons of the ſaid Court for the time being, ſhall have and exerciſe, and by virtue of this Act are and ſhall be inveſted with all Powers, Authorities, and Juriſdictions as well judicial as otherwiſe, for the hearing and determining of all Actions, Suits, and Queſtions in Law or Equity, touching the aforeſaid Revenues, Honors, Caſtles, Manors, Lands, Tenements, Goods, Chattels, Debts, Duties, Forfeitures, Penalties, Profits, and all other Matters or Things herein before-mentioned, and annexed to the ſaid Court of *Exchequer* in *Scotland*, or the Juriſdiction thereof; and that the ſaid Court of *Exchequer* in *Scotland* ſhall and may act, do, and proceed therein and thereupon in every Reſpect whatſoever, as by Law, or as the Court of *Exchequer* in *England*, by the Conſtitution, Courſe, or Practice of or in the ſaid Court, hath been or is enabled, or hath uſed or practiſed to do in the like Caſes in *England*, and upon and in all ſuch Informations, Actions, Suits, or Demands, or touching or concerning any the Premiſſes, or any the Proceedings thereupon, ſhall and may make all ſuch Orders and Rules, and direct, award, and iſſue all ſuch Writs, Precepts, Proceſs, and Methods of Proceedings, as hath or have been, is, are, or may be done or practiſed in the ſame or like Caſes in the Court of *Exchequer* in *England*; all which Informations, Actions, Suits, and Proſecutions, Proceſs, and Proceedings relating thereto, or to any the Premiſſes ſhall be had, made, and done in the Office of the Remembrancer of the Queen's Majeſty, her Heirs or Succeſſors, in the ſaid Court of *Exchequer* in *Scotland*; and the ſaid Barons of the Court of *Exchequer* in *Scotland* are hereby authorized and required, in caſe of any Neglect or Default by any the Plaintiffs or Defendants in any the ſaid Informations, Actions, or Suits, or in any other Informations, Actions, or Suits which ſhall be commenced, ſued, or proſecuted in the ſaid Court of *Exchequer* in *Scotland*, for any Matter or Cauſe whatſoever within the Juriſdiction of the ſaid Court, to give and cauſe Judgments to be entred againſt any the Parties making Default to plead or proceed to Trial, and for Recovery and Condemnation of any Goods, Chattels, or other Things ſeized as forfeited, and for which no Claim ſhall be duly entred, and to give and cauſe Judgments to be entred in Caſes of Demurrers joined in any the ſaid Cauſes depending before them, and to do, act, and proceed in and about all and every the Premiſſes, as fully to all Intents and Purpoſes, as the Barons of the Court of *Exchequer* in *England*, by Law, or by the Courſe and Method of Proceedings in that Court, ſhould or might, or could do, or order to be done in ſuch or the like Caſes, Matters, or Things, in caſe the ſame were or ſhould be depending in the ſaid Court of *Exchequer* in *England*, and upon any Iſſues joined in any the ſaid Cauſes, or in any other Cauſes triable in the ſaid Court upon Matters of Fact, or which would be triable or inquirable by Juries (if the ſame were in *England*) the Barons of the *Exchequer* in *Scotland*, are hereby authorized and required to cauſe the ſame to be tried, either at the Bar of the ſaid Court, or elſewhere, at ſuch Times and Places as ſhall be for that Purpoſe by the Court appointed, by a Jury of twelve Perſons of that County, Shire, City, or Place in *Scotland*, where the ſaid Matters in Iſſue to be tried did ariſe, or of ſuch other County, Shire, City, or Place in *Scotland*, where the ſaid Court of *Exchequer* ſhall order or direct the ſame to be laid and tried; each of which Jurymen ſhall at the Time of ſuch Trial have and be ſeized in his own Right, or Right of his Wife, of Lands or Tenements of an Eſtate of Inheritance, or for his or her Life, within the County, Shire, City, or Place from whence the Jury is to come, of the yearly Value of five Pounds at the leaſt, or ſhall be then worth in Goods, Chattels, and perſonal Eſtate, the Sum of two hundred Pounds Sterling at leaſt, and for want thereof, or for any juſt and reaſonable Cauſe, ſhall be ſubject to be challenged and ſet aſide; and in all Verdicts to be given by the Juries, the whole Number of twelve muſt agree; and the ſaid Barons of the Court of *Exchequer* in *Scotland*, and ſuch of them before whom any ſuch Trials ſhall be, or ſhall be appointed to be, ſhall, by virtue of this Act have full Power and Authority to proceed to ſuch Trials, and to make, award, and iſſue all ſuch Orders, Rules, Writs, and other Proceſs, and do or cauſe to be done, all other Acts, Matters, and Things of what Nature ſoever, as well in order to any ſuch Trials and Notices for the ſame, as in, upon, and after the ſaid Trials, in every Reſpect whatſoever, whether with Relation to Sheriffs and other Officers, Parties, Jurors, Witneſſes, Challenges, or other Matters or Proceedings in, about, or relating to any ſuch Trials, or the Verdicts to be taken thereupon, or Nonſuits therein, and have and execute as fully and amply to all Intents and Purpoſes, all Powers, Authorities, and Juriſdictions, relating to, or proper for any ſuch Trials, or the Matters for which ſuch Trials ſhall or ought to be, in every Reſpect whatſoever, and for awarding Coſts upon the Account of any ſuch Trials, or for not proceeding to Trial, and for awarding any new or other Trials, as the Barons of the Court of *Exchequer* in *England*, or any of them, before whom any Trials, either at the Bar, or otherwiſe, have been or ſhould have been by the Laws of *England*, or by the Conſtitution, Power, or Practice of the ſaid Court of *Exchequer* in *England*, or by virtue of any Law or Statute, Commiſſion or Authority whatſoever, hath or have been, is or are enabled, or have uſed to make, do, or execute in or concerning any ſuch or the like Trials or Caſes in *England*; and after any ſuch Trials had, the ſaid Barons of the ſaid Court of *Exchequer* in *Scotland*, and the Officers, Attornies, and Clerks in the ſaid Court, ſhall and are hereby enabled and required to give Rules, and do all other Things in order for Judgments to be entred in the ſaid Court

Power veſted in the Barons.

Cauſes triable by Juries.

Court of *Exchequer* in *Scotland*, upon the Records of Trials at Bar, and of the Returns of Records of *Niſi prius* in caſe of Trials in the Countries, as are, have been, or may be uſed or practiſed in like Caſes in the Court of *Exchequer* in *England*; and the Barons of the ſaid Court of *Exchequer* in *Scotland* may and ſhall proceed to give Judgment according to the Right of the Cauſes, and to award Executions upon ſuch Judgments, and to do and award all and every Act, Matter, and Thing touching and relating to any ſuch Trials, Judgments, or Executions, as by Law, or the Rules, Orders or Directions of the Court of *Exchequer* in *England*, or by the Laws or Statutes in *England*, or hath or have been or ought to be uſed in ſuch or the like Caſes.

Barons in or out of Court to take Recognizances for Debts, &c.

VII. And it is hereby further enacted and declared by the Authority aforeſaid, That the ſaid Barons of the Court of Exchequer in *Scotland*, or any one or more of them, either in Court or out of Court, ſhall have full Power and Authority to take all Manner of Recognizances and Securities for Debts, and that all Obligations, Recognizances, Specialties, and other Securities for any the Revenues, Rents, Debts, Duties, Accounts, Profits, or other Things accruing, or which ſhall or may become due or accrue to the Queen's Majeſty, her Heirs or Succeſſors, within *Scotland*, or which ſhall in any wiſe concern or relate thereto, or any the Officers, Miniſters, or Accountants thereof, or for the ſame, or which ſhall be taken in or by Order of the ſaid Court of Exchequer in *Scotland*, or upon any other Account for the Uſe or Benefit of the Crown, or for ſecuring any the Revenues, Debts, or Duties of the Crown, ſhall be taken in the Name of the Queen's Majeſty, her Heirs and Succeſſors, and to be paid to the Queen's Majeſty, her Heirs and Succeſſors, with other proper Words, and with and under ſuch Conditions as ſhall be ſuitable to the Matter for which they ſhall be taken, and ſhall have the full Force and Effect of any Obligations, Recognizances, and Specialties, which have been or may be taken or acknowledged in the Court of Exchequer in *England*, according to the Purport, true Intent and Meaning of the Statute in that Behalf made in *England* in the three and thirtieth Year of the Reign of King HENRY the Eighth, or any other Law or Statute, or any Practice, Cuſtom, or Uſage in the Court of Exchequer in *England*, or by Virtue of the Royal Prerogative; and that all Suits and Proſecutions upon any the ſaid Obligations, Recognizances, and Specialties, or for any Revenues, Debts, or Duties any Ways due or payable to the Queen's Majeſty, her Heirs and Succeſſors, within *Scotland*, ſhall be in the ſaid Court of *Exchequer* in *Scotland*, and her Majeſty, her Heirs and Succeſſors, ſhall be preferred and have Preference in all Suits and Proceedings in the ſaid Court of Exchequer in *Scotland*, according to the ſaid Statute of the three and thirtieth Year of King HENRY the Eighth, and according to the Uſage, Courſe, and Practice of the Court of Exchequer in *England*, and ſhall have and enjoy ſuch and the ſame Prerogatives, as well in and about Pleadings, and in all other Matters and Things, as by any the Laws in *England*, or Courſe of *Exchequer* in *England*, have been, are or ought to be allowed; and as well the Bodies, as the Lands and Tenements, Debts, Credits, and Specialties, Goods, Chattels, and perſonal Eſtate of all Debtors or Accountants to the Crown, or their Debtors in *Scotland*, ſhall be ſubject and liable, and ſhall and may be made ſubject and liable by Extent, Inquiſition and Seizures, or by any other Proceſs, Ways, or Means, to the Payment of ſuch Debts, Duties, or Revenues to the Crown, and in ſuch and the ſame Manner and Form, to all Intents and Purpoſes as hath been, or is uſed in the Court of *Exchequer* in *England* in like Caſes.

33 H. 8. c. 39.

All Suits and Proſecutions, &c. thereupon to be in Exchequer Court.

No Debt, &c. to the Crown in Scotland to ſubject any real Eſtate there, otherwiſe than by the Laws of Scotland.

Barons, &c. to execute the Powers hereby granted.

VIII. Provided nevertheleſs, That no Debt or Duty from any the Debtors or Accountants to the Crown in *Scotland*, ſhall affect or ſubject any real Eſtate in *Scotland*, of any ſuch Debtors or Accountants, to the Payment or Satisfaction of any ſuch Debt or Duty, further or otherwiſe, or in any other Manner or Form than ſuch real Eſtate may or ought to be ſubject and liable by the Laws of *Scotland*, and that the Laws of *Scotland* ſhall, in all ſuch Caſes, and for all ſuch Purpoſes, hold Place and be obſerved; any thing in this Act contained to the contrary notwithſtanding: And for all the Purpoſes in this Act mentioned, the ſaid Court of *Exchequer* in *Scotland*, and the Barons and other Officers thereof and therein, ſhall have, exerciſe, and put in Execution within *Scotland*, all and every the Powers, Authorities, and Juriſdictions, as to all Matters and Things whatſoever, ariſing or happening, or which have or ſhall ariſe and happen within *Scotland*, touching or concerning any the aforeſaid Revenues or Duties of Cuſtoms and Exciſe, and other Revenues, Debts, or Duties, Obligations, Securities, Judgments, or Specialties, or the Recovery of the ſame, or of any other the Premiſſes, which the Court of *Exchequer* in *England*, or the Barons or Officers thereof, by virtue of the ſaid Statute made in *England* in the ſaid three and thirtieth Year of the Reign of King HENRY the Eighth, or of any other Statute made and in Force in *England*, or by the Conſtitution, Courſe, or Practice uſed in the Court of *Exchequer* in *England*, have or ought to have performed or put in Execution in *England*, as fully and amply to all Intents and Purpoſes, as if the ſame Powers, Authorities, and Juriſdiction were in this Act particularly expreſſed and thereby enacted; yet ſo nevertheleſs, that nothing be done to make the real Eſtate in *Scotland* of any Debtor or Accountant to the Crown there, ſubject or liable to the Payment of any Debts or Duties to the Crown, farther or otherwiſe than they may or ought to be by the Laws of *Scotland*, according to the Purport of the Proviſo laſt herein before mentioned; and the Barons of the ſaid Court of *Exchequer* in *Scotland* ſhall and may act and do in reſpect to any the Parties in Law or Equity to any Action, Information, Suit, or Proſecution in the ſaid Court of *Exchequer* in *Scotland*, in ſuch Caſes, Sort, and Manner as by any the Laws or Statutes in *England*, or the Uſe and Practice of the Court of *Exchequer* there, touching the awarding of Coſts, and iſſuing Proceſs and Execution for the ſame, hath or have uſed to be done.

All Statutes in England of Jeofails, &c. to extend to all Actions brought in Court of Exchequer in Scotland, &c.

IX. And be it further enacted by the Authority aforeſaid, That the ſeveral Statutes in *England* of Jeofails, and for Amendments, ſhall extend to all ſuch Actions, Informations and Suits, to be brought in the Court

of

of *Exchequer* in *Scotland*, for the Recovery of any Debt, Duty or Revenue due to the Crown, as fully and amply, to all Intents and Purpoſes, as they do or ought to extend to the Court of *Exchequer* in *England*, or any Cauſes or Proceedings therein in ſuch or the like Caſes; and that in the ſaid Court of *Exchequer* in *Scotland*, there ſhall be kept and obſerved four Terms in every Year, whereof one of them ſhall be called *Martinmas Term*, and ſhall yearly commence upon the third Day of *November*, and end on the twenty-ninth Day of *November*; and another of them ſhall be called by the Name of *Candlemas Term*, and ſhall yearly commence upon the twenty-third Day of *January*, and end upon the twelfth Day of *February* yearly; and another of them ſhall be called by the Name of *Whitſuntide Term*, and ſhall yearly commence upon the twenty-fifth Day of *May*, and ſhall end on the fifteenth Day of *June* following; and the fourth of them ſhall be called by the Name of *Lammas Term*, and ſhall yearly commence on the twentieth Day of *July*, and ſhall end on the eighth Day of *Auguſt* following; and if any of the ſaid Days on which any of the ſaid Terms ſhould begin or end, ſhall happen to be a *Sunday*, then ſuch Term reſpectively ſhall begin or end the next Day following; in and during which Terms the Barons of the ſaid Court ſhall ſit therein, and hear and determine the Buſineſs, Cauſes, Matters and Things depending, or which ſhall, may, or ought to be proſecuted in the ſaid Court, either in Law or Equity, or which ſhall or may concern the Revenues, Debts, Duties, Matters, or Things within the Juriſdiction of the ſaid Court, and that either with or without any Adjournment to or for any Time or Place; and that the ſaid Barons ſhall and may order and appoint the Days and Times for the Returns of Writs or Proceſs iſſuing out of, and returnable in the ſaid Court, and ſet and impoſe upon all ſuch Sheriffs and other Officers and Perſons, Bodies Politick or Corporate, to whom the Execution of ſuch Writs or Proceſs do or ſhall appertain, ſuch Iſſues, Fines, Amerciaments, and Penalties, as to the ſaid Court ſhall ſeem fit and reaſonable; and the ſaid Barons in Court, or any of them out of Court, ſhall take Bails, Recognizances, and other Securities, Informations, Bills, Anſwers, and Affidavits, and take and declare Accounts, and do and execute all Matters and Things relating to the Buſineſs or Juriſdiction of the ſaid Court, as fully to all Intents and Purpoſes, as the Barons of the *Exchequer* in *England*, or any of them, have or do uſe in ſuch or the like Caſes in or out of Court there; and the Barons of the Court of *Exchequer* in *Scotland*, are hereby alſo authorized and enabled to hold Plea in Equity by *Engliſh* Bill, Petition, or Suit to be brought or exhibited in the ſaid Court, by or againſt the Attorney or Advocate General of the Queen's Majeſty, her Heirs and Succeſſors, on her or their Behalf, or for her or their Intereſt, or by or againſt any other Perſon or Perſons any Ways concerned in or about any the Revenues, Debts, or Duties before-mentioned, touching the ſaid Revenues, Debts, or Duties, for any Diſcovery or Relief in Equity; and in and upon ſuch Bills, Petitions, and Suits, the ſaid Court of *Exchequer* ſhall and are hereby enabled to iſſue and award Proceſs of *Subpœna*, or *Diſtringas*, and all other uſual and proper Proceſs for compelling the Parties Defendants to or in ſuch Suits, to put in their Anſwers, and make their Defences to ſuch Bills, Petitions, or Suits, and for the Parties to ſuch Suits to proceed therein and thereupon, according to ſuch Rules or Orders, and in ſuch Manner and Form as the Court of *Exchequer* in *England* hath uſed to proceed by; and upon Iſſues joined in any the ſaid Cauſes or Suits in Equity, the Court of *Exchequer* in *Scotland* is to cauſe Witneſſes to be examined (if deſired on either Side) by Commiſſions to be awarded for that Purpoſe, or by ſworn Examiners, and after Publication of the Depoſitions of the Witneſſes, to proceed to the hearing of the ſaid Cauſes, and upon the Proofs and Evidence therein or thereupon, or upon Bill and Anſwer where no Witneſſes ſhall be examined or Proofs made, to make ſuch Orders and Decrees either for the Relief of the Plaintiffs, or for directing any Iſſue or Iſſues at Law to be tried for the Information of the Conſcience of the Court, or for diſmiſſing of the ſaid Plaintiff Bills, or otherwiſe, as to the ſaid Court ſhall ſeem juſt and reaſonable, and as is or hath been uſed in the Court of *Exchequer* in *England*; ſave only that all Iſſues at Law directed, as aforeſaid, for the Information of the Conſcience of the Court, ſhall be and are hereby ordered to be made up and proceeded upon in the ſaid Queen's Remembrancer's Office in *Scotland*, in ſuch Manner as ſuch Iſſues Iſſues are uſed to be made up and proceeded upon in the Office of Pleas in the Court of *Exchequer* in *England*; and the ſaid Court ſhall award ſuch Proceſs for the inforcing any of the Parties to ſuch Suits to perform and yield Obedience to ſuch Orders or Decrees as ſhall be made in the ſaid Cauſes, and in caſe of Non-performance thereof, or Diſobedience thereunto, the ſaid Court ſhall award all ſuch Proceſs of Contempt againſt the Perſons and Eſtates of him, her, or them that ſhall be in Contempt, or refuſe Obedience to any the ſaid Orders or Decrees, as hath been uſed and practiſed in like Caſes, in or by the Court of *Exchequer* in *England*, and make and execute like Proceſs, Orders, and Proceedings thereupon, as are uſed in the Court of *Exchequer* in *England*, in like Caſes.

Four Terms to be kept every Year.

During which Barons to hear and determine Cauſes, &c.

And appoint Days and Times for Returns of Writs.

And take Bails, &c.

And hold Plea in Equity by Engliſh Bill, &c.

And award Proceſs thereon.

And make Orders and Decrees.

X. And be it further enacted by the Authority aforeſaid, That the Barons of the Court of *Exchequer* in *Scotland*, and all and every the Officers and Members of the ſaid Court of *Exchequer* ſhall be entitled to, and have and enjoy ſuch and the ſame Privileges and Immunities, as the Members of the College of Juſtice have and enjoy by the Law, Cuſtom, and Practice in *Scotland*, excepting only that they may be purſued in Juſtice before the Lords of Seſſion for Cauſes not competent to the Court of *Exchequer*.

Barons to enjoy the ſame Privileges as Members of the College of Juſtice, &c.

XI. And be it further enacted by the Authority aforeſaid, That all the Officers and Perſons imployed or to be imployed in or about the collecting, receiving, managing, paying, anſwering, or accounting for any the Revenues or Duties of Cuſtoms or Exciſe, or other Crown Revenues, Debts, or Duties in *Scotland*, ſhall be under and ſubject to the Rules, Orders, Directions, Authority, Power, and Juriſdiction of the ſaid Court of *Exchequer* in *Scotland*, in all Things touching the ſaid Revenues, Debts, Duties, or Accounts, and touching the collecting, ordering, and Management thereof, and the paying and anſwering the ſame, and concerning any Securities to be given, or Oaths to be taken relative thereto, which are not, or ſhall not be contrary to, or inconſiſtent with the Commands, Orders, and Directions in Force, of or from the Queen's Majeſty, her Heirs or Succeſſors, or of or from the Lord High Treaſurer of *Great Britain*,

All Officers of the Revenues in Scotland to be ſubject to the Juriſdiction of the Court of Exchequer.

Britain, or the Lords Commiſſioners of the Treaſury in *Great Britain* for the Time being; and that all and every ſuch Perſon and Perſons, as is, or are, or ſhall be appointed under the aforeſaid Seal, which by the Articles of Union is appointed to be kept in *Scotland*, to be the Auditor or Auditors of the ſaid Revenues of Cuſtoms or Exciſe, or other Crown Revenues or Duties whatſoever in *Scotland*, or any Part thereof, ſhall take the ſame, or like Oath, *mutatis mutandis*, for the due Execution of his or their Office or Offices, before the Barons of the ſaid Court of *Exchequer* in *Scotland*, as any Auditor of any the Crown Revenues in *England* hath or have uſed or ought to take; and ſuch Auditor or Auditors ſhall have the taking and making up all the ſaid Accounts, which being ſworn to by the reſpective Accountants as to the Truth thereof, and allowed and declared by and before the ſaid Court of *Exchequer* in *Scotland*, or before the Chief Baron, or ſome other of the Barons of the ſaid Court of *Exchequer*, the ſame ſhall be examined, enter'd, and enrolled in the Offices of Remembrancer of the Queen's Majeſty, her Heirs and Succeſſors; and Particulars and Vouchers of ſuch Account, contained in a Bag for that Purpoſe, ſhall be there left, and ſuch Account ſhall be alſo entred in the Office of Lord Treaſurer's Remembrancer, in ſuch and the like Manner as is and hath been uſed in the like Offices in *England*, and then ſhall be delivered into the Pipe Office in the Court of *Exchequer* in *Scotland*; and the Clerk of the Pipe or Chief Officer in that Office, or his Deputy (in Caſe that Office ſhall be executed by Deputy) ſhall cauſe the ſaid Accounts to be examined, and if found true, to be entred and inrolled in the ſaid Office, and ſhall make and give a *Quietus* or Diſcharge to the Accountant thereupon, which ſhall be a Diſcharge to and for ſuch Accountant, as to all the Revenues, Duties, Matters, and Things therein, and thereby accounted for, paid, and anſwered; and if any Supers or Arrears ſhall be ſet upon the Accountant, or any other Perſon or Perſons, Bodies Politick or Corporate, by or upon the ſaid Account, the Court of *Exchequer* in *Scotland* ſhall award all proper and effectual Proceſs to be made and iſſued out of ſuch one of the two Remembrancers Offices, as the Court ſhall direct, for the ſpeedy accounting for, levying and receiving of all ſuch Supers and Arrears, and anſwering the ſame to the Uſe of the Crown, in ſuch Sort and Manner as in like Caſes may by Law be done, or hath been uſed, in the Court of *Exchequer* in *England*.

Auditors of the Revenues to take the ſame Oath as Auditors in England.

And have the making up of the Accounts, &c.

XII. Provided always, and be it enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for any Perſon or Perſons, Bodies Politick or Corporate, Party or Parties to any Judgment which ſhall be given in the ſaid Court of *Exchequer* in *Scotland*, his, her, or their Heirs, Executors or Adminiſtrators, or ſuch other Perſon or Perſons, Bodies Politick or Corporate, who ſhall be Privy to, and affected by ſuch Judgment, and who by Law is or are entitled to bring and maintain a Writ or Writs of Error thereupon, to ſue and proſecute out of the Court of *Chancery* in *England* a Writ or Writs of Error, to be made in uſual Manner upon any ſuch Judgment, returnable in the Parliament of *Great Britain*, and ſuch and the like Securities, Matters and Things, Way and Method of Proceedings, ſhall and may be had therein and thereupon, and relating thereunto, as have been, are, or may be uſed and practiſed upon, or concerning Writs of Error returnable in Parliament, upon any Judgment in any the Courts in *England*, and upon or relating to the Affirming or Reverſal of ſuch Judgments, and the Proceedings thereupon in like Caſes; and every Perſon or Perſons againſt whom any Orders or Decrees in *Engliſh* Cauſes ſhall be made in the ſaid Court of *Exchequer* in *Scotland*, ſhall and may have and purſue ſuch and the like Relief and Redreſs therein, as any Perſon or Perſons, againſt whom any Orders or Decrees in the Court of *Exchequer* in *England* have been or ſhall be made, may have and purſue in like Caſes.

Party to any Judgment given in Court of Exchequer, may bring a Writ of Error upon ſuch Judgment returnable in Parliament, &c.

XIII. Provided alſo, That the Lord High Treaſurer of *Great Britain* for the Time being ſhall have and exerciſe all ſuch Powers, Authorities, and Juriſdictions, about or relating to any the Revenues or Duties of Cuſtom and Exciſe, and other the Crown Revenues, Duties, or Treaſure within *Scotland*, and the getting in, paying, iſſuing, and accounting for the ſame, or any Part thereof, as fully and amply, to all Intents and Purpoſes, as the Lord High Treaſurer of *Great Britain* for the Time being, by virtue of ſuch his Office, hath, or may, or can have or exerciſe about or concerning any the Crown Revenues, Debts, or Duties in *England*; any Thing herein contained to the contrary in any wiſe notwithſtanding.

Lord Treaſurer to have the ſame Powers relating to the Revenues, &c. of Scotland, as he hath relating to thoſe of England.

XIV. Provided alſo, and be it enacted by the Authority aforeſaid, That all and all Manner of Fines, Iſſues, Amerciaments, forfeited Recognizances, or Penalties, and other Forfeitures, of what Nature or Kind ſoever, which ſhall or may be ſet, impoſed by, or incurred, or become forfeited in the ſaid Court of *Exchequer* in *Scotland*, ſhall be levied by the Authority and Proceſs of the ſaid Court, and paid and anſwered to the Uſe of her Majeſty, her Heirs and Succeſſors, although the Perſons or their Lands or Tenements, Goods, or Chattels, liable to the ſame Fines, Iſſues, Amerciaments, Penalties, or Forfeitures be or remain in any Part of *Scotland* whatſoever.

How all Fines, Iſſues, &c. ſhall be levied and paid.

XV. Provided nevertheleſs, That in Caſe any Perſon or Perſons, Bodies Politick or Corporate, his, her, or their Heirs, Succeſſors, Executors, or Adminiſtrators, ſhall alledge, plead, declare, or ſhew in the ſaid Court of *Exchequer* in *Scotland*, good, perfect, ſufficient Cauſe and Matter in Law, Reaſon, or good Conſcience, in Bar or Diſcharge of any Fines, Iſſues, Amerciaments, forfeited Recognizances, or any other Forfeitures, Debts, or Duties due or payable to the Crown, or why ſuch Perſon or Perſons ought not to be charged or chargeable, to or with the ſame, and the ſame Cauſe and Matter ſo alledged, pleaded, declared, or ſhewed, ſufficiently proved in the ſaid Court of *Exchequer* in *Scotland*, That then the ſaid Court ſhall have full Power and Authority to accept, adjudge, and allow the ſame, and wholly and clearly to acquit and diſcharge all and every the ſaid Perſons, which ſhall be impleaded or ſued for the ſame, or to make and take any fitting and reaſonable Compoſition for the ſame, as in the Judgments and Diſcretions of the Barons of the ſaid Court of *Exchequer*, upon hearing of the Attorney or Advocate General, or other learned Counſel of her Majeſty, her Heirs and Succeſſors, ſhall be found and thought juſt and

Perſons ſhewing good Cauſe in Court, in Bar of any Fines, &c. payable to the Crown, Court to allow the ſame, &c.

and reaſonable, and to proceed and act therein, and give Diſcharges thereupon, in ſuch Sort and Manner as hath been and is uſed and practiſed in the like Caſes in and by the Court of *Exchequer* in *England*; any thing herein contained to the contrary notwithſtanding.

Barons to paſs Sheriffs Accounts,

XVI. And be it further enacted by the Authority aforeſaid, That the Barons of the Court of *Exchequrr* in *Scotland*, ſhall have full Power and Authority by virtue of this Act, to take and paſs the Accounts of all Sheriffs, and other Officers in *Scotland*, who have or ſhall have the Execution of any the Proceſs iſſuing out of and returnable in the ſaid Court of *Exchequer*, for the levying of any Revenue or Money for the Crown, and to charge and diſcharge them according to Right and Juſtice, and that in ſuch Manner and Form, as the ſaid Sheriffs and Officers before the ſaid Union were uſed to be charged and diſcharged, and to have their Accounts paſſed, or as the Barons of the ſaid Court of *Exchequer* ſhall order, direct, or appoint.

and charge and diſcharge them, &c.

Acts of Parliament made in England, concerning Cuſtoms or Subſidies there, or Exciſe, &c. not contrary to the Articles of Union to extend to Scotland,

and cognizable in the Court of Exchequer.

XVII. And be it further enacted by the Authority aforeſaid, That all and every Act and Acts of Parliament made in *England*, and in Force there, touching and concerning any Cuſtoms or Subſidies there, and alſo all and every Act and Acts of Parliament made in *England*, and now in Force, touching and concerning any Exciſes there, and all and every the Authorities, Powers, Juriſdictions, Qualifications of Officers and Seizers, Directions for Navigation, and for carrying Goods Coaſtwiſe, Forfeitures, Penalties, Duties, and the Ways and Means for the recovering of them, or any of them, and all other Matters and Things in them, or any of them contained, which are not contrary to or inconſiſtent with the aforeſaid Articles of the Union of the two Kingdoms of *England* and *Scotland*, or any of them, ſhall extend to *Scotland*, and ſhall and may be cognoſcible in, and put in Execution by the Court of *Exchequer* in *Scotland* as to all Matters and Things happening or ariſing in *Scotland*, as fully and amply, to all Intents and Purpoſes, as the ſame, or any of them, do extend, or may, or might be put in Execution, as to any Matter or Things touching and concerning Cuſtoms and Exciſes, or any other the Matters or Things aforeſaid, happening or ariſing in *England*; and all Offences and Offenders in any the ſaid Matters, ſhall and may be ſued and proſecuted for the ſame in the ſaid Court of *Exchequer* in *Scotland*; and the Merchants and other Perſons entitled to any Benefits, Allowances, Advantages, or Remedies touching or concerning any the ſaid Cuſtoms or Exciſes in *Scotland*, ſhall have and enjoy the ſame in *Scotland*, as fully and amply, to all Intents and Purpoſes, as they may or might if the ſame were or aroſe in *England*; and the Officers of the Cuſtoms and Exciſe in *Scotland* are required to make and allow the ſame accordingly; and the Barons of the Court of *Exchequer* in *Scotland* are required and enabled to cauſe Right to be done by and to all Perſons concerned therein.

Queen to appoint what further Places, Ports, &c. in Scotland, ſhall be lawful for landing or ſhipping Goods, &c.

XVIII. And for the better and more effectual aſcertaining the Ports, Members, Creeks, and Havens in *Scotland*, where Goods and Merchandizes have been or may be exported and imported, and the ſeveral Key's Wharfs, and other Places where the ſame may be put on board any Ship or Veſſel for Tranſportation, or be unſhipt or unladen upon Importation; Be it further enacted by the Authority aforeſaid, That the Queen's Majeſty, her Heirs and Succeſſors, ſhall and may, from time to time, by Commiſſion or Commiſſions out of the Court of *Exchequer* in *Scotland*, aſſign and appoint all ſuch further Places, Ports, Members, and Creeks in *Scotland*, as ſhall be lawful for the landing and diſcharging, lading, or ſhipping of any Goods, Wares, or Merchandizes in *Scotland*, and to what ancient and head Ports reſpectively ſuch Places, Members, or Creeks ſhall reſpectively appertain; and where any ſuch Place, Member, or Creek ſhall be ſo appointed, as aforeſaid, the Cuſtomer, Collector, Comptroller, and Searcher of the head Port, ſhall by themſelves, or their ſufficient Deputy or Deputies, Servant or Servants, reſide and inhabit, for the entring, clearing and paſſing, ſhipping and diſcharging of Ships, Goods, and Merchandize, and by virtue of the ſaid Commiſſion or Commiſſions may likewiſe ſet down and appoint the Extents, Bounds, and Limits of every Port, Haven, or Creek in *Scotland*, whereby the Extents, Limits, and Privileges of every Port, Haven, or Creek in *Scotland* may be aſcertained and known; after which Appointment ſo made, the ſaid Ports, Members, and Creeks ſo appointed, ſhall be obſerved and uſed for Importation and Exportation, in the ſame Manner, and ſubject to and under ſuch Orders and Regulations, and to the ſame Effect, as the like Ports, Creeks, and Members appointed in *England* for Exportation or Importation there, are or ought to be by the Laws of *England*.

Officers of Cuſtoms to reſide at ſuch Places.

Court impower'd to receive Reſignations of Baronies, Lands, &c. which were in Uſe to be reſigned, &c. in the Court of Exchequer.

'XIX. And whereas by the aforeſaid recited Article of the Treaty of Union it is provided, That the 'Court of *Exchequer* in *Scotland* have Power of paſſing Signatures, Gifts, Tutories, and in other Things 'as the Court of *Exchequer* in *Scotland* at the Time of the ſaid Treaty had;' Be it therefore enacted by the Authority aforeſaid, That the Court of *Exchequer* in *Scotland* ſhall have Power to receive Reſignations in her Majeſty's Name of all Baronies, Lands, Lordſhips, Tithes, Juriſdictions, Offices, and all other Rights which were in Uſe to be reſigned and received in her Majeſty's Name in the *Exchequer*, at the Time of the ſaid Treaty; and that Signatures, Gifts, Tutories, and other Things which were preſented, reviſed, and compounded, or which were paſſed or given by the Lord High Treaſurer, or Commiſſioners of the Treaſury, or Court of *Exchequer* there at the Time of the ſaid Treaty, ſhall be given in, reſigned, preſented, reviſed, compounded, and expedited as formerly, with this Alteration only, That the Preſenter of Signatures ſhall preſent the ſaid Signatures, Gifts, Tutories, and other Things to the ſaid Chief Baron and Barons of the *Exchequer* in *Scotland*, who are hereby authorized and impowered to reviſe and compound the ſame, in the ſame Manner, and with the ſame Powers as the ſaid Lord High Treaſurer or Commiſſioners of Treaſury of *Scotland* might have done, and thereafter in a Court of *Exchequer*, to hear Parties concerned, and to paſs all ſuch Signatures, Gifts, Tutories, and other Things aforeſaid, and eſpecially to declare and appoint Fines, as the Court of *Exchequer* might have done at the Time of the ſaid Treaty and ſuch Signatures, Gifts, Tutories, and other Things aforeſaid being paſſed in the *Exchequer*, ſhall be recorded by the proper Clerks, and thereafter be expedited at the proper Seals, as at the

the Time of the ſaid Treaty by the Law and Practice of *Scotland* was required: Reſerving nevertheleſs full Power to her Majeſty, her Heirs and Succeſſors, to receive Reſignations immediately in her or their Royal Hands, and to grant all Signatures, Gifts, and other Things, in the ſame Manner as her Majeſty could have done at the Time of the aforeſaid Treaty.

Engliſh Counſellors, &c. may plead in Exchequer Court in Scotland.

XX. And be it further enacted by the Authority aforeſaid, That all Barriſters at Law, Advocates or Counſellors, who may plead and practice before the Court of *Exchequer* in *England*, or before the Court of Seſſion in *Scotland*, have and ſhall have Right and Privilege to plead and practice before the ſaid Court of *Exchequer* in *Scotland*.

How Offices for Life ſhall be enjoyed.

XXI. Provided always, and be it enacted, That the two principal Clerks of *Exchequer* in *Scotland*, and other Officers in that Court, who have Grants of their Offices during Life, or of Inheritance, ſhall enjoy their Offices according to the Nature of their Gifts, except in ſo far as theſe Offices are inconſiſtent with the Conſtitution of *Exchequer*, as the ſame is ſettled by this Act: In which Caſe, Be it enacted by the Authority aforeſaid, That any Perſon having Right to any ſuch Office, ſhall be provided in one or other of the Offices eſtabliſhed by this Act, equal in Value to what they now enjoy, to hold for Life, or in Fee reſpectively, or have ſome other equivalent Recompence for the Loſs of ſuch Office.

Crown Title to Lands, &c. to be tried by Court of Seſſion.

XXII. Provided always, That the Validity, or Invalidity and Preference of the Title of the Crown to any Honors, Manors, Lands, Tenements, or Hereditaments, or to Caſualties belonging to the Crown, ſhall continue to be tried and decided in the Court of Seſſion as was uſed, and of Right ought to have been by the Law and Practice of *Scotland*, at the Time of the Union, and not otherwiſe; any thing in this Act contained to the contrary notwithſtanding.

Table of Officers Fees to be hung up in Exchequer Court.

XXIII. And be it further enacted by the Authority aforeſaid, That no Officer, Miniſter, Clerk, or other Perſon imployed in the ſaid Court of *Exchequer* in *Scotland*, ſhall aſk, demand, receive, or take from any of her Majeſty's Subjects, or from any other Perſon or Perſons whatſoever, any greater or other Fee, Reward, Profit, Advantage, Matter, or Thing whatſoever, for or in Reſpect of any Buſineſs, Matter, or Thing tranſacted, diſpatched, made, or done in the ſaid Court of *Exchequer*, than ſuch only as ſhall be ſettled and allowed by the Barons of the ſaid Court of *Exchequer*, or any three or more of them (whereof the Chief Baron to be one) under their Hands: Which Fees or Allowances ſhall be contained in a Table to be hung up in the moſt publick and viſible Place of the ſaid Court of *Exchequer*, and to which any of her Majeſty's Subjects, or others may have Free Liberty to reſort, and to have a View and peruſal thereof, without Fee or Reward; and each of the Maſters or Chief Officers in the Offices of Queen's Remembrancer, Lord Treaſurer's Remembrancer, Clerk of the Pipe, and Clerk of the Pleas, and Auditor ſhall take care, that a Table of the Fees and Allowances relating to their reſpective Offices and Places and Buſineſs therein tranſacted, and ſo allowed and ſigned, as aforeſaid, ſhall be hung up in ſome publick and viſible Place in their ſaid reſpective Offices, to which any of her Majeſty's Subjects, or others, may have free Liberty to reſort, and to have a View and Peruſal thereof, without Fee or Reward; and if any Perſon or Perſons ſhall offend in any the Premiſſes, the Barons of the ſaid Court of *Exchequer*, upon Complaint thereof to them made in that Behalf, ſhall cauſe Right to be done to the Party complaining, and to puniſh the Offenders by Fine, Suſpenſion, or Deprivation of Office, or as to them ſhall ſeem juſt and reaſonable, and to recompence the Complainer with Coſts in that Behalf.

Like Tables to be hung up in Remembrancers Offices, &c.

Penalty on Offenders.

Number of Barons not to exceed five.

XXIV. And be it further enacted by the Authority aforeſaid, That the Number of the ſaid Barons of her Majeſty's ſaid Court of *Exchequer* in *Scotland*, ſhall not at any Time exceed the Number of five.

CAP. XXVII.

An Act to inlarge the Time for returning the Certificates of all Eccleſiaſtical Livings, not exceeding the yearly Value of fifty Pounds; as alſo for diſcharging all Livings of that Value from the Payment of Firſt-fruits; and for allowing Time to Archbiſhops and Biſhops, and other Dignitaries, for the Payment of their Firſt-fruits.

5 Annæ, c. 24.

'WHEREAS by An Act made in the fifth Year of the Reign of her preſent Majeſty, intituled, *An Act for diſcharging ſmall Livings from their Firſt-fruits and Tenths, and all Arrears thereof*, it is provided, That the ſaid Act, or any Thing therein contained, ſhall not extend to diſcharge any Benefices, with Cure of Souls, the Tenths whereof were granted away by any of her Majeſty's Predeceſſors to any Perſon or Perſons, Bodies Politick or Corporate, in Perpetuity, before the third Day of *November* in the third Year of her Majeſty's Reign; which Clauſe was intended only to ſave the Rights of ſuch Perſons who had Grants of Tenths from the Crown before the ſaid third Day of *November*, and not otherwiſe: But foraſmuch as the Firſt-fruits of the aforeſaid Benefices with Cure of Souls, the Tenths whereof were ſo granted, as aforeſaid, were notwithſtanding the ſaid Grants, reſerved to the Crown, and are now granted by her Majeſty to the Governors of the Bounty of Queen ANNE for the Augmentation of the Maintenance of the poor Clergy, and their Succeſſors: And foraſmuch as the diſcharging of the Firſt-fruits and Arrears thereof of ſmall Livings, the Tenths of which are not veſted in the ſaid Governors, will be a preſent proper Augmentation of the ſame;' Be it therefore enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That all Eccleſiaſtical Benefices with Cure of Souls, not exceeding the clear yearly Value of fifty Pounds by the improved Valuations of the ſame, the Tenths whereof are not veſted in the Corporation of the ſaid Governors, and the

Enforced by 1 Geo. 1. ſtat. 2. c. 10.

All Eccleſiaſtical Benefices not exceeding 50 l. per Ann. &c.

Diſcharged for ever from Firſt-fruits, &c.

Incumbents thereof for the Time being, and every of them, their reſpective Heirs, Executors, Adminiſtrators, Succeſſors, and Sureties, ſhall be free and clearly diſcharged and acquitted for ever of and from the ſaid Firſt-fruits, and of and from all Arrears of the ſame; any Thing in the aforeſaid Act to the contrary notwithſtanding: And the aſcertaining of the clear improved yearly Valuations of the ſaid Eccleſiaſtical Benefices with the Cure of Souls, hereby intended to be diſcharged from the Payment of Firſt-fruits, ſhall be by the ſame Perſons, and in the ſame Manner and Form, as for other Livings mentioned in the ſaid Act.

Certificates of Valuation to be made before 24 Dec. 1708.

II. Provided nevertheleſs, That the Certificates by the proper Ordinaries into her Majeſty's Court of *Exchequer* at *Weſtminſter*, of the yearly Valuation of ſuch Livings intended by this Act to be diſcharged from the Payment of Firſt-fruits, may be made at any Time before the twenty-fourth Day of *December* which ſhall be in the Year of our Lord one thouſand ſeven hundred and eight; any thing herein to the contrary notwithſtanding.

Not made by 25 March 1708. may be made by 24 Dec. enſuing.

'III. And whereas by the ſaid Act of Parliament made in the ſaid fifth Year of her Majeſty's Reign, 'the Time limited for certifying into the Court of *Exchequer* the Valuation of ſuch Livings intended by 'the ſaid Act to be diſcharged from the Payment of Firſt-fruits and Tenths, is found not ſufficient with 'Reſpect to ſome Dioceſes and Places;' Be it therefore enacted by the Authority aforeſaid, That ſuch Certificates which ſhall be made into the ſaid Court of *Exchequer*, of the yearly Valuation of ſuch Livings intended to be diſcharged from the Payment of Firſt-fruits and Tenths by the ſaid Act of Parliament, at any Time before the ſaid twenty-fourth Day of *December* which ſhall be in the Year of our Lord one thouſand ſeven hundred and eight, ſhall be as good and effectual for the Purpoſes by the ſaid Act intended, as if the ſame were made and certified on or before the twenty-fifth Day of *March* one thouſand ſeven hundred and eight; any thing in this or the ſaid Act to the contrary thereof notwithſtanding.

Act to be a Publick Act.

IV. And be it further enacted and declared by the Authority aforeſaid, That this Act ſhall be taken and accepted in all Courts and Places whatſoever as a publick Act.

'V. And whereas it has been uſual for the Kings and Queens of *England*, by their Letters of Privy 'Seal, to allow the Archbiſhops and Biſhops four Years Time for the Payment of their Firſt-fruits to 'the Crown, by Way of Inſtallment, which ſince her Majeſty has been graciouſly pleaſed to give the 'Firſt-fruits and Tenths for the Maintenance of the poor Clergy, cannot now be done: And whereas 'the Firſt-fruits of Archbiſhopricks and Biſhopricks amount to near the full annual Value thereof, and 'the other Charges of coming into Archbiſhopricks and Biſhopricks are very great: And whereas Arch-'biſhops and Biſhops have not the Profits of their Biſhopricks from the Death of their Predeceſſors, as 'Rectors and Vicars have, but from the Time that ſuch Biſhopricks are conferred upon them: And 'whereas no Proviſion has been made for any Abatements of the Firſt-fruits of Archbiſhops or Biſhops, 'as there is for Rectors and Vicars, in Caſe of Death or Removal, within the Times allowed for the 'Payment of ſuch Firſt-fruits;' Be it enacted by the Authority aforeſaid, That every Archbiſhop and Biſhop ſhall have four Years allowed him, when he or they ſhall compound for the ſame, for the Payment of his Firſt-fruits, which ſhall commence from the Time of Reſtitution of his Temporalities; and that in every Year he ſhall Pay one fourth Part of the whole Sum: And if it ſhall pleaſe God he ſhall die, or be removed, before the full Term of four Years ſhall be expired, he, his Heirs, Executors or Adminiſtrators, ſhall be diſcharged of ſo much as did not become due or payable at or before the Time or Times of his Death or Removal, in like Manner as the Heirs, Executors, and Adminiſtrators of Rectors and Vicars are authorized to do.

Four Years allowed to Archbiſhops and Biſhops to pay their Firſt-fruits.

Proviſo in caſe of Death.

Deans, Archdeacons, &c. to compound for Firſt-fruits in ſame Manner as Rectors, Vicars, &c. 3 Eliz. c. 4.

VI. And be it further enacted by the Authority aforeſaid, That all Deans, Archdeacons, Prebendaries, and other Dignitaries, ſhall compound for their reſpective Firſt-fruits, in ſuch Manner and Form as Rectors and Vicars have been accuſtomed to do; and in caſe of Death or Removal within the Time uſually allowed to Rectors and Vicars for Payment of their ſaid Firſt-fruits, they the ſaid Deans, Archdeacons, Prebendaries and other Dignitaries, ſhall be in the like Condition, and have the ſame Benefit as is allowed to Rectors and Vicars by the Statute made in the firſt Year of the Reign of the late Queen ELIZABETH, intituled, *An Act for the Reſtitution of the Firſt-fruits to the Crown.*

CAP. XXVIII.

An Act for continuing the Act for aſcertaining the Tithes of Hemp and Flax.

21 & 22 W. 3. c. 16. made perpetual by 1 Geo. 1. c. 26.

'WHEREAS an Act of Parliament made in the eleventh and twelfth Years of the Reign of his 'late Majeſty King WILLIAM the Third, of glorious Memory, intituled, *An Act for the better aſcer-'taining the Tythes of Hemp and Flax*, was to continue from the five and twentieth Day of *March* which 'was in the Year of our Lord one thouſand ſeven hundred, and from thence to the End of the next Seſ-'ſion of Parliament: And whereas the ſaid Act hath by Experience been found to be very uſeful and ne-'ceſſary to this Kingdom;' Be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the ſaid recited Act ſhall be continued, and be in Force from the five and twentieth Day of *March* which ſhall be in the Year of our Lord one thouſand ſeven hundred and eight, for ſeven Years, and from thence to the End of the next Seſſion of Parliament, and no longer.

Continued for 7 Years.

CAP. XXIX.

CAP. XXIX.

An Act to repeal a Clauſe in an Act of the ſeventh Year of the Reign of his late Majeſty (for amending and repairing the Highways) which enjoins Waggoners and others to draw with a Pole between the Wheel Horſes, or with double Shafts, and to oblige them to draw only with ſix Horſes or other Beaſts, except up Hills.

'WHEREAS by an Act made in the ſeventh and eighth Years of the Reign of his late Majeſty King WILLIAM the Third, of glorious Memory, intituled, *An Act for the better amending and repairing the Highways, and Explanation of the Laws relating thereunto*, it is enacted, That all Horſes or Oxen drawing any travelling Waggon, Wain, Cart, or Carriage, wherein any Burdens, Goods, or Wares are or ſhall be carried or drawn for Hire, ſhall draw in Pairs with a Pole between the Wheel Horſes, or in double Shafts, and the other Horſes to draw in a Line with the Wheel Horſe or Oxen, in the ſame Manner as they uſually draw in Coaches, under the Penalty of forty Shillings for every Offence; Two third Parts thereof to be to the Uſe of the Highways, and the other third Part to the Informer: And whereas the aforeſaid Manner of drawing with a Pole between the Wheel Horſes, or in double Shafts, as by the ſaid Act is directed, has by Experience been found altogether impacticable in many Parts this Kingdom, notwithſtanding which many of her Majeſty's poor Subjects, Waggoners, and Carriers, are perpetually harraſſed by common Informers, and their Teams often ſeized for Payment of the Forfeitures in the ſaid Act mentioned, to the Ruin of the ſaid Waggoners and Carriers, and to the great Damage of the Owners of the Goods, Wares, and Merchandizes conveyed in ſuch Waggons, Wains, and Carriages by the Delays in their Journies, occaſioned by ſuch common Informers:' For Remedy whereof, be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That ſo much of the ſaid recited Act, as is herein before mentioned, ſhall be, and from henceforth ſhall ſtand abſolutely repealed, and is hereby repealed.

7 & 8 W. 3. c. 29.

Manner of drawing Waggons with a Pole, found impracticable.

13 *Ed.* 1. *ſt.* 2. c. 5. 2 & 3 *P. & M.* c. 8.

Clauſe in the ſaid Act repealed.

II. And be it further enacted by the Authority aforeſaid, That all Seizures and Suits now depending in any of her Majeſty's Courts at Law, or which ſhall at any Time hereafter be ſeized, brought, or proſecuted upon the ſaid Clauſe in the ſaid recited Act, under Pretence of any Seizure or Forfeiture, or Penalty incurred for Breach of the ſaid Clauſe in the ſaid Act, or for any Offence committed, or ſuppoſed to be committed againſt the ſame, ſhall be, and are hereby declared to be diſcharged, diſcontinued, and determined; and that all Seizures upon the ſaid Clauſe in the ſaid recited Act, made or to be made, are hereby declared to be diſcharged, releaſed, null and void.

Suits depending for Forfeitures, &c. diſcharged.

All Seizures null and void.

III. And be it further enacted by the Authority aforeſaid, That from and after the four and twentieth Day of *June* one thouſand ſeven hundred and eight, no travelling Waggon, Wain, Cart, or Carriage, wherein any Burdens, Goods, or Wares ſhall be carried or drawn, other than ſuch Carts and Carriages, as are or ſhall be employed in and about Huſbandry and manuring of Land, and in the carrying of Hay, Straw, Corn, Coal, Chalk, Timber for Shipping, Materials for Building, Stones of all Sorts, or ſuch Ammunition or Artillery as ſhall be for the Service of her Majeſty, her Heirs or Succeſſors, ſhall at any one Time travel, be drawn, or go in any common or publick Highway or Road with above ſix Horſes, Oxen, or Beaſts, upon Pain that every Owner of every ſuch Waggon, Wain, Cart, or Carriage, ſhall forfeit for every ſuch Offence the Sum of five Pounds; one Moiety whereof ſhall be to the Surveyors of the Highways of the Town, Village, Hamlet, or Place where any of the ſaid Offences ſhall be committed, to be employed in the Repairs of the ſaid Highways, and the other Moiety thereof to him that ſhall diſcover and proſecute for any of the ſaid Offences (provided ſuch Diſcoverer or Proſecutor be an Inhabitant of ſuch Town, Village, or Place) the ſaid Penalty to be levied by Diſtreſs of all or any of the ſaid Horſes, Oxen, or Beaſts, by Warrant under the Hand and Seal of one Juſtice of the Peace; and in caſe the ſaid Penalties be not paid within three Days after, that then it ſhall be lawful to and for the ſaid Perſon and Perſons ſo diſtraining as aforeſaid, to ſell the ſame, and to reſtore the Overplus to the Owner, the Charges of keeping and ſelling being firſt deducted; and if any ſuch Surveyor ſhall wilfully ſuffer any ſuch Waggon, Wain, or Carriage to be drawn with more than ſix Horſes, and ſhall neglect to put this or any former Laws made for repairing the Highways in Execution, ſhall forfeit five Pounds, to be divided and recovered as aforeſaid.

From 24 June 1708, no Waggon, &c. to be drawn with above 6 Horſes. Altered by 1 Geo. 1. ſtat. 2. c. 11.

Exception.

See 5 Geo. 1. c. 12. §. 1. 18 Geo. 2. c. 33.

On Penalty of 5l.

By 9 Annæ, c. 18. §. 1.

Any Perſon may ſeize the Horſes, &c.

To be levied by Diſtreſs and Sale.

IV. Provided always, and be it further enacted by the Authority aforeſaid, That nothing in this Act contained ſhall extend, or be conſtrued to extend, to reſtain or hinder any Owner or Owners of ſuch travelling Waggon, Wain, Cart, or Carriage, or his or their Servants, uſing or drawing with as many Horſes or Beaſts as ſhall be neceſſary for the drawing ſuch Waggons, Wains, Carts, or Carriages up any Hills, as the Juſtices of the Peace of the reſpective Counties, Ridings, Diviſions, and Places, where ſuch Hills lie, ſhall at their Quarter-Seſſions, from Time to Time, order and direct, which ſaid Order and Direction ſhall be carefully kept by the reſpective Clerks of the Peace, amongſt the Records of the Seſſions, to which all Perſons, at reaſonable Times, ſhall have Recourſe, without Fee or Reward, without incurring any Forfeitures or Penalties herein before mentioned; any thing in this, or any other Act to the contrary in any wiſe notwithſtanding.

Not to hinder uſing as many Horſes for drawing up Hills, &c. as Juſtices ſhall direct.

This Clauſe repealed by 9 Ann. c. 18. §. 4.

For farther Proviſions concerning Highways, ſee 9 *Ann.* c. 18. 1 *Geo.* 1. c. 11 & 52. 5 *Geo.* 1. c. 12. 6 *Geo.* 1. c. 6. 5 *Geo.* 2. c. 33. *(which is made perpetual by* 27 *Geo.* 2. c. 16. 7 *Geo.* 2. c. 9. 8 *Geo.* 2. c. 20. 9 *Geo.* 2. c. 18. 14 *Geo.* 2. c. 42. 15 *Geo.* 2. c. 2. 16 *Geo.* 2. c. 29. 21 *Geo.* 2. c. 28. 24 *Geo.* 2. c. 43. 26 *Geo.* 2. c. 28 & 30. 28 *Geo.* 2. c. 17. 30 *Geo.* 2. c. 28. *and* 31 *Geo.* 2. c. 34.

CAP. XXX.

An Act for aſcertaining the Rates of foreign Coins in her Majeſty's Plantations in *America*.

'WHEREAS for remedying the Inconveniencies which had ariſen from the different Rates at which the ſame Species of foreign Silver Coins did paſs in her Majeſty's ſeveral Colonies and Plantations in *America*, her moſt Excellent Majeſty has thought fit by her Royal Proclamation, bearing Date the eighteenth Day of *June* one thouſand ſeven hundred and four, and in the third Year of her Reign, to ſettle and aſcertain the Currency of foreign Coins in her ſaid Colonies and Plantations, in the Manner and Words following.'

Proclamation for aſcertaining the Currency of foreign Coins in America.

'WE having had under our Conſideration the different Rates at which the ſame Species of foreign Coins do paſs in our ſeveral Colonies and Plantations in *America*, and the Inconveniences thereof, by the indirect Practice of drawing the Money from one Plantation to another, to the great Prejudice of the Trade of our Subjects; and being ſenſible that the ſame cannot be otherwiſe remedied, than by reducing of all foreign Coins to the ſame current Rate within all our Dominions in *America*; and the principal Officers of our Mint having laid before us a Table of the Value of the ſeveral foreign Coins which uſually paſs in Payments in our ſaid Plantations, according to their Weight, and the Aſſays made of them in our Mint, thereby ſhewing the juſt Proportion which each Coin ought to have to the other, which is as followeth, *viz.* *Sevil* Pieces of eight, old Plate, ſeventeen Penny-weight twelve Grains, four Shillings and ſix Pence; *Sevil* Pieces of eight, new Plate, fourteen Penny-weight, three Shillings ſeven Pence one Farthing; *Mexico* Pieces of eight, ſeventeen Penny-weight twelve Grains, four Shillings and ſix Pence; *Pillar* Peices of eight, ſeventeen Penny-weight twelve Grains, four Shillings and ſix Pence three Farthings; *Peru* Pieces of eight, old Plate, ſeventeen Penny-weight twelve Grains, four Shillings and five Pence or thereabouts; Croſs Dollars, eighteen Penny-weight, four Shillings and four Pence three Farthings; Ducatoons of *Flanders*, twenty Penny-weight and twenty-one Grains, five Shillings and ſix Pence; Ecu's of *France*, or Silver *Lewis*, ſeventeen Penny-weight twelve Grains, four Shillings and ſix Pence; Cruſadoes of *Portugal*, eleven Penny-weight four Grains, two Shillings and ten Pence one Farthing; three Gilder Pieces of *Holland*, twenty Penny-weight and ſeven Grains, five Shillings and two Pence one Farthing; old Rix Dollars of the Empire, eighteen Penny-weight and ten Grains, four Shillings and ſix Pence; the Halfs, Quarters, and other Parts in Proportion to their Denominations, and light Pieces in Proportion to their Weight: We have therefore thought fit for remedying the ſaid Inconveniencies, by the Advice of our Council, to publiſh and declare, That from and after the firſt Day of *January* next enſuing the Date hereof, no *Sevil*, *Pillar*, or *Mexico* Pieces of eight, though of the full Weight of ſeventeen Penny-weight and an Half, ſhall be accounted, received, taken, or paid within any of our ſaid Colonies or Plantations, as well thoſe under Proproprietors and Charters, as under our immediate Commiſſion and Government, at above the Rate of ſix Shillings *per* Piece current Money, for the Diſcharge of any Contracts or Bargains to be made after the ſaid firſt Day of *January* next, the Halfs, Quarters, and other leſſer Pieces of the ſame Coins to be accounted, received, taken, or paid in the ſame Proportion; and the Currency of all Pieces of eight of *Peru*, Dollars, and other foreign Species of Silver Coins, whether of the ſame or baſer Alloy, ſhall, after the ſaid firſt Day of *January* next, ſtand regulated, according to their Weight and Fineneſs, according and in Proportion to the Rate before limited and ſet for the Pieces of eight of *Sevil*, *Pillar*, and *Mexico*; ſo that no foreign Silver Coin of any Sort be permitted to exceed the ſame Proportion upon any Account whatſoever; and we do hereby require and command all our Governors, Lieutenant Governors, Magiſtrates, Officers, and all other our good Subjects, within our ſaid Colonies and Plantations, to obſerve and obey our Directions herein, as they tender our Diſpleaſure.'

For inforcing the due Execution of Proclamation,

'II. And whereas notwithſtanding the ſaid Proclamation, the ſame indirect Practices as are therein mentioned, are ſtill carried on within ſome of the ſaid Colonies or Plantations, and the Money thereby drawn from one Plantation to another, in Prejudice of the Trade of her Majeſty's Subjects;' Wherefore for the better enforcing the due Execution of her Majeſty's ſaid Proclamation throughout all the ſaid Colonies and Plantations, and for the more effectual remedying the ſaid Inconveniences thereby intended to be remedied, Be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That if any Perſon within any of the ſaid Colonies or Plantations, as well thoſe under Propietors and Charters, as under her Majeſty's immediate Commiſſion and Government ſhall after the firſt Day of *May* which ſhall be in the Year of our Lord one thouſand ſeven hundred and nine, for the Diſcharge of any Contracts or Bargains to be thereafter made, account, receive, take, or pay any of the ſeveral Species of foreign Silver Coins mentioned in the before recited Proclamation, at any greater or higher Rate than at which the ſame is thereby regulated, ſettled, and allowed, to be accounted, received, taken, or paid, every ſuch Perſon ſo accounting, receiving, taking, or paying the ſame contrary to the Directions therein contained, ſhall ſuffer ſix Monrhs Impriſonment, without Bail or Mainprize; any Law, Cuſtom, or Uſage in any of the ſaid Colonies or Plantations to the contrary hereof in any wiſe notwithſtanding; and ſhall likewiſe forfeit the Sum of ten Pounds for every ſuch Offence; one Moiety thereof to her Majeſty, her Heirs and Succeſſors; the other Moiety to ſuch Perſon or Perſons as ſhall ſue for the ſame, to be recovered with full Coſts of Suit, by Action of Debt, Bill, Plaint, or Information, in

Perſons after 1 May 1709, paying or receiving any foreign Silver Coins at a higher Rate than is regulated, To ſuffer 6 Months Impriſonment, and forfeit 10 l.

in any of her Majeſty's Courts of Juſtice within any of the ſaid Plantations, or in any of the Courts of Juſtice of the Charter or Proprietary Governments where ſuch Offence ſhall be committed.

III. Provided nevertheleſs, and it is hereby declared, That nothing in the before recited Proclamation or in this Act contained ſhall extend, or be conſtrued to compel any Perſon to receive any of the ſaid Species of foreign Silver Coins, at the reſpective Rates in the ſaid Proclamation mentioned. Proviſo.

IV. Provided alſo, and it is hereby further declared, That nothing in this Act contained ſhall extend, or be conſtrued to reſtrain her Majeſty from regulating and ſettling the ſeveral Rates of the ſaid Species of foreign Silver Coins within any of the ſaid Colonies or Plantations, in ſuch other Manner, and according to ſuch other Rates and Proportions, as her Majeſty by her Royal Proclamation for that Purpoſe to be iſſued, ſhall from Time to Time judge proper and neceſſary, or from giving her Royal Aſſent to any Law hereafter to be made in any of the ſaid Colonies or Plantations, for ſettling and aſcertaining the current Rates of ſuch Coins within the ſaid Colonies or Plantations; but that ſuch further Regulations may be made, and ſuch Aſſent given, in as full and ample Manner, to all Intents and Purpoſes, as the ſame might have been done in caſe this Act had not been made, and no otherwiſe; any thing herein before contained to the contrary hereof in any wiſe notwithſtanding. Queen may regulate the ſeveral Species hereafter, in ſuch other Manner as ſhe ſhall judge neceſſary. *Concerning Plantations, ſee farther* 8 *Ann. c.* 13. 9 *Ann. c.* 17 & 27. 10 *Ann. c.* 22 &

26. 4 *Geo.* 1. *c.* 11. 8 *Geo.* 1. *c.* 12 & 15. 13 *Geo.* 1. *c.* 5. 3 *Geo.* 2. *c.* 12 & 28. 4 *Geo.* 2. *c.* 15. 5 *Geo.* 2. *c.* 7 & 9. 6 *Geo.* 2. *c.* 13. 8 *Geo.* 2. *c.* 19. 12 *Geo.* 2. *c.* 30. 15 *Geo.* 2. *c.* 31 & 33. 24 *Geo.* 2. *c.* 51 & 53. 29 *Geo.* 2. *c.* 5 & 35. 30 *Geo.* 2. *c.* 9.

CAP. XXXI.

An Act for the better preventing Miſchiefs that may happen by Fire.

WHEREAS many Fires have lately broke out in ſeveral Places in and about the Cities of *London* and *Weſtminſter*, and other Pariſhes and Places compriſed within the weekly Bills of Mortality, and many Houſes have frequently been burnt and conſumed before ſuch Fires could be extinguiſhed, to the Impoveriſhing and utter Ruin of many of her Majeſty's Subjects, the Rage and Violence whereof might have been in great Part prevented, if a ſufficient Quantity of Water had been provided in the Pipes lying in the Streets, and if Party Walls of Brick had been built between Houſe and Houſe, from the Foundation to the Top of the Roofs, and leſs Timber in the Front of Houſes:' For the preventing therefore the like Miſchiefs for the future, Be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the five and twentieth Day of *March* which ſhall be in the Year of our Lord one thouſand ſeven hundred and eight, it ſhall and may be lawful to and for the Churchwarders of each and every Pariſh within the ſaid Cities and Liberties of *London* and *Weſtminſter*, and other Pariſhes and Places within the ſaid weekly Bills of Mortality, and they are hereby required at any Time or Times before the firſt Day of *May* in the ſaid Year of our Lord one thouſand ſeven hundred and eight, or as ſoon after as may be, and ſo for ever after, to make, place, and fix (at the Charge of ſuch reſpective Pariſh) upon the Mains and Pipes belonging to any Water-work whatſoever within the Places aforeſaid, ſuch and ſo many Stop-blocks of Wood, with a two Inch Plug, or ſuch and ſo many Fire Cocks to go into each Main or Pipe, and to be placed at ſuch Diſtances, in each or any Street or Place where ſuch Churchwardens for the Time being ſhall direct, and the Top of ſuch Stop-blocks to lie even with the Pavement of each Street or Place; to the Intent ſuch Plugs or Fire Cocks may always, upon Occaſion of any Fire, be opened, and let out the Water without loſs of Time in digging down to the Pipes; and that all and every or any ſuch Churchwardens ſhall, and hereby have Power to fix any Mark or Writing in the Front of any Houſe or Houſes over againſt the Places, and for the better making known to the Inhabitants where ſuch Stop-blocks and Fire Cocks lie, and to keep an Inſtrument in each Houſe where the Mark is, to open the Plug or Fire Cock, ſuch Stop-blocks and Fire Cocks to be kept in Repair at the Charge of each Pariſh where the ſame ſhall be placed, and the Plugs by the Owners of the Mains and Pipes where the ſame ſhall be fixed; and that each and every Pariſh within the Cities of *London* and *Weſtminſter*, and weekly Bills of Mortality, ſhall from Time to Time, and at all Times, have and keep in good Order and Repair in ſome known and publick Place within each Pariſh, a large Engine, and alſo a Hand Engine, to throw up Water for the extinguiſhing of Fires, and alſo ſhall provide, keep, and maintain one Leather Pipe and Socket of the ſame Size as the Plug or Fire Cock, to the Intent the Socket may be put into the Pipe to convey the Water clean and without Loſs, or help of Bucket, into the Engine; and in Default of making, placing, fixing, and continuing ſuch Stop-blocks or Fire Cocks on the ſeveral Mains and Pipes, as alſo in Default of having and keeping in good Repair ſuch large Engine, Hand Engine, and Leather Pipe and Socket, the Churchwardens of ſuch Pariſh ſo making Default, and being convicted thereof, before two of her Majeſty's Juſtices of the Peace, ſhall forfeit and pay the Sum of ten Pounds; one Moiety thereof to the Informer, and the other Moiety to the Overſeers of the Poor of the Pariſh where ſuch Default ſhall be made, for the Uſe of the Poor of ſuch Pariſh, to be recovered by Warrant from two of her Majeſty's Juſtices of the Peace, by Diſtreſs and Sale of ſuch Churchwardens Goods; the Overplus, if any be, to be returned to the Owner thereof; and that the Turn-cock belonging to ſuch Water-work, whoſe Water ſhall be found on, or firſt come into the Main or Pipe where the firſt Plug ſhall be opened at any Fire, ſhall be paid ten Shillings by the Churchwardens of ſuch reſpective Pariſh where ſuch Fire ſhall happen; and that the firſt Engine Keeper which brings in a Pariſh Engine, to help to extinguiſh any Fire, if in good Order and complete, with a Socket, Hoſe, and Leather Pipe, ſhall be paid thirty Shillings; the Keeper of the ſecond Pariſh Engine that

From 25 March 1708, Churchwardens of each Pariſh within Bills of Mortality to fix on the Mains and Pipes of any Water-work, Stop-blocks of Wood, or Fire Cocks, &c.

Mark to be fixed on the Front of an Houſe, over againſt the Place where Fire Cock lies.

Every Pariſh to keep one large Engine and one Hand Engine, and one Leather Pipe. 7 Annæ, c. 17. §. 1.

Penalty on Churchwardens making Default.

Gratuities to be paid to Turn Cocks, Engine Keepers, &c. by Churchwardens, &c. where any Fire ſhall happen.

Reward not payable by Churchwardens without the Direction of the Alderman of the Ward, *Amended by* 7 Annæ, c. 17. ſ. 2.

that ſhall be next brought to a Fire ſhall be paid twenty Shillings; and the third, ten Shillings, by the Churchwardens of each Pariſh where ſuch Fire ſhall happen; and in Default of Payment thereof, ſuch Reward ſhall be recoverable from the Churchwardens where ſuch Fire ſhall happen, by Warrant from two of her Majeſty's Juſtices of the Peace, by Diſtreſs and Sale of ſuch Churchwardens Goods; the Overplus to be returned, if any be.

'II. And whereas the ſeveral Inſurance Offices for inſuring Houſes againſt Loſs by Fire, retain in their 'ſeveral Services, and give Coats and Badges unto Watermen for Service and Aſſiſtance in extinguiſhing of 'Fires, who are always ready at a Call, and are provided with various Sorts of Poles, Hooks, Hatchets, 'and ſeveral other Inſtruments and Things at the Charge of the ſaid reſpective Inſurance Offices, for the 'extinguiſhing of Fires; which Watermen by Cuſtom and Skill venture much further, and give greater 'Help than any other Perſons not uſed to come into Danger: And whereas it hath been found by frequent 'Experience, that ſuch Watermen are of great Uſe and Service whenever any Fire happens;' Be it therefore enacted by the Authority aforeſaid, That the Watermen for the time being, belonging to each Inſurance Office, within the Cities of *London* and *Weſtminſter*, and Limits thereof, not exceeding thirty for each Office, ſhall be free from being impreſſed, or liable to be compelled to go to Sea, or ſerve as Marines or as Soldiers at Land, their Names and Places of Abode being regiſtred and entred with the Secretary or other Officer of the Admiralty Office.

Watermen belonging to Inſurance Offices free from impreſſing.

'III. And whereas Fires often happen by the Negligence and Careleſneſs of Servants,' Be it therefore enacted by the Authority aforeſaid, That if any menial or other Servant or Servants, through Negligence or Careleſneſs, ſhall fire or cauſe to be fired any Dwelling-houſe, or Out-houſe or Houſes, ſuch Servant or Servants being thereof lawfully convicted by the Oath of one or more credible Witneſſes made before two or more of her Majeſty's Juſtices of the Peace, ſhall forfeit and pay the Sum of one hundred Pounds unto the Churchwardens of ſuch Pariſh where ſuch Fire ſhall happen, to be diſtributed amongſt the Sufferers by ſuch Fire, in ſuch Proportions as to the ſaid Churchwardens ſhall ſeem juſt; and in caſe of Default or Refuſal to pay the ſame immediately after ſuch Conviction, the ſame being lawfully demanded by the ſaid Churchwardens, that then and in ſuch Caſe ſuch Servant or Servants ſhall, by Warrant under the Hand of two or more of her Majeſty's Juſtices of the Peace, be committed to ſome Workhouſe, or Houſe of Correction, as the ſaid Juſtices ſhall think fit, for the Space of eighteen Months, there to be kept to hard Labour.

Servants who through Negligence fire any Houſe, &c. to forfeit 100l. or be ſent to the Workhouſe for 18 Months.

All Houſes erected after 1 May, within Bills of Mortality, to have Party Walls of Brick or Stone, &c. Proviſions for pulling down Partition Walls. 11 Geo. 1. c. 28. No Mundillion or Corniſh of Timber under the Eaves hereafter to be made in any new Houſe, &c. This Clauſe extends not to Houſes on London Bridge or the Thames. 7 Annæ, c. 17. ſ. 7, 8. On Penalty.

IV. And be it further enacted by the Authority aforeſaid, That from and after the ſaid firſt Day of *May* which ſhall be in the Year of our Lord one thouſand ſeven hundred and eight, all and every Houſe and Houſes that ſhall be erected and built either upon old or new Foundations, in any Place or Places in and about the Cities of *London* and *Weſtminſter*, or other Pariſhes or Places comprized within the weekly Bills of Mortality, ſhall have Party Walls between Houſe and Houſe, wholly of Brick or Stone, and of two Bricks thick at the leaſt, in the Cellar and Ground Stories, and thirteen Inches thick upwards from the Foundation quite through all the Stories of each Houſe, and eighteen Inches above the Roof; and that no Mundillion or Corniſh of Timber or Wood under the Eaves ſhall hereafter be made or ſuffered in any ſuch new Houſe or Houſes, but that all Front and Rear Walls of every Houſe and Houſes ſhall be built of Brick or Stone, to be carried two Foot and an half high above the Garret Floor, and coped with Stone or Brick; and if any new Houſe or Houſes ſhall, from and after the ſaid firſt Day of *May*, be erected and built within the Places aforeſaid, contrary to the true Intent and Meaning of this Act, that then the Owner of every ſuch Houſe, and Head Builder or Workmen, who undertake ſuch Building or Work, ſhall each of them forfeit, loſe, and pay for every ſuch Default the Sum of fifty Pounds, to be equally divided, one Moiety to the Informer, and the other Moiety to the Poor of the Pariſh wherein ſuch Building ſhall be erected; and to be levied by Warrant under the Hands and Seals of two or more of her Majeſty's Juſtices of the Peace within the Place where ſuch Building ſhall be ſo erected, or where ſuch Workmen ſhall inhabit, by Diſtreſs and Sale of the Offender's Goods, upon due Conviction upon Oath, or upon the View of one or more of ſuch Juſtices of the Peace, rendring the Overplus to the Owners, if any be; and for Want of ſuch Diſtreſs the Offender ſhall be impriſoned by Warrant from the ſaid two Juſtices, who are hereby impowered and required to iſſue ſuch Warrant, until Payment as aforeſaid; and the Share of ſuch Forfeitures appointed to go to the Poor, as aforeſaid, to be paid into the Hands of the Churchwardens of ſuch reſpective Pariſh where ſuch Offence ſhall be committed, who are to give a Receipt for the ſame, and to be charged therewith, and accountable for the ſame, in like Manner as for other Monies which they ſhall receive for the Uſe of ſuch Pariſh.

On breaking out of any Fire, &c. all Conſtables and Beadles to aid and aſſiſt the Inhabitants, &c.

V. And be it further enacted, That upon the breaking out of any Fire within *London* or *Weſtminſter*, all Conſtables and Beadles, (upon Notice thereof) ſhall immediately repair to the Place where the ſaid Fire ſhall happen, with their Staves, and other Badges of their Authority, and be aiding and aſſiſting, as well in the extinguiſhing the ſaid Fires, and cauſing People to work at the Engines, as alſo in preventing Goods being ſtolen; and ſhall ſeize and apprehend all ill-diſpoſed Perſons that they ſhall find ſtealing or pilfering from the Inhabitants; as alſo that the ſaid Conſtables and Beadles ſhall give their utmoſt Aſſiſtance to help the Inhabitants to remove their ſaid Goods.

No Action to be proſecuted againſt any Perſon in whoſe Houſe, &c. any Fire accidentally begins, &c. This Section made perpetual by 10 Annæ, c. 14. ſ. 1.

VI. And be it further enacted by the Authority aforeſaid, That no Action, Suit, or Proceſs whatſoever, ſhall be had, maintained, or proſecuted againſt any Perſon in whoſe Houſe or Chamber any Fire ſhall, from and after the ſaid firſt Day of *May*, accidentally begin, or any Recompence be made by ſuch Perſon for any Damage ſuffered or occaſioned thereby; any Law, Uſage, or Cuſtom to the contrary notwithſtanding:

withſtanding: And if any Action ſhall be brought for any thing done in purſuance of this Act, the Defendant may plead the General Iſſue, and give this Act in Evidence, and in caſe the Plaintiff become non-ſuit, or diſcontinue his Action or Suit, or if a Verdict paſs againſt him, the Defendant ſhall recover treble Coſts.

VII. Provided, That nothing in this Act contained, ſhall extend to defeat or make void any Contract or Agreement made between Landlord and Tenant. *Not to void Contract between Landlord and Tenant.*

VIII. Provided always nevertheleſs, That ſo much of this Act as relates to the Indemnity of any Perſon in whoſe Houſe or Chamber any Fire ſhall accidentally begin, ſhall continue for the Space of three Years, and from thence to the End of the next Seſſion of Parliament, and no longer. *Clauſe of Indemnity to continue for three Years. See 33 Geo. 2. c. 30. ſ. 23.*

CAP. XXXII.

An Act for regulating the Qualifications of the Elections of the Governor, Deputy Governor, Directors, and Voters, of the Governor and Company of the Bank of *England*.

'WHEREAS by an Act of Parliament made and paſſed in the fifth Year of her Majeſty's Reign, intituled, *An Act for continuing the Duties upon Houſes, to ſecure a yearly Fund for circulating Exchequer Bills, whereby a Sum not exceeding fifteen hundred thouſand Pounds is intended to be raiſed for carrying on the War, and other her Majeſty's Occaſions*, it is provided and enacted, That it ſhall and may be lawful for the Governor and Company of the Bank of *England*, and their Succeſſors, for the better circulating of the ſaid Exchequer Bills, from time to time when they ſhall ſee Occaſion, to call in or direct to be paid unto the ſaid Governor and Company, and their Succeſſors, from and by the reſpective Members of the ſaid Company for the time being proportionably, any Sum and Sums of Money, which the ſaid Governor and Company in a General Court, from time to time ſhall think neceſſary for the ſaid Circulation, and ſhall accordingly order to be called in, as by the ſaid Act (amongſt divers other Things therein contained) more at large may appear: And whereas an Enlargement of the preſent Capital Stock of the ſaid Governor and Company, will reſtore ſeveral Members of the ſaid Corporation, who have paid or may hereafter pay in any Money for the Circulation of the ſaid Exchequer Bills, to ſuch Capacities of being elected Governor, Deputy Governor and Directors, and voting at General Courts, as their Charter requires, and which by dividing of their late engrafted Stock, many of them now want;' Be it therefore enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons in this preſent Parliament aſſembled, and by the Authority of the ſame, That all ſuch Sums of Money as the ſaid Governor and Company have heretofore called, or ſhall hereafter from time to time call in, from their reſpective Members, for the Circulation of the ſaid Exchequer Bills ſhall, as the ſame have been, or ſhall from time to time be received by the ſaid Governor and Company, and their Succeſſors, as far as and not exceeding one million one thouſand one hundred ſeventy-one Pounds ten Shillings in the whole, be taken and deemed as and for Capital and Principal Stock for the qualifying or capacitating any Perſon or Perſons intereſted therein, to be elected Governor, Deputy Governor, Director or Directors, or to vote at General Courts, and to or for no other Intent or Purpoſe whatſoever. *5 Annæ, c. 13. Bank of England. All Monies called in by Bank for circulating Exchequer Bills to be taken as Stock for qualifying Perſons to be elected Governor, Directors, &c.*

II. Provided always, That nothing herein contained ſhall extend or be conſtrued to prohibit or reſtrain the ſaid Governor and Company, and their Succeſſors, from calling in or receiving from their Members, any further or other Sum and Sums of Money, which by virtue of the ſaid laſt recited Act, or otherwiſe, they lawfully may or can do. *Proviſo.*

CAP. XXXIII.

An Act for the Importation of Cochineal from any Ports in *Spain*, during the preſent War, and ſix Months longer.

'WHEREAS Cochineal being of the Growth of the *Spaniſh Weſt Indies* is of principal Uſe in dying of Clothes, and other the Woollen Manufacture of this Kingdom, Scarlets, Purples, and other Colours called Grain Colours, to the great Improvement thereof, and Employment of great Numbers of her Majeſty's Subjects, in finiſhing and perfecting ſuch Woollen Manufacture: And whereas by the Laws in being, Cochineal cannot be imported but from the Places of its Growth, although the ſame is now ſold at cheaper Rates in ſeveral Parts of *Europe*, and uſed as well in dying the ſaid Manufactures of this Kingdom abroad, as alſo foreign Manufactures at lower Prices than her Majeſty's Subjects can, to the Encouragement of foreign Woollen Manufactures, the great Prejudice of our own, and Impoveriſhment of many of her Majeſty's Subjects imployed therein;' Be it therefore enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the ſix and twentieth Day of *March* which ſhall be in the Year of our Lord one thouſand ſeven hundred and eight, it ſhall and may be lawful to and for any Perſon or Perſons who ſhall reſide in her Majeſty's Dominions, to import and bring Cochineal into this Kingdom in any Ship or Ships, Veſſel or Veſſels belonging to any Kingdom or State in Amity with her Majeſty, *Spaniſh* Ships or Veſſels, or ſuch as are deemed *Spaniſh* Ships or Veſſels, ſailing with *Spaniſh* Paſs or Paſſes and Colours, from any the Ports or Places following (*viz.*) *Cadiz*, *Sevill*, *Port St. Mary*, *St. Lucar*, and *Gibraltar*, or any other Ports in the Kingdom of *Spain*, during this preſent War, and ſix Months after; any thing in the Act for encouraging and increaſing of Shipping and Navigation made in the twelfth Year of the Reign of King CHARLES the Second, or any other Act, to the contrary notwithſtanding. [Made perpetual by 12 Annæ, ſtat. 1. c. 18. ſect. 3.] *Cochineal of the Growth of the Spaniſh Weſt Indies. After 26 March 1708, may be imported. From any of the Ports of Spain during the War, &c. 12 Car. 2. c. 18.*

CAP. XXXIV.

CAP. XXXIV.

EXP. An Act for limiting a Time to Perſons to come in and make their Claims to any of the forfeited Eſtates, and other Intereſts in *Ireland*, ſold by the Truſtees for Sale of thoſe Eſtates to the Governor and Company for making hollow Sword Blades in *England*, and divers other Purchaſers.

Governor and Company of Hollow Sword Blades. 11 & 12 W. 3. c. 2. Who purchaſed Lands in Ireland of the Truſtees.

'WHEREAS the Governor and Company for making hollow Sword Blades in *England*, and divers other Perſons, did (in purſuance of an Act of Parliament made in the eleventh Year of the Reign of the late King WILLIAM the Third, of glorious Memory, intituled, *An Act for granting an Aid to his Majeſty by Sale of forfeited and other Eſtates and Intereſts in* Ireland, *and by a Land Tax, for the Purpoſes therein mentioned*, and of ſeveral other Acts relating to the ſaid forfeited and other Eſtates and Intereſts) purchaſe of the Truſtees appointed by the ſaid Act, ſeveral Honours, Manors, Baronies, Caſtles, Meſſuages, Lands, Tenements, Rents, Reverſions, Services, Remainders, Poſſeſſions, Royalties, Franchiſes, Juriſdictions, Privileges, and Appurtenances thereunto belonging in the Kingdom of *Ireland*: And whereas divers Actions and Suits have been brought againſt ſeveral Purchaſers of Eſtates under the ſaid Acts of Parliament, and the Title to the ſame, under the ſaid Truſtees, hath been called in Queſtion, and ſeveral Judgments have been given in *Ireland* againſt ſome of the ſaid Purchaſers, and one of thoſe Judgments hath been affirmed on a Writ of Error in her Majeſty's Court of *Queen's Bench* in *England*, and alſo in the Houſe of Peers in *England*, whereby the ſaid Purchaſers are in Danger of having their Titles to the Eſtates and Intereſts, ſo by them purchaſed, further called in Queſtion and diſputed: Now for the quieting the ſaid Company. ing the ſaid Governor and Company, and the ſaid other Purchaſers in the Poſſeſſion of the ſeveral Eſtates and Intereſts ſo by them reſpectively purchaſed of the ſaid Truſtees,' Be it enacted, &c.

CAP. XXXV.

An Act for the publick regiſtring of all Deeds, Conveyances, Wills, and other Incumbrances that ſhall be made of, or that may affect any Honors, Manors, Lands, Tenements, or Hereditaments within the *Eaſt Riding* of the County of *York*, or the Town and County of the Town of *Kingſton* upon *Hull*, after the nine and twentieth Day of *September* one thouſand ſeven hundred and eight; and for the rendring the Regiſter in the *Weſt Riding* more complete.

'I. WHEREAS the Lands in the *Eaſt Riding* of the County of *York*, and in the Town and County of the Town of *Kingſton* upon *Hull*, are generally Freehold, which may be ſo ſecretly transferred or conveyed from one Perſon to another, that ſuch as are ill diſpoſed have it in their Power to commit Frauds, and frequently do ſo, by Means whereof ſeveral Perſons (who through many Years Induſtry in their Trades and Employments and by great Frugality have been enabled to purchaſe Lands, or to lend Monies on Land Security) have been undone in their Purchaſes and Mortgages, by prior and ſecret Conveyances, and fraudulent Incumbrances, and not only themſelves but their whole Families thereby utterly ruined:' For Remedy whereof, may it pleaſe your moſt Excellent Majeſty (at the humble Requeſt of the Juſtices of the Peace, Gentlemen, and Freeholders of the ſaid *Eaſt Riding*, and of the ſaid Town and County of the Town of *Kingſton* upon *Hull*, that it may be enacted, and be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That a Memorial of all Deeds and Conveyances which from and after the nine and twentieth Day of *September* in the Year of our Lord one thouſand ſeven hundred and eight, ſhall be made and executed, and of all Wills and Deviſes in Writing made, or to be made and publiſhed, where the Deviſor or Teſtatrix ſhall die after the ſaid nine and twentieth Day of *September*, of or concerning, and whereby any Honors, Manors, Lands, Tenements, or Hereditaments in the ſaid *Eaſt Riding*, or in the ſaid Town and County of the Town of *Kingſton* upon *Hull*, may be any way affected in Law or Equity, may be regiſtred in ſuch Manner as is herein after directed; and that every ſuch Deed or Conveyance that ſhall, at any Time after the ſaid nine and twentieth Day of *September*, be made and executed, ſhall be adjudged fraudulent and void againſt any ſubſequent Purchaſer or Mortgagee for valuable Conſideration, unleſs ſuch Memorial thereof be regiſtred, as by this Act is directed, before the regiſtring of the Memorial of the Deed or Conveyance, under which ſuch ſubſequent Purchaſer or Mortgagee ſhall claim; and that every ſuch Deviſe by Will ſhall be adjudged fraudulent and void againſt any ſubſequent Purchaſer or Mortgagee for valuable Conſideration, unleſs a Memorial of ſuch Will be regiſtred in ſuch Manner as is herein after directed.

Conveyances and Wills whereby Lands, &c. in the Eaſt Riding of Yorkſhire or Hull may be affected, to be regiſtred. Deed not ſo regiſtred void. Blades v. Blades, Ab. Caſ. Equ. 358. Wrightſon v. Hanſon 13 Feb. 1737. at the Rolls.

II. And for ſettling and eſtabliſhing a certain Method, with proper Rules and Directions for regiſtring ſuch Memorials as aforeſaid, Be it further enacted by the Authority aforeſaid, That one publick Office for regiſtring ſuch Memorials of and concerning any Honors, Manors, Lands, Tenements, and Hereditaments, that are ſituate, lying, and being within the ſaid *Eaſt Riding*, or the ſaid Town and County of the Town of *Kingſton* upon *Hull*, ſhall (at the publick Charge of the ſaid *Eaſt Riding*, to be raiſed by the Juſtices of the Peace thereof at their General Quarter-Seſſions of the Peace, in ſuch Manner as they are impowered to raiſe Money for the Repairs of Publick or County Bridges) be erected and eſtabliſhed at *Beverley*, the

Method eſtabliſhed for regiſtring ſuch Memorials.

Regiſter Office to be at Beverly.

neareſt Market Town to the Center or Middle of the ſaid *Eaſt Riding*, to be managed and executed by a fit and able Perſon, to be from time to time elected and appointed in Manner herein after directed, or his ſufficient Deputy, and to continue in the ſaid Office for ſo long Time as he ſhall well demean himſelf therein.

Regiſter to be elected by balloting.

III. And be it further enacted by the Authority aforeſaid, That all Elections of a Regiſter to be made or appointed by virtue of this Act, ſhall be performed by balloting, in Manner following; that is to ſay, All the Freeholders that at the Time of any ſuch Election have an Eſtate of Freehold of or in any Lands, Tenements or Hereditaments within the ſaid *Eaſt Riding*, and the ſaid Town and County of the Town of *Kingſton* upon *Hull*, or in either of them, of the yearly Value of one hundred Pounds, to be determined by the Oath of the Elector, before the Scrutators herein after mentioned, if any Doubt ariſe touching the ſame (which Oath they are hereby impowered to adminiſter) ſhall be electors of the ſaid Regiſter; and that the Juſtices of the Peace for the ſaid *Eaſt Riding*, in that Behalf aſſembled, or the major Part of them, or any five of ſuch Juſtices to be appointed by ſuch major Part, ſhall be Scrutators of the Ballot, who ſhall meet on the Day and Place of Election, and there in the Preſence of the Electors, ſhall place one or more Glaſs Veſſels to be provided for that Purpoſe, into which each elector preſent ſhall put one open Paper, containing the Name of ſuch Perſon as he approves of to be Regiſter; which Papers ſhall be taken out again in the Preſence of the ſaid Scrutators, by a Perſon by them in that Behalf appointed; and the Name or Names of every Perſon therein ſhall be once tranſcribed in Diſtinct Columns, and under each Name ſhall be ſet down the Number of their Electors, which ſhall be deliberately caſt up by the ſaid Scrutators, and the ſame ſhall be read over in the Hearing, and fixt up in the View of the Electors then preſent, and the Perſon upon whom the Majority ſhall fall, ſhall be declared Regiſter.

Time of Election.

IV. And be it further enacted by the Authority aforeſaid, That the Election of a Perſon to be the firſt Regiſter ſhall be made at *Beverley* aforeſaid, upon the thirteenth Day of *July* in the ſaid Year of our Lord one thouſand ſeven hundred and eight, in open Court, between the Hours of nine in the Morning and three in the Afternoon.

On Death of Regiſter a new one to be elected.

V. And be it further enacted by the Authority aforeſaid, That when and as often as the ſaid Office ſhall become vacant by the Death, Forfeiture, or Surrender of any ſuch Regiſter, the Juſtices of the Peace for the ſaid *Eaſt Riding* aſſembled at the General Quarter-Seſſions of the Peace, next after ſuch Vacancy ſhall happen, or the major Part of them, ſhall in open Court declare the ſaid Vacancy, and by Order of the ſame Seſſions ſhall appoint and prefix a certain Day and Time within the Space of one Calendar Month, and above three Weeks enſuing the End of ſuch General Quarter-Seſſions, for the Electors to aſſemble at *Beverley* aforeſaid, to chooſe a fit and able Perſon in the Manner aforeſaid, to ſupply the ſaid Vacancy; and to the Intent that all Perſons qualified to be Electors may have due Notice of ſuch Vacancy and Time of Election of a ſucceeding Regiſter, the Clerk of the Peace for the Time being for the ſaid *Eaſt Riding*, ſhall forthwith cauſe Copies of ſuch Order, for the prefixing the Time of ſuch Election, to be delivered to the reſpective Chief Conſtables of the ſeveral Wapentakes within the ſaid *Eaſt Riding*, who ſhall and are hereby required to publiſh the ſame in full Market in every Market Town within their reſpective Wapentakes, on the next Market Day after the Receipt thereof, and to affix the ſame in the moſt publick Place of Reſort there.

Who ſhall be ſworn.

VI. And be it further enacted, That every ſuch Regiſter before he enter upon the Execution of the ſaid Office, ſhall be ſworn before the Juſtices of the Peace for the ſaid Riding, or any three or more of them that ſhall be preſent at his Election (who are hereby impowered and required to adminiſter ſuch Oath) in theſe Words:

Regiſter's Oath.

'YOU ſhall duly and faithfully perform and execute the Office and Duty that is directed and required by you to be done by Act of Parliament, intituled, *An Act for the publick regiſtring of all Deeds, Conveyances, Wills, and other Incumbrances that ſhall be made of, or that may affect any Honors, Manors, Lands, Tenements, or Hereditaments within the* Eaſt Riding *of the County of* York, *or the Town and County of the Town of* Kingſton *upon* Hull, *after the nine and twentieth Day of* September *one thouſand ſeven hundred and eight*; and that you have not given or promiſed directly or indirectly, nor authorized any Perſon to give or promiſe any Money, Gratuity or Reward whatſoever, for procuring or obtaining the ſaid Office for you. *So help you* GOD.

Regiſter's Deputy to take ſaid Oath.

VII. And that when and as often as the ſaid Regiſter ſhall appoint any Deputy to execute the ſaid Office, ſuch Deputy ſhall, before he enter upon the Execution thereof, take the ſaid Oath appointed to be taken by the ſaid Regiſter, before two or more of the Juſtices of the Peace for the ſaid Riding, who are hereby impowered and required to adminiſter ſuch Oath.

Executors of deceaſed Regiſter to appoint one to execute Office, until a new one be elected.

VIII. And be it further enacted, That upon the Death of any ſuch Regiſter, and until another Election of a fit Perſon to execute that Office ſhall be made in Manner aforeſaid, the Executors and Adminiſtrators, of the Regiſter deceaſed, together with the Sureties for the ſaid Regiſter, or their Executors and Adminiſtrators, ſhall appoint a proper Perſon to execute the Office of Regiſter, for whoſe Demeanor in the Execution of the ſaid Office the Security given for ſuch Regiſter deceaſed ſhall be anſwerable.

And take the Oath preſcribed.

IX. And be it further enacted, That the Perſon to be appointed, as aforeſaid, upon the Death of any Regiſter, to execute the ſaid Office during the Time the ſame ſhall be vacant, as aforeſaid, ſhall, before he enter upon the Execution thereof, take the Oath herein before appointed to be taken by ſuch Regiſter and his Deputy, before two or more Juſtices of the Peace for the ſaid Riding (who are hereby impowered to adminiſter the ſame Oath) and that if ſuch Perſon ſo appointed ſhall be lawfully convicted of any Neglect, Miſdemeanor or fraudulent Practice in the Execution of the ſaid Office, during ſuch Vacancy,

Penalty on Neglect.

cancy, he ſhall be liable to pay Treble Damages with full Coſts of Suit to every Perſon that ſhall be injured thereby, to be recovered as is herein after directed.

All Memorials to be regiſtred in Vellum or Parchment.

X. And be it further enacted by the Authority aforeſaid, That all and every Memorials ſo to be entred and regiſtred, ſhall be put into Writing in Vellum or Parchment, and brought to the ſaid Office, and in caſe of Deeds and Conveyances ſhall be under the Hand and Seal of ſome or one of the Grantors, or ſome or one of the Grantees, his or their Heirs, Executors, or Adminiſtrators, Guardians, or Truſtees, atteſted by two Witneſſes, one whereof to be one of the Witneſſes to the Execution of ſuch Deed or Conveyance; which Witneſs ſhall upon his Oath, before the ſaid Regiſter, or his Deputy, prove the ſigning and ſealing of ſuch Memorial, and the Execution of the Deed or Conveyance mentioned in ſuch Memorial; and in caſe of Wills, the Memorial ſhall be under the Hand and Seal of ſome or one of the Deviſees, his or their Heirs, Executors or Adminiſtrators, Guardians or Truſtees, atteſted by two Witneſſes, one whereof ſhall upon his Oath, before the ſaid Regiſter, or his Deputy, prove the ſigning and ſealing of ſuch Memorial, which reſpective Oaths the ſaid Regiſter, or his Deputy, is hereby impowered to adminiſter.

What every Memorial ſhall contain.

XI. And be it further enacted, That every Memorial of any Deed, Conveyance, or Will, ſhall contain the Day of the Month, and the Year when ſuch Deed, Conveyance, or Will bears Date, and the Names and Additions of all the Parties to ſuch Deed or Conveyance, and of the Deviſor or Teſtatrix of ſuch Will, and of all the Witneſſes to ſuch Deed, Conveyance or Will, and the Places of their Abode, and ſhall expreſs or mention the Honors, Manors, Lands, Tenements, and Hereditaments contained in ſuch Deed, Conveyance, or Will, and the Names of all the Pariſhes, Townſhips, Hamlets, Precincts, or Extraparochial Places within the ſaid *Eaſt Riding*, and the ſaid Town and County of the Town of *Kingſton* upon *Hull*, or either of them, where any ſuch Honors, Manors, Lands, Tenements, or Hereditaments, are lying or being, that are given, granted, conveyed, deviſed, or any way affected or charged by any ſuch Deed, Conveyance, or Will, in ſuch Manner as the ſame are expreſſed or mentioned in ſuch Deed, Conveyance, and Will, or to the ſame Effect; and that every ſuch Deed, Conveyance and Will, or Probate of the ſame, of which ſuch Memorial is ſo to be regiſtred, as aforeſaid, ſhall be produced to the ſaid Regiſter, or his Deputy, at the Time of entring ſuch Memorial, who ſhall indorſe a Certificate on every ſuch Deed, Conveyance and Will, or Probate thereof, and therein mention the certain Day, Hour, and Time on which ſuch Memorial is ſo entred or regiſtred, expreſſing alſo in what Book, Page, and Number the ſame is entred, and that the ſaid Regiſter, or his Deputy, ſhall ſign the ſaid Certificate when ſo indorſed; which Certificates ſhall be taken and allowed as Evidence of ſuch reſpective Regiſtries in all Courts of Record whatſoever; and that every Page of ſuch Regiſter Books, and every Memorial that ſhall be entred therein, ſhall be numbred, and the Day of the Month, and the Year, and Hour, or Time of the Day, when every Memorial is regiſtred, ſhall be entred in the Margents of the ſaid Regiſter Books, and of the ſaid Memorial; and that every ſuch Regiſter ſhall keep an alphabetical Calendar of all Pariſhes, extraparochial Places and Townſhips, within the ſaid *Eaſt Riding*, and the ſaid Town and County of the Town of *Kingſton* upon *Hull*, with Reference to the Number of every Memorial that concerns the Honors, Manors, Lands, Tenements, or Hereditaments in every ſuch Pariſh, extraparochial Place or Townſhip reſpectively, and of the Names of the Parties mentioned in ſuch Memorial, and that ſuch Regiſter ſhall duly file every ſuch Memorial, in order of Time, as the ſame ſhall be brought to the ſaid Office, and enter or regiſter the ſaid Memorials, in the ſame Order that they ſhall reſpectively come to his Hand.

Regiſter to indorſe on every Deed, Will, &c. a Certificate, &c.

and keep an alphabetical Calendar of Pariſhes, &c.

and file every Memorial in Order of Time.

Memorials, &c. made in London, or not within 40 Miles of East Riding, may be entred on Affidavit.

XII. And be it further enacted by the Authority aforeſaid, That a Memorial of ſuch Deeds, Conveyances and Wills as ſhall be made and executed, or publiſhed in *London*, or in any other Place not within forty Miles of the ſaid *Eaſt Riding*, which do or may concern or affect any Honors, Manors, Lands, Tenements, or Hereditaments in the ſaid *Eaſt Riding*, or the ſaid Town and County of the Town of *Kingſton* upon *Hull*, ſhall be entred or regiſtred by the aforeſaid Regiſter or his Deputy, in caſe an Affidavit ſworn before one of the Judges at *Weſtminſter*, or a Maſter in *Chancery*, ordinary or extraordinary, be brought with the ſaid Memorial to the ſaid Regiſter, or his Deputy, wherein one of the Witneſſes to the Execution of ſuch Deeds and Conveyances ſhall ſwear, he or ſhe ſaw the ſame executed, and the Memorial ſigned and ſealed, as aforeſaid, or wherein one of the Witneſſes to the Memorial of any Will ſhall ſwear, he or ſhe ſaw ſuch Memorial ſigned and ſealed, as aforeſaid; and the ſame ſhall be a ſufficient Authority to the ſaid Regiſter or his Deputy, to give the Party that brings ſuch Memorial and Affidavit, a Certificate of the regiſtring ſuch Memorial; which Certificate ſigned by the ſaid Regiſter or his Deputy, ſhall be taken and allowed as Evidence of the Regiſtries of the ſame Memorials in all Courts of Record whatſoever; any thing in this Act to the contrary thereof contained in any wiſe notwithſtanding.

In caſe of more Writings than one, which concern the ſame Lands, &c. Memorial ſufficient, if Lands, &c. are only once named therein.

XIII. Provided always, and be it enacted, That where there are more Writings than one for making and perfecting any Conveyance or Security, which do name, mention, or any Ways affect or concern the ſame Honors, Manors, Lands, Tenements, or Hereditaments, it ſhall be a ſufficient Memorial and Regiſter thereof, if all the ſaid Honors, Manors, Lands, Tenements, and Hereditaments, and the Pariſhes, Townſhips, Hamlets, or extraparochial Places, wherein the ſame lie, be only once named or mentioned in the Memorial, Regiſter, and Certificate of any one of the Deeds or Writings made for the perfecting of ſuch Conveyance or Security, and that the Dates of the reſt of the ſaid Deeds or Writings relating to the ſaid Conveyance or Security, with the Names and Additions of the Parties and Witneſſes, and the Places of their Abodes, be only ſet down in the Memorials, Regiſters, and Certificates of the ſame, with a Reference to the Deed or Writing whereof the Memorial is ſo regiſtred, that contains or expreſſes the Parcels mentioned in all the ſaid Deeds, and Directions how to find the regiſtring the ſame.

XIV. Pro-

XIV. Provided alſo, and it is hereby enacted, That all Memorials of Wills that ſhall be regiſtred in Manner as aforeſaid, within the Space of ſix Months after the Death of every reſpective Deviſor or Teſtatrix dying within the Kingdom of *Great Britain*, or within the Space of three Years after the Death of every reſpective Deviſor or Teſtatrix dying upon or in any Parts beyond the Seas, ſhall be as valid and effectual againſt ſubſequent Purchaſers, as if the ſame had been regiſtred immediately after the Death of ſuch reſpective Deviſor or Teſtatrix; any thing herein contained to the contrary thereof in any wiſe notwithſtanding. Memorials of Wills regiſtred within ſix Months after Death of Deviſor, &c. valid.

XV. Provided always, That in Caſe the Deviſee, or Perſon or Perſons intereſted in the Honors, Manors, Lands, Tenements, or Hereditaments, deviſed by any ſuch Will, as aforeſaid, by reaſon of the conteſting ſuch Will, or other inevitable Difficulty, without his, her, or their wilful Neglect or Default, ſhall be diſabled to exhibit a Memorial for the Regiſtry thereof, within the reſpective Times herein before limited, and that a Memorial ſhall be entred in the ſaid Office of ſuch Conteſt or other Impediment, within the Space of ſix Months after the Deceaſe of ſuch Deviſor or Teſtatrix, who ſhall die within the Kingdom of *Great Britain*, or within the Space of three Years next after the Deceaſe of ſuch Perſon who ſhall die upon or beyond the Seas, then and in ſuch Caſe the Regiſtry of the Memorial of ſuch Will, within the Space of ſix Months next after his, her or their Attainment of ſuch Will, or a Probate thereof, or Removal of the Impediment, whereby he, ſhe, or they are diſabled or hindred to exhibit ſuch Memorial, ſhall be a ſufficient Regiſtry within the Meaning of this Act; any thing herein contained to the contrary thereof in any wiſe notwithſtanding. Proviſo in caſe of Wills conteſted.

'XVI. And whereas by an Act of Parliament made in the twenty-ſeventh Year of the Reign of King 'HENRY the Eighth, intituled, *For Inrollments of Bargains and Sales*, it is enacted, That no Manors, Lands, 'Tenements, or other Hereditaments, ſhall paſs, alter, or change from one to another, whereby any 'Eſtate of Inheritance or Freehold ſhall be made or take Effect, in any Perſon or Perſons, or any Uſe 'thereof to be made, by Reaſon only of any Bargain and Sale thereof, except the ſaid Bargain and Sale be 'made by Writing indented, ſealed, and enrolled in one of the King's Courts of Record at *Weſtminſter*, or 'elſe within the ſame County or Counties where the ſame Manors, Lands Tenements, or Hereditaments 'ſo bargained and ſold, lye or be before the *Cuſtos Rotulorum*, and two Juſtices of the Peace, and the Clerk 'of the Peace of the ſaid County or Counties, or two of them at the leaſt, whereof the Clerk of the 'Peace to be one; which Act hath been found by Experience to be of little or no uſe within the ſaid *Eaſt* '*Riding*, or the ſaid Town and County of the Town of *Kingſton* upon *Hull*, for that the Clerks of the 'Peace thereof reſpectively for the Time being, who have the keeping of the ſaid Inrollments within the 'ſaid reſpective Places, are not by the ſaid Act enjoined to give any Security for the ſafe keeping, nor un'der any Penalty for the negligent keeping of the ſaid Inrollments, nor is there by the ſaid Act any certain 'Place appointed for keeping thereof; and whereas by this preſent Act a publick Office is intended to be 'erected and eſtabliſhed at *Beverly* aforeſaid, at the publick Charge of the ſaid *Eaſt Riding*, for regiſtring 'and ſafe keeping Memorials of all Deeds, Conveyances, and Wills, as aforeſaid, and a publick Regiſter 'to be choſen, who, according to the Directions herein after mentioned, is to give ſufficient Security for 'the due Execution of the ſaid Office:' For rendring therefore the ſaid Act made in the twenty-ſeventh Year of the Reign of King HENRY the Eighth more effectual and beneficial to the Inhabitants of the ſaid *Eaſt Riding*, and of the Town and County of the Town of *Kingſton* upon *Hull*, Be it further enacted by the Authority aforeſaid, That from and after the ſaid nine and twentieth Day of *September* in the Year of our Lord one thouſand ſeven hundred and eight, all Bargains and Sales of any Manors, Lands, Tenements, and Hereditaments, ſituate, lying and being within the ſaid *Eaſt Riding*, or the ſaid Town and County of the Town of *Kingſton* upon *Hull*, which ſhall be inrolled by the ſaid Regiſter, or his Deputy for the Time being, in the ſaid publick Office at *Beverly*, ſhall be as good, effectual, and available, to all Intents and Purpoſes, whatſoever, as if the ſame had been inrolled in one of the Queen's Courts of Record at *Weſtminſter*, or before the *Cuſtos Rotulorum* and two Juſtices of the Peace and the Clerk of the Peace of the ſaid *Eaſt Riding*, or of the ſaid Town and County of the Town of *Kingſton* upon *Hull*, or two of them, according to the aforeſaid Act made in the twenty-ſeventh Year of the Reign of King HENRY the Eighth, or any other Act now in Force: And one or more Juſtice or Juſtices of the Peace of the ſaid Riding for the Time being ſhall have Power to take and enter the Acknowledgment of the Bargainor, if but one, or of one of the Bargainors if more, in ſuch Bargains and Sales; and the ſaid Regiſter, or his Deputy for the Time being, ſhall well and ſufficiently inroll, by ingroſſing in Parchment Books, all ſuch Bargains and Sales as ſhall for that Purpoſe be acknowledged as aforeſaid, and ſhall indorſe a Certificate on ſuch Bargains and Sales of the Times of inrolling thereof, and ſign the ſame, and the Books thereof ſhall ſafely keep in the ſaid publick Office, there to remain upon Record amongſt the Memorials of Deeds there regiſtred. 27 H. 8. c. 16. 27 H. 8. c. 16. After 29 Sept. 1708. all Bargains and Sales of Lands, &c. inrolled at Beverly, to be as effectual as if inrolled at Weſtminſter, &c.

XVII. And be it further enacted, That all Deeds of Bargain and Sale ſo inrolled in the ſaid publick or Regiſter Office, as aforeſaid, which ſhall appear to be ſo inrolled by an Indorſement or Certificate on the ſaid Deeds of Bargain and Sale, ſigned by the ſaid Regiſter, or his Deputy, and that all Copies of the Inrollments thereof remaining on Record in the ſaid Regiſter Office, ſhall be allowed in all Courts where ſuch Bargains and Sales, or Copies ſhall be produced, to be as good and ſufficient Evidence as any Bargains and Sales inrolled in any of the Courts at *Weſtminſter*, and the Copies of the Inrollments thereof. Deeds ſo inrolled to be ſufficient Evidence.

XVIII. And be it further enacted, That every ſuch Inrollment of every ſuch Deed in the ſaid Regiſter Office, as aforeſaid, ſhall be deemed and adjudged to be the entring a Memorial thereof purſuant to this Act, and ſhall have the ſame Force and Effect upon the Eſtate therein mentioned, in relation to all ſubſequent Deeds, Conveyances and Wills, and to all other Intents and Purpoſes, as if a Memorial of ſuch inrolled Deed had been entred in the ſaid Regiſter Office, as aforeſaid, purſuant to this Act. Every ſuch Inrollment to be deemed the entring a Memorial thereof.

No Judgment, Statute, &c. after 29 Sept. 1708. ſhall affect any Lands, &c. in Eaſt Riding, or Hull, but only from the Time that a Memorial thereof be entred, &c.

XIX. And be it further enacted by the Authority aforeſaid, That no Judgment, Statute, or Recognizance (other than ſuch as ſhall be entred into in the Name and upon the proper Account of her Majeſty, her Heirs and Succeſſors) which ſhall be obtained, or entred into after the ſaid nine and twentieth Day of *September* in the ſaid Year of our Lord one thouſand ſeven hundred and eight, ſhall affect or bind any Honors, Manors, Lands, Tenements, or Hereditaments, ſituate, lying, and being in the ſaid *Eaſt Riding*, or in the ſaid Town and County of the Town of *Kingſton upon Hull*, but only from the Time that a Memorial of ſuch Judgment, Statute, or Recognizance ſhall be entred at the ſaid Regiſter Office, expreſſing and containing, in caſe of ſuch Judgment, the Names of the Plaintiffs, and the Names and Additions therein of the Defendants, the Sums thereby recovered, and the Time of the ſigning thereof; and in caſe of Statutes and Recognizances, expreſſing and containing the Date of ſuch Statute or Recognizance, the Names and Additions of the Cognizors and Cognizees therein, and for what Sums, and before whom the ſame were acknowledged; and that in order to the making an Entry of ſuch Memorials of Judgments, Statutes, and Recognizances as aforeſaid, the Party and Parties deſiring the ſame, ſhall produce to, and leave with the ſaid Regiſter, or his Deputy, to be filed in the ſaid Publick or Regiſter Office, a Memorial of ſuch Judgment, Statute, or Recognizance, ſigned by the proper Officer, or his Deputy who ſhall ſign ſuch Judgment, or his Succeſſor in the ſame Office, or by the proper Officer in whoſe Office ſuch Statute or Recognizance ſhall be inrolled, together with an Affidavit, ſworn before one of the Judges at *Weſtminſter*, or a Maſter in *Chancery*, That ſuch Memorial was duly ſigned by the Officer, whoſe Name ſhall appear to be thereunto ſet, which Memorial ſuch reſpective Officer is hereby required to give ſuch Plaintiff or Plaintiffs, Cognizee or Cognizees, or his, her, or their Executors or Adminiſtrators, or Attorney, or any of them; he, ſhe, or they paying for the ſame the Sum of one Shilling and no more.

Regiſter to enter every ſuch Memorial, and give a Certificate, &c.

XX. And be it further enacted, That the ſaid Regiſter or his Deputy ſhall make an Entry, and likewiſe (if required) ſhall give a Certificate in Writing, under his Hand, teſtified by two credible Witneſſes, of every ſuch Memorial of any Judgment, Statute, or Recognizance brought to him to be ſo regiſtred as aforeſaid, and therein mention the certain Day on which ſuch Memorial is ſo regiſtred or entred, expreſſing alſo in what Book, Page, and Number the ſame is entred.

Fees for Entries of Memorials.

XXI. And be it further enacted, That every ſuch Regiſter ſhall be allowed for the Entry of every ſuch Memorial, as is by this Act directed, the Sum of one Shilling and no more, in caſe the ſame do not exceed two hundred Words; but if ſuch Memorial ſhall exceed two hundred Words, then after the Rate and Proportion of ſix Pence an hundred for all the Words contained in ſuch Memorial, over and above the firſt two hundred Words; and the like Fees for the like Number of Words contained in every ſuch Bargain and Sale as aforeſaid, and in every Certificate or Copy given out of the ſaid Office, and no more; and for every Search in the ſaid Office one Shilling and no more.

Times of Attendance at the Office.

XXII. And be it further enacted by the Authority aforeſaid, That every ſuch Regiſter, or his ſufficient Deputy, ſhall give due Attendance at his Office every Day in the Week (except *Sundays* and Holydays) between the Hours of nine and twelve in the Forenoon, and the Hours of two and five in the Afternoon, for the Diſpatch of all Buſineſs belonging to the ſaid Office, and that every ſuch Regiſter, or his Deputy, as often as required, ſhall make Searches, concerning all Memorials that are regiſtred as aforeſaid, and give Certificates concerning the ſame under his Hand (if required by any Perſon) teſtified by two credible Witneſſes.

Regiſter to enter into a Recognizance of 2000l. for the true Execution of his Office.

XXIII. And be it further enacted by the Authority aforeſaid, That every Regiſter at the Time of his being ſworn into the ſaid Office as aforeſaid, ſhall enter into a Recognizance, with two or more ſufficient Sureties (to be approved of by five or more of the Juſtices of the Peace of the ſaid Riding, that were preſent at his Election, by Writing under their Hands and Seals to be regiſtred at the next General Quarter-Seſſions of the Peace for the ſaid Riding) of the Penalty of two thouſand Pounds unto her Majeſty, her Heirs and Succeſſors, to be taken by the ſame Juſtices of the Peace that approved of his Security, conditioned for his true and faithful Performance of his Duty in the Execution of his ſaid Office, in all Things directed and required by this Act; the ſame to be tranſmitted by the ſame Juſtices of the Peace, within one Month next after the Date thereof, into the Office of her Majeſty's Remembrancer of the Exchequer, there to remain amongſt the Records of the ſaid Court.

Penalty in caſe of Neglect of Duty.

XXIV. And be it further enacted, That if any ſuch Regiſter, or his Deputy, ſhall neglect to perform his or their Duty in the Execution of the ſaid Office, according to the Rules and Directions in this Act mentioned, or commit or ſuffer to be committed any undue or fradulent Practice in the Execution of the ſaid Office, and be thereof lawfully convicted, then ſuch Regiſter ſhall forfeit his ſaid Office, and pay treble Damages with full Coſts of Suit to every ſuch Perſon or Perſons as ſhall be injured thereby, to be recovered by Action of Debt, Bill, Plaint, or Information in any of her Majeſty's Courts of Record at *Weſtminſter*, wherein no Eſſoin, Protection, Privilege, or Wager of Law, ſhall be allowed, nor any more than one Imparlance.

On Death or Surrender, if no Miſbehaviour appear, Recognizance to be void.

XXV. Provided nevertheleſs, and be it further enacted by the Authority aforeſaid, That when any Regiſter ſhall die or ſurrender his Office, and that within the Space of three Years from and after ſuch Death or Surrender no Miſbehaviour appear to have been committed by ſuch Regiſter in the Execution of his ſaid Office, then and in ſuch Caſe, at the End of the ſaid three Years after his Death or Surrender, the ſaid Recognizance ſo entred into by him ſhall become void and of none Effect, to all Intents and Purpoſes whatſoever.

Penalty on forging or counterfeiting Entry.

XXVI. And be it further enacted, That if any Perſon or Perſons ſhall at any Time forge or counterfeit any Entry of the Acknowledgment of any Bargainor in any ſuch Bargain and Sale as aforeſaid, or any ſuch Memorial, Certificate, or Indorſement, as is herein mentioned or directed, and be thereof lawfully con-

convicted, ſuch Perſon or Perſons ſhall incur and be liable to ſuch Pains and Penalties, as in and by an Act made in the fifth Year of Queen ELIZABETH, intituled, *An Act againſt Forgers of falſe Deeds and Writings*, are impoſed upon Perſons for forging and publiſhing of falſe Deeds, Charters, or Writings ſealed, Court Rolls or Wills, whereby the Freehold or Inheritance of any Perſon or Perſons of, in, or to any Lands, Tenements, or Hereditaments, ſhall or may be moleſted, troubled, or charged; and that if any Perſon or Perſons ſhall at any Time forſwear himſelf before the ſaid Regiſter, or his Deputy, or before any Judge or Maſter in Chancery, in any of the Caſes herein mentioned, and be thereof lawfully convicted, ſuch Perſon or Perſons ſhall incur, and be liable to the ſame Penalties, as if the ſame Oath had been made in any of the Courts of Record at *Weſtminſter*.

5 Eliz. c. 14.

And on Perſons forſwearing themſelves.

XXVII. And be it further enacted by the Authority aforeſaid, That in caſe of Mortgages, Judgments, Statutes, and Recognizances, whereof Memorials ſhall be entred in the ſaid Regiſter Office, purſuant to this Act, if at any Time afterwards a Certificate ſhall be brought to the ſaid Regiſter, or his Deputy, ſigned by the reſpective Mortgagors and Mortgagees in ſuch Mortgage, Plaintiffs and Defendants in ſuch Judgment, Cognizors and Cognizees in ſuch Statute or Recognizance, their reſpective Executors, Adminiſtrators, or Aſſigns, and atteſted by two Witneſſes, whereby it ſhall appear that all Monies due upon ſuch Mortgage, Judgment, Statute, or Recognizance reſpectively, have been paid or ſatisfied in Diſcharge thereof, which Witneſſes ſhall, upon their Oath before the ſaid Regiſter, or his Deputy (who are hereby reſpectively impowered to adminiſter ſuch Oath) prove ſuch Monies to be ſatisfied or paid accordingly, and that they ſaw ſuch Certificate ſigned by the ſaid Mortgagors and Mortgagees, Plaintiffs and Defendants, Cognizors and Cognizees reſpectively, their reſpective Executors, Adminiſtrators, or Aſſigns, that then and in every ſuch Caſe, the ſaid Regiſter, or his Deputy, ſhall make an Entry in the Margents of the ſaid Regiſter Books againſt the Regiſtry of the Memorial of ſuch Mortgage, Judgment, Statute, or Recognizance reſpectively, that ſuch Mortgage, Judgment, Statute, or Recognizance reſpectively was ſatisfied and diſcharged according to ſuch Certificate, to which the ſame Entry ſhall refer; and ſhall after file ſuch Certificate to remain upon Record in the ſaid Regiſter Office.

Mortgages, Judgments, &c. whereof Memorials are entred, and afterwards Monies due thereupon paid, Regiſter *ſhall* make an Entry in the Margin that ſuch Mortgage, &c. is diſcharged.

XXVIII. Provided nevertheleſs, and be it enacted, That if any Judgment, Statute, or Recognizance be regiſtred in the ſaid Regiſter Office, within thirty Days after the Acknowledgment or Signing thereof, all the Lands that the Defendants or Cognizors had at the Time of ſuch Acknowledgment or Signing, ſhall be bound thereby.

Proviſo if Judgment, &c. be regiſtred within 30 Days after ſigning.

XXIX. Provided always, and be it further enacted, That this Act ſhall not extend to any Copyhold Eſtates, or to any Leaſes at a Rack Rent, or to any Leaſe not exceeding one and twenty Years, where the actual Poſſeſſion and Occupation goeth along with the Leaſe; any Thing in this Act contained to the contrary thereof in any wiſe notwithſtanding.

Not to extend to Copyhold Eſtates, &c.

XXX. And be it further enacted by the Authority aforeſaid, That in all Deeds of Bargain and Sale hereafter inrolled in purſuance of this Act, whereby any Eſtate of Inheritance in Fee-ſimple is limited to the Bargainee and his Heirs, the Words *Grant*, *Bargain*, *and Sell*, ſhall amount to, and be conſtrued and adjudged in all Courts of Judicature, to be expreſs Covenants to the Bargainee, his Heirs and Aſſigns, from the Bargainor for himſelf, his Heirs, Executors and Adminiſtrators, that the Bargainor notwithſtanding any Act done by him, was at the Time of the Execution of ſuch Deed ſeized of the Hereditaments and Premiſſes thereby granted, bargained and ſold, of an indefeaſible Eſtate in Fee-ſimple, free from all Incumbrances (Rents and Services due to the Lord of the Fee only excepted) and for quiet Enjoyment thereof againſt the Bargainor, his Heirs and Aſſigns, and all claiming under him, and alſo for further Aſſurance thereof to be made by the Bargainor, his Heirs and Aſſigns, and all claiming under him; unleſs the ſame ſhall be reſtrained and limited by expreſs particular Words contained in ſuch Deed; and that the Bargainee, his Heirs, Executors, Adminiſtrators and Aſſigns reſpectively, ſhall and may, in any Action to be brought, aſſign a Breach or Breaches thereupon, as they might do in caſe ſuch Covenants were expreſly inſerted in ſuch Bargain and Sale.

How Deeds of Bargain and Sale of Fee-ſimple Eſtates ſhall be conſtrued and adjudged.

XXXI. And be it further enacted, That every Leaf of the aforeſaid Regiſter Books and Inrolment Books ſhall be ſigned by two Juſtices of the Peace of the ſaid Riding (to be from Time to Time appointed by the Juſtices of the Peace thereof, or the major Part of them, at their General Quarter-Seſſions of the Peace aſſembled) who are hereby required to ſign the ſame accordingly; and that an Entry thereof ſhall be made from Time to Time by the Clerk of the Peace of the ſaid Riding for the Time being, in the Order Book of the ſaid Seſſions, and ſigned by the ſame Juſtices of the Peace that ſhall from Time to Time ſign the ſaid Regiſter Books and Inrolment Books, to remain upon Record amongſt the Records of the ſaid Seſſions; and that a like Entry ſhall be made upon Record, and ſigned as aforeſaid, of the Number of the ſame Books, and how called or marked, and how many Pages each of them contains, that are at any Time, and from Time to Time, uſed in the ſaid Regiſter Office.

Every Leaf of the Regiſter Books to be ſigned by two Juſtices.

XXXII. And be it enacted by the Authority aforeſaid, That no Member of Parliament for the Time being ſhall be capable of being choſe Regiſter, or of executing by himſelf or any other Perſon, the ſaid Office, or have, take, or receive any Fee or other Profit whatſoever, for or in Reſpect thereof; nor ſhall any Regiſter, or his Deputy for the Time being, be capable of being choſen a Member to ſerve in Parliament.

No Member of Parliament to be Regiſter.

XXXIII. And be it further enacted, That this Act ſhall be taken and allowed in all Courts within this Kingdom as a publick Act, and all Judges, Juſtices, and other Perſons therein concerned, are hereby required as ſuch to take Notice thereof, without ſpecial pleading the ſame.

Act to be a publick Act.

'XXXIV. And whereas an Act of Parliament made in the ſecond Year of her preſent Majeſty's Reign, 'intituled, *An Act for the publick regiſtring of all Deeds, Conveyances, and Wills that ſhall be made of any Ho-'nors, Manors, Lands, Tenements, or Hereditaments within the Weſt Riding of the County of* York, *after the*

2 & 3 Annæ, c. 4.

'*nine*

5 Annæ, c. 18.

'nine and twentieth Day of September one thouſand ſeven hundred and four; and alſo one other Act made in 'the fifth Year of her preſent Majeſty's Reign, intituled, *An Act for Inrolments of Bargains and Sales within the Weſt Riding of the County of York, in the Regiſter Office there lately provided, and for making the ſaid Regiſter more effectual*, were of very good Deſign, but have been found by Experience to be defective in 'ſeveral Particulars, for which apt Remedy is provided by the Method of this Act, in and for the ſaid 'Eaſt Riding of the County of *York*, and the Town and County of the Town of *Kingſton upon Hull*; Be it therefore enacted by the Authority aforeſaid, That from and after the ſaid nine and twentieth Day of *September* one thouſand ſeven hundred and eight, all and every the Proviſions, Clauſes, Articles, Matters and Things in this preſent Act contained, concerning the ſaid Eaſt Riding, and the Town and County of the Town of *Kingſton upon Hull*, and not provided for or contained in the ſaid recited Acts, or either of them, ſhall extend unto, and affect all Honors, Manors, Lands, Tenements, and Hereditaments, ſituate, lying, and being within the ſaid Weſt Riding (the Mortgage or Purchaſe whereof ſhall exceed the Sum of fifty Pounds) as effectually as if the ſame and every of them were reſpectively inſerted and contained in the ſaid recited Acts, and that from and after the ſaid nine and twentieth Day of *September* one thouſand ſeven hundred and eight, all and every Perſon and Perſons in the Execution of the ſaid recited Acts reſpectively within the ſaid Weſt Riding, ſhall conform unto, and duly obſerve the Alterations, additional Proviſions, Orders, Rules, and Directions of this preſent Act, as to the Honors, Manors, Lands, Tenements, and Hereditaments, ſituate, lying, and being within the ſaid Weſt Riding, and every Matter and Thing relating thereunto, in like Manner as is by this Act required and enjoined to be done within the ſaid Eaſt Riding, as to the Honors, Manors, Lands, Tenements, and Hereditaments, ſituate, lying, and being within the ſaid Eaſt Riding, and Town and County of the Town of *Kingſton upon Hull*, or any Matter or Thing relating thereunto; any Thing in the ſaid recited Acts, or either of them, to the contrary thereof contained in any wiſe notwithſtanding.

From 29 Sept. 1708, all the Proviſions, Clauſes, &c. in this Act, and not contained in the above recited Acts, to affect all Honors, Manors, &c. within the Weſt Riding, as if the ſame were inſerted in the ſaid Acts. *See farther 7 Ann. c. 20. appointing a Regiſter for Middleſex. And 8 Geo. 2. c. 6. appointing Regiſter for the North Riding in Yorkſhire.*

CAP. XXXVI.

EXP. An Act for raiſing the Militia of this Kingdom, for the Year one thouſand ſeven hundred and eight, although the Month's Pay formerly advanced be not repaid.

CAP. XXXVII.

An Act for the Encouragement of the Trade to *America*.

For Advancement of the Trade to America.

FOR Advancement of the Trade of her Majeſty's Kingdom of *Great Britain*, to and in the ſeveral Parts of *America*, for the further Encouragement of her Majeſty's Ships, and private Ships of War, the annoying and diminiſhing the Wealth and Power of her Majeſty's Enemies in thoſe Parts, and for the Encreaſe of Shipping and of Seamen for theſe and other Services; Be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That all Prize Offices in any Port or Place in *America* be and are hereby ſuppreſſed and taken away, to all Intents and Purpoſes whatſoever, from and after the four and twentieth Day of *June* one thouſand ſeven hundred and eight.

All Prize Offices in America ſuppreſſed.

II. And for the better Encouragement alſo of ſuch Ships and Veſſels of War, which are or ſhall be in her Majeſty's Pay or Service, be it further enacted by the Authority aforeſaid, That the Flag Officers, Commanders, and other Officers and Seamen of every ſuch Ship or Veſſel of War, ſhall have the ſole Intereſt and Property of and in all and every Ship, Veſſel, Goods, and Merchandize they ſhall take in any Part of *America* (being firſt adjudged lawful Prize in any of her Majeſty's Courts of Admiralty, and ſubject to the Cuſtoms and Duties payable to her Majeſty, as if the ſame had been firſt imported to any Part of *Great Britain*, and from thence exported, for and in Reſpect of all ſuch Goods and Merchandize) to be divided in ſuch Proportions, and after ſuch Manner, as her Majeſty, heir Heirs and Succeſſors ſhall think fit to order and direct.

Officers and Seamen, &c to have the ſole Property in all rize Ships, &c.

Encouragement for the Encreaſe of private Ships of War.

III. And for the Encouragement and Encreaſe of private Ships of War, be it further enacted, That the Lord High Admiral of *Great Britain*, or the Commiſſioners for executing the Office of Lord High Admiral of *Great Britain* for the Time being, or any Perſon or Perſons in any Part of *America*, by him or them impowered and appointed, ſhall (at any Time during the preſent War, at the Requeſt of any *Britiſh* Owner or Owners of any Ship or Veſſel, giving ſuch Bail and Security as has been uſually taken upon granting Commiſſions, or Letters of Marque, except only for the Payment of the Tenths of the Value of the Prizes which ſhall be taken, to the Lord High Admiral) cauſe to be iſſued forth (in the uſual Manner) one or more Commiſſion or Commiſſions to any Perſon or Perſons whom ſuch Owner or Owners ſhall nominate to be Commander (or in caſe of Death ſucceſſively Commanders) of ſuch Ship or Veſſel, for the attacking, ſurprizing, ſeizing, and taking, by and with ſuch Ship or Veſſel, any Ship or Veſſel, Goods, Ammunition, Arms, Stores of War, or Merchandizes belonging to, or poſſeſſed by any of her Majeſty's Enemies, in any Sea, Creek, Haven, or River in *America*, not being within the Space of one hundred Leagues of any Part of *Aſia* or *Africa*, whereof that Trade is already granted to the *Eaſt India* Company; and that ſuch Ship or Ships, Veſſel and Veſſels, Arms, Ammunition, Stores of War, Goods and Merchandizes whatſoever, with all their Furniture, Tackle, or Apparel ſo to be taken by or with ſuch private Owner or Owners, Ship or Veſſel, according to ſuch Commiſſion and Commiſſions, being firſt adjudged lawful Prize in any of her Majeſty's Courts of Admiralty in or for any of her Colonies or Plantations in *America*, ſhall (ſubject to the Cuſtoms and Duties payable to her Majeſty as aforeſaid for and in Reſpect of ſuch Goods and Merchandizes) wholly and intirely belong to, and be divided between and

Altered and explained by 9 Annæ, c. 27. ſ. 1.

and among the Owner or Owners of ſuch Ship or Veſſel, and the ſeveral Perſons which ſhall be on board the ſame, and be aiding and aſſiſting to the taking thereof, in ſuch Shares and Proportions as ſhall be agreed on with the Owner or Owners of ſuch Ship or Veſſel as ſhall be the Captor thereof, their Agents or Factors, as the proper Goods and Chattels of ſuch Owner or Owners, and the Perſons that ſhall be thus intitled thereto, by virtue of ſuch Agreements among themſelves; and that neither her Majeſty, her Heirs or Succeſſors, or any Admiral, Vice Admiral, Governor, or other Perſon commiſſioned by or claiming under her Majeſty, her Heirs or Succeſſors, or any Perſon or Perſons whatſoever (other than the Owner or Owners of ſuch Ship or Veſſel, being the Captor of ſuch Prize Ship or Veſſel, Arms, Ammunition, Stores of War, Goods and Merchandizes, and the Perſons claiming under him or them) ſhall be intitled to any Part or Share thereof (her Majeſty's ſaid Duties and Cuſtoms being duly anſwered and paid;) any Cuſtom, Statute, or other Law to the contrary notwithſtanding.

Manner of condemning Prize Ships.

IV. And for the more ſpeedy Proceeding to Condemnation or other Determination of any Prize Ship or Veſſel, Goods and Merchandizes taken by any ſuch Privateer Ship, or by any of her Majeſty's Ships of War, in ſuch Court of Admiralty, as aforeſaid, and for leſſening the Expences that have been uſual in thoſe Caſes; Be it further enacted by the Authority aforeſaid, That the Judge or Judges of ſuch Court of Admiralty, or other Perſon or Perſons thereto authorized, ſhall within the Space of five Days after Requeſt to him or them for that Purpoſe made, finiſh the uſual preparatory Examination of the Perſons commonly examined in ſuch Caſes, in order to prove the Capture to be lawful Prize, or to enquire whether the ſame be lawful Prize or not; and that the proper Monition uſual in ſuch Caſes ſhall be iſſued by the Perſon or Perſons, proper to iſſue the ſame, and ſhall be executed in the uſual Manner by the Perſon or Perſons proper to execute the ſame, within the Space of three Days after Requeſt in that Behalf made; and in caſe no Claim of ſuch Capture, Ship, Veſſel, or Goods ſhall be duly entred or made in the uſual Form, and atteſted upon Oath, giving twenty Days Notice after the Execution of ſuch Monition, or if there be ſuch Claim, and the Claimant or Claimants ſhall not within five Days give ſufficient Security (to be approved by ſuch Court of Admiralty) to pay double Coſts to the Captor or Captors of ſuch Ship, Veſſel, or Goods, in caſe the ſame ſo claimed ſhall be adjudged lawful Prize, that then the Judge or Judges of ſuch Court of Admiralty ſhall, upon producing to him or them the ſaid Examinations or Copies thereof, and upon producing to him or them, upon Oath, all Papers and Writings which ſhall have been found, taken in or with ſuch Capture (or upon Oath made that no ſuch Papers were found) immediately, and without further Delay proceed to Sentence, either to diſcharge and acquit ſuch Capture, or to adjudge and condemn the ſame as lawful Prize, according as the Caſe ſhall appear to him or them, upon Peruſal of ſuch preparatory Examinations, and alſo of the Writings found taken in or with ſuch Capture (if any ſuch Writing ſhall be found) and in caſe ſuch Claim ſhall be duly entred or made, and Security given thereupon, according to the Tenor and true Meaning of this Act, and there ſhall appear no Occaſion to examine any Witneſſes, other than what ſhall be then near to ſuch Court of Admiralty, that then ſuch Judge or Judges ſhall forthwith cauſe ſuch Witneſſes to be examined and (within the Space of ten Days after ſuch Claim made, and Security given) proceed to ſuch Sentence, as aforeſaid, touching ſuch Capture; but in caſe upon making or entring ſuch Claim, and the Allegation and Oath thereupon, or the producing ſuch Writings as ſhall have been found taken in, or with ſuch Capture, or upon the ſaid preparatory Examinations, it ſhall appear doubtful to the Judge or Judges of ſuch Court of Admiralty, whether ſuch Capture be lawful Prize or not, and it ſhall appear neceſſary according to the Circumſtances of the Caſe, for the clearing and determining ſuch Doubt, to have an Examination of Witneſſes that are remote from ſuch Court of Admiralty, and ſuch Examination ſhall be deſired, and that it be ſtill inſiſted on, on the Captors Part, that the ſaid Capture is lawful Prize, and that the contrary be ſtill perſiſted in, on the Claimants Behalf, that then the ſaid Judge or Judges ſhall forthwith cauſe ſuch Capture to be apprized by Perſons named on the Part of the Captor, and ſworn truly to appraiſe the ſame according to the beſt of their Skill and Knowledge, and ſhall after ſuch Appraiſement made, and within the Space of fourteen Days after the making of ſuch Claim, proceed to take good and ſufficient Security from the Claimants, to pay to the Captors the full Value thereof, according to ſuch Appraiſement, in caſe the ſame ſhall be adjudged lawful Prize, and after ſuch Security duly given, the ſaid Judge or Judges ſhall make an interlocutory Order for releaſing or delivering the ſame to ſuch Claimant or Claimants, or his or their Agents; and the ſame ſhall be actually releaſed or delivered accordingly.

Claimants to give Security for Payment of Captors.

Refuſing to give ſuch Security, Captors to give Security, &c.

V. And it is further enacted by the Authority aforeſaid, That if any Claimant or Claimants ſhall refuſe to give ſuch Security, the Judge or Judges ſhall cauſe the Captor or Captors in like Manner to give good and ſufficient Security, to be approved of by the Claimant or Claimants, to pay to the ſaid Claimant or Claimants the full Value according to the Appraiſement, in caſe any ſuch Capture or Captures ſhall be adjudged not to be lawful Prize; and the ſaid Judge or Judges ſhall thereupon proceed to make an interlocutory Order for the releaſing and delivering of the ſame to the ſaid Captor or Captors, or their Agents.

Captures brought into America, to ſtay there, until cleared or condemned, &c.

VI. And it is further enacted by the Authority aforeſaid, That all ſuch Captures as aforeſaid, which ſhall be brought into any of her Majeſty's Colonies or Plantations in *America*, ſhall, without breaking Bulk, ſtay there, and be under the joint Care and Cuſtody of the Naval Officer of the Port or Place whereto the ſame ſhall be brought, and of the Captors thereof, and their Agents, until either the ſame ſhall by final Sentence have been cleared and diſcharged, or adjudged and condemned as lawful Prize, or that ſuch interlocutory Orders as aforeſaid, ſhall have been made for the releaſing or delivering of the ſame; and upon the Condemnation or Adjudication thereof as lawful Prize, ſhall (in caſe the ſame were taken by any ſuch Privateer Ship or Ships as aforeſaid) be immediately delivered unto the Captors thereof, and their Agents, to be by them diſpoſed as their Goods and Chattels, and (in caſe the ſame were taken by any of her Majeſty's Ships of War) unto ſuch Perſon or Perſons, and to be ſo divided and diſpoſed, as her

her Majeſty, her Heirs or Succeſſors ſhall in that Behalf direct; and that if any Judge or Judges, or other Officer or Officers to whom reſpectively it ſhall appertain, ſhall delay the doing, performing, making, or pronouncing any of the ſeveral Proceedings, Matters, or Things for, towards, or relating to the condemning or diſcharging, releaſing or delivering of any ſuch Capture in Manner aforeſaid, within the reſpective Times herein before limited, or as ſoon as the ſame or any of them ought to be done (according to the Tenor and true Meaning of this Act) all and every ſuch Judge and Judges, and other Officer and Officers, ſhall for every ſuch Offence forfeit the Sum of five hundred Pounds; the one Moiety thereof to her Majeſty, her Heirs and Succeſſors, and the other Moiety thereof, with full Coſts of Suit, to ſuch Perſon or Perſons as ſhall inform or ſue for the ſame, in any of the Courts in or for any of her Majeſty's ſaid Colonies or Plantations, or in any of her Majeſty's Courts of Record within her Kingdom of *Great Britain*.

Fees payable to the Officers of the Admiralty on condemning Prize Ships.

VII. And it is further enacted by the Authority aforeſaid, That there ſhall not be paid unto or among all the Judges and Officers of ſuch Court of Admiralty, as aforeſaid, for, towards, or relating to the adjudging or condemning of ſuch Capture, as aforeſaid, as lawful Prize, above the Sum of ten Pounds, in caſe ſuch Prize Ship or Veſſel be under the Burthen of one hundred Tons, nor above the Sum of fifteen Pounds, in caſe the ſame be of that or any greater Burthen; and that upon Payment of either of the ſaid reſpective Sums, as the Caſe ſhall require, to the ſaid Judge or Judges, or any of them, to be by him or them diſpoſed or divided (as he or they ſhall think fit) among the Officers of ſuch Court, ſuch Judges and Officers, and every of them, ſhall be liable to all and every the ſeveral Penalties hereby impoſed for neglecting or delaying to do or perform their ſeveral and reſpective Duties or Offices in and relating to the ſeveral Proceedings aforeſaid, within the reſpective Times herein for that Purpoſe limited.

Penalty on Neglect of Duty.

Party aggrieved may appeal to the Queen in Council. 22 Geo. 2. c. 3.

VIII. Provided nevertheleſs, and it is hereby further enacted by the Authority aforeſaid, That if any Captor or Captors, Claimant or Claimants, ſhall not reſt ſatisfied with the Sentence given in ſuch Court of Admiralty, it ſhall and may be lawful to the Party or Parties thereby aggrieved, to appeal from the ſaid Court of Admiralty, to her Majeſty in her Privy Council; ſuch Appeal to be allowed in the like Manner as Appeals to her Majeſty are now allowed from the Court of Admiralty within this Kingdom; ſo as the ſame be made within fourteen Days after Sentence, and good Security be likewiſe given by the Appellant or Appellants, that he or they will effectually proſecute ſuch Appeal, and anſwer the Condemnation, and alſo pay treble Coſts as ſhall be awarded by her Majeſty in caſe the Sentence of ſuch Court of Admiralty be affirmed, and ſo as Execution be not ſuſpended by reaſon of any ſuch Appeal; any thing in this Act before contained to the contrary thereof in any wiſe notwithſtanding.

No Mariner ſerving on Board Privateer, or trading Ship in America, or being on Shore there, liable to be impreſſed, unleſs Deſerters.

IX. And be it further enacted by the Authority aforeſaid, That no Mariner or other Perſon who ſhall ſerve on Board, or be retained to ſerve on Board any Privateer, or trading Ship or Veſſel, that ſhall be imployed in any Part of *America*, nor any Mariner, or other Perſon, being on Shore in any Part thereof, ſhall be liable to be impreſſed or taken away, or ſhall be impreſſed or taken away by any Officer or Officers of or belonging to any of her Majeſty's Ships of War, impowered by the Lord High Admiral, or any other Perſon whatſoever, unleſs ſuch Mariner ſhall have before deſerted from ſuch Ship of War belonging to her Majeſty at any Time after the fourteenth Day of *February* one thouſand ſeven hundred and ſeven; upon Pain that any Officer or Officers ſo impreſſing or taking away, or cauſing to be impreſſed or taken away, any Mariner or other Perſon contrary to the Tenor and true Meaning of this Act, ſhall forfeit to the Maſter, or Owner or Owners of any ſuch Ship or Veſſel, twenty Pounds for every Man he or they ſhall ſo impreſs or take, to be recovered with full Coſts of Suit, in any Court within any Part of her Majeſty's Dominions.

Penalty.

No Privateer or trading Ship to entertain Deſerters from Ships of War.

X. And for preventing the Deſertion of any Mariners or Seamen from her Majeſty's Ships of War, to any ſuch trading or Privateer Ship or Veſſel, as aforeſaid, Be it further enacted by the Authority aforeſaid, That every Maſter or Commander of ſuch trading or Privateer Ship or Veſſel, as aforeſaid, ſhall before he ſhall receive or entertain any Mariner, Seaman, or other Perſon to ſerve on Board ſuch Privateer or trading Ship or Veſſel, endeavour (by all the Ways and Means that he reaſonably and conveniently may or can) to diſcover whether ſuch Mariner, Seaman, or other Perſon hath deſerted from any of her Majeſty's Ships of War: And in caſe any ſuch Maſter or Commander ſhall receive or entertain any Mariner, Seaman, or other Perſon, on Board ſuch trading Ship or Privateer, as aforeſaid, without ſuch reaſonable Endeavour for ſuch Diſcovery firſt had and made, or which he ſhall know, or be informed hath deſerted from any of her Majeſty's Ships of War, ſuch Maſter or Commander ſhall forfeit to the Queen's Majeſty, her Heirs and Succeſſors, twenty Pounds for every Man he ſhall ſo receive or entertain, to be recovered with Coſts of Suit in any Court within any Part of her Majeſty's Dominions.

Penalty.

From 25 April 1708, Commanders, &c. before they ſet ſail from Port, to deliver a Liſt of their Men to Officers of Cuſtoms, &c. Penalty.

XI. And for the more effectual preventing Merchant Ships or Privateers from harbouring or entertaining any Seamen who ſhall deſert her Majeſty's Service, Be it further enacted by the Authority aforeſaid, That from and after the twenty-fifth Day of *April* one thouſand ſeven hundred and eight, every Maſter of a Merchant Ship or Veſſel, and Commander of a Privateer, ſhall before he ſhall ſet ſail from any Port deliver to the Chief Officer of the Cuſtoms of the Port from whence he ſhall ſet ſail, an exact Liſt of all the Men belonging to ſuch Merchant Ship or Veſſel, or Privateer, containing their Names, Ages, and Deſcriptions of their Perſons; upon Pain that he ſhall forfeit ten Pounds to her Majeſty, her Heirs and Succeſſors, for every ſuch Man he ſhall ſo receive and entertain on Board, whoſe Name ſhall not be inſerted in ſuch Liſt, to be recovered with Coſts of Suit, in any Court within any Part of her Majeſty's Dominions.

Officer to return to Maſter, an atteſted Copy of ſuch Liſt, &c.

XII. And it is hereby further enacted, That ſuch Officer of the Cuſtoms do return to ſuch Maſter or Commander, an atteſted Copy of ſuch Liſt ſo delivered unto him, and that upon the Death or Alteration of any Seaman the ſaid Liſt be immediately altered and delivered in to the naval Officer, or chief Officer of the Cuſtoms in any Port where ſuch Merchant Ship or Veſſel, or Privateer, ſhall arrive, in Manner as aforeſaid;

aforeſaid: All which ſaid Liſts ſhall from time to time be produced and ſhewn to any of the Captains or other Officers of any of her Majeſty's Ships of War, demanding the ſame: And if any Man or Men belonging to any of her Majeſty's Ships of War, ſhall be found on Board any Merchant Ship or Veſſel, or Privateer, whoſe Name ſhall not be contained in ſuch Liſt, as aforeſaid, the Maſter or Commander of ſuch Veſſel or Privateer ſhall forfeit to her Majeſty, her Heirs and Succeſſors, the Sum of twenty Pounds for every ſuch Man which ſhall be ſo found on Board, to be recovered in Manner as aforeſaid.

Trading Ships and Packet Boats to America, to carry with them Mariners for the Queen's Ships there, &c.

XIII. And for the better furniſhing Seamen to ſerve on Board her Majeſty's Ships of War which ſhall be in or about the ſeveral Parts of *America*, for annoying the Enemy, and protecting the Trade there, it is hereby further enacted, That the Maſter or Commander of every trading Ship or Veſſel, and every Packet Boat, which ſhall from time to time, from and after the ſaid twenty-fifth Day of *April*, be outward-bound, and going for any Part of *America*, ſhall be, and are hereby obliged (at the Deſire of any of her Majeſty's Officers thereunto lawfully authorized, and at the Charges of her Majeſty) to receive on Board, and carry to the Port or Place, whereto ſuch trading Ship, Veſſel, or Packet Boat ſhall be ſo bound, and deliver to ſuch Officer or Perſon, to whom they ſhall be aſſigned, any Number of Mariners, Seamen, or other Perſons actually entred into her Majeſty's Service and Pay (over and above the Complement of Mariners or Seamen, which ſuch trading Ship, Veſſel, or Packet Boat uſually carries, or which ſhall be ſufficient for navigating the ſame for ſuch intended Voyage, not exceeding the Proportion of a fifth Part of the Number of ſuch uſual or ſufficient Complement of Mariners, or Seamen) upon Pain of forfeiting twenty Pounds for every ſuch Seaman or Mariner, that he or they ſhall refuſe to take on Board and carry, to be paid and recovered, as aforeſaid.

On Penalty.

Queen (during War) may grant Commiſſions, &c. to take or deſtroy Enemies Ships, Goods, &c. in any Parts of America, &c.

XIV. And for the more effectual annoying her Majeſty's ſaid Enemies, and abating their Power and Wealth in the Parts of *America*, by Numbers of private Ships of War to be equipped and ſet out in a warlike Manner by and at the Charge of her Majeſty's Subjects, and encouraging her Majeſty's Subjects to engage in joint and united as well as ſeparate Expences, Expeditions, and Adventures for thoſe Purpoſes; Be it further enacted by the Authority aforeſaid, That her Majeſty be, and ſhe, her Heirs and Succeſſors are hereby impowered from time to time, during the Continuance of the preſent War, to grant or make any Charter, Commiſſion, or Grant, Charters, Commiſſions, or Grants, for the better or more effectual enabling any Society or Societies, or particular Perſons, to join in any Expeditions or Adventures by Sea or Land, for the attacking, ſurpriſing, taking or deſtroying any Ships, Goods, Moveables and Immoveables, Settlements, Factories, Creeks, Harbours, Places of Strength, Lands, Forts, Caſtles, and Fortifications, now or hereafter of or belonging to or poſſeſſed by any of her Majeſty's Enemies, in any Part or Parts of *America*, and for the better making and carrying on any Preparations for ſuch Purpoſe and Purpoſes, and for the making and aſſuring to the Societies and Perſons which may be concerned, their Heirs, Succeſſors, Executors, Adminiſtrators and Aſſigns, full and undoubted Properties, Rights, and Titles of, in and to, and the full Enjoyment of all and every the Ships, Ammunition, Stores of War, Goods, Chattels, Moveables and Immoveables, Settlements, Factories, Places of Strength or Security, Lands, Forts, Caſtles, and Fortifications, now or hereafter of or belonging to, or poſſeſſed by any of her Majeſty's Enemies in any of the Parts of *America*, which ſuch Society or Perſons ſhall take or cauſe to be taken from any of her Majeſty's Enemies during this preſent War, together with all the Proceed, Profits, and Advantages which may accrue of or by the ſame, or any of them, with and under ſuch Regulations, and in ſuch Manner and Form, as her Majeſty, her Heirs and Succeſſors, ſhall think fit, and at any Time or Times afterwards (although the preſent War ſhould be then ended) by any further Grants or Charters to confirm, corroborate, and further aſſure the Premiſſes, and every or any of them to the ſaid Societies, and Perſons concerned, their and every their Succeſſors, Heirs, Executors, Adminiſtrators, and Aſſigns, ſo as to enable them, and every of them, to have, hold, and enjoy the full Benefit thereof, according to the true Intent and Meaning of this Act.

And aſſure to them what Ships, &c. they ſhall ſo take, &c.

Queen's Subjects to enjoy a free Trade to America

XV. Provided always, That nothing ſhall be contained in any Charter, Commiſſion or Grant, made in purſuance of this Act, to exclude or reſtrain any of her Majeſty's Subjects from having a full and free Trade to and in any Part of *America*.

No Ship to moleſt the Subjects of Spain, in their Trade, &c. between Rio la Hacha and the River Chagre.

XVI. Provided nevertheleſs, and it is hereby declared to be the true Intent and Meaning of this Act, and be it further enacted by the Authority aforeſaid, That it ſhall not be lawful to any Commander of any of her Majeſty's Ships of War, Privateer or Merchant Ship having Letters of Marque, to attack, ſurprize, ſeize, take, deſtroy, or offer any Violence, Spoil, or Moleſtation whatſoever between *Rio la Hacha*, and the River *Chagre* on the *Spaniſh* Coaſt in *America*, or within five Leagues at Sea of any Part of that Shore, to any Sloop, Barcolongo, Canoa, or other Boat, Goods, or Merchandizes belonging to any of the Subjects of *Spain*, who ſhall be concerned in any Intercourſe of Trade with any of her Majeſty's Subjects, or to any Sloop, Barcolongo, Canoa, or other Boat, Goods, or Merchandizes belonging to any of her Majeſty's Subjects which ſhall be found going to, or coming from any Port or Place within the Limits aforeſaid.

3 & 4 *Ann. c.* 13.

'XVII. And whereas by an Act of Parliament made in the third and fourth Years of her Majeſty's 'Reign, intituled, *An Act for prohibiting all Trade and Commerce with* France, it is, amongſt other Things, 'enacted, That the ſeveral contraband Goods or Merchandizes therein particularly enumerated, ſhall not 'be carried by any of her Majeſty's Subjects to any Port or Place belonging to the Crown of *Spain*, nor 'any Trade whatſoever be permitted or allowed with the Subjects of *Spain* for the ſaid contraband Goods 'or Merchandizes; and foraſmuch as ſome Doubts may ariſe concerning the Extent of that Clauſe,' Be it therefore hereby further declared and enacted by the Authority aforeſaid, That the ſame ſhall not extend or be conſtrued to reſtrain any of her Majeſty's Subjects from carrying any of the ſaid contraband Goods or Merchandizes to any Port or Place within the Limits aforeſaid, but it ſhall and may be lawful to or for any

any of her Majeſty's Subjects to trade with the Subjects of *Spain*, for the ſaid contraband Goods and Merchandizes, or any of them, within the Limits aforeſaid; any thing in this, or in the ſaid laſt recited Act, or in any former Act, to the contrary hereof in any wiſe notwithſtanding.

Commanders of Privateers, &c. to be ſubject to the Laws in relation to Slaves.

'XVIII. And whereas good and neceſſary Laws have been made, and are ſtill in force within ſeveral of 'her ſaid Majeſty's Colonies or Plantations in *America*, for the preventing and carrying off from the ſaid 'Colonies or Plantations, any Servant or Slave, without the Conſent of the Owner, or the carrying off 'from thence any other Perſon whatſoever, until ſuch Perſon ſhall have taken out his Ticket from the 'Secretary's Office within ſuch reſpective Colony or Plantation, in ſuch Manner, and under ſuch Penal-'ties and Forfeitures, as in and by the ſaid ſeveral Laws is declared and provided;' Be it therefore further enacted by the Authority aforeſaid, That all Commanders of private Ships of War, or Merchant Ships having Letters of Marque, ſhall, upon their going into any of thoſe Ports or Harbours, be ſubject, and they are hereby determined to be ſubject to the ſeveral Directions, Proviſions, Penalties, and Forfeitures, in and by ſuch Laws made and provided; any thing in this Act contained to the contrary hereof in any wiſe notwithſtanding.

During War, Privateers or Trading Ships may be navigated by Foreign Seamen. So as one Fourth be Britiſh.

XIX. And for the better Supply of Mariners and Seamen to ſerve in her Majeſty's Ships of War and on board Privateers, Merchant Ships, and Trading Veſſels, and for the better carrying on the preſent War, and the Trade of *Great Britain*, during the Continuance thereof; Be it further enacted by the Authority aforeſaid, That during the Continuance of this preſent War, and no longer, it ſhall and may be lawful for any Privateer or Merchant, or Trading Ship or Veſſel, to be navigated by foreign Seamen or Mariners, not being Natives of *Great Britain*, or of any of the Colonies or Plantations thereto belonging, or her Majeſty's natural, or naturalized Subjects, ſo as the Number of ſuch Foreign Seamen or Mariners do not exceed three Fourths of the Mariners at any one Time employed to navigate ſuch Privateer or Merchant or Trading Ship or Veſſel, and that one Fourth at the leaſt of the Mariners or Seamen ſo employed, be at all Times Natives, or her Majeſty's naturalized Subjects of *Great Britain* (ſudden Death, and the Hazard and Caſualties of War and the Seas ſaved and excepted) one Act of Parliament made in the twelfth Year of the Reign of his late Majeſty King CHARLES the Second, intituled, *An Act for the encouraging and encreaſing of Shipping and Navigation*, or any other Statute or Law to the contrary notwithſtanding.

12 Car. 2. c. 18.

Foreign Seamen ſerving 2 Years on board any Britiſh Ships to be deemed natural-born Subjects.

XX. And for the better encouraging of Foreign Mariners and Seamen to come and ſerve on board Ships belonging to the Kingdom of *Great Britain*; Be it further enacted by the Authority aforeſaid, That every ſuch Foreign Mariner or Seaman who ſhall from and after the ſaid twenty-fifth Day of *April* have faithfully ſerved on board any of her Majeſty's Ships of War, or any Privateer or Merchant, or Trading Ship or Ships, Veſſel or Veſſels, which at the Time of ſuch Service ſhall belong to any of her Majeſty's Subjects of *Great Britain*, for the Space of two Years, ſhall, to all Intents and Purpoſes, be deemed and taken to be a natural-born Subject of her Majeſty's Kingdom of *Great Britain*, and have and enjoy all the Privileges, Powers, Rights, and Capacities which ſuch Foreign Mariner or Seaman could, ſhould, or ought to have had and enjoyed, in caſe he had been a natural-born Subject of her Majeſty's, and actually a Native within the Kingdom of *Great Britain*.

Queen may licenſe 20 Ships bought in Foreign Parts to be uſed for Privateers.

XXI. And for the more expeditious providing of Ships and Veſſels to be equipped and uſed as and for Privateers for the ſpeedy annoying her Majeſty's Enemies, and putting in Execution the Purpoſes by this Act intended, Be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful for her Majeſty, her Heirs and Succeſſors, to grant to any Perſon or Perſons who ſhall be actually engaged in any Adventure in purſuance of this Act, a Licence to buy or procure in any Foreign Parts, any Ship or Ships (firſt giving Security to her Majeſty, that ſuch Ship and Ships ſhall be employed in ſuch Adventures) ſo as the whole Number of Foreign Ships ſo to be bought and licenſed, ſhall not exceed the Number of twenty; and that ſuch Ships which ſhall be ſo bought by Licence of her Majeſty, as aforeſaid (having been equipped, ſet out, and employed as Privateers, during the Continuance of the preſent War) ſhall (after the ſame War ended) be to all Intents and Purpoſes deemed and taken as Ships of *Britiſh* built, and have all the Privileges of Ships built in any Part of *Great Britain*, and be capable of being uſed and employed accordingly; the ſaid Act made in the ſaid twelfth Year of the Reign of his late Majeſty King CHARLES the Second, intituled, *An Act for the Increaſe and Encouragement of Shipping and Navigation*, or any other Statute or Law to the contrary notwithſtanding.

And at the End of the War be deemed Britiſh Ships. 12 Car. 2. c. 18.

Queen's Subjects may trade to any Part of America.

XXII. Provided always, and be it further enacted and declared, That it ſhall and may be lawful to and for all her Majeſty's Subjects of this Kingdom, to trade into any Part of *America*, to which they might lawfully have traded before the making of this Act, and not otherwiſe.

Act not to prejudice the Hudſon's Bay Company.

XXIII. Provided always, That nothing in this Act ſhall any ways extend, or be conſtrued to take away or prejudice any of the Eſtates, Rights, or Privileges of or belonging to the Governor and Company of Adventurers of *England* trading into *Hudſon's Bay*.

Farther Proviſions concerning Ships, &c. 8 *Ann. c.* 17. 10 *Ann. c.* 17. 12 *Ann. St.* 2. *c.* 15. 3 *Geo.* 1. *c.* 13. 4 *Geo.* 1. *c.* 12. 7 *Geo.* 1. *c.* 21. 8 *Geo.* 1. *c.* 17 & 24. 11 *Geo.* 1. *c.* 29. 3 *Geo.* 2. *c.* 36. 5 *Geo.* 2. *c.* 20. 6 *Geo.* 2. *c.* 29. 7 *Geo.* 2. *c.* 15. 9 *Geo.* 2. *c.* 25. 10 *Geo.* 2. *c.* 14. 14 *Geo.* 2. *c.* 39. 17 *Geo.* 2. *c.* 34 & 36. 18 *Geo.* 2. *c.* 17 & 31. 19 *Geo.* 2. *c.* 30. 20 *Geo.* 2. *c.* 24 & 45. 22 *Geo.* 2. *c.* 3 & 33. 26 *Geo.* 2. *c.* 25. 29 *Geo.* 2. *c.* 27 & 34. 32 *Geo.* 2. *c.* 16 & 25. 33 *Geo.* 2. *c.* 19.

Anno

Anno Regni ANNÆ Reginæ ſeptimo.

'AT the Parliament ſummoned to be held at *Weſtminſter* the eighth Day of *July*, *Anno Dom.* 1708. in the ſeventh Year of the Reign of our Sovereign Lady *ANNE*, by the Grace of God, of *Great Britain*, *France*, and *Ireland*, Queen, Defender of the Faith, &c. and by ſeveral Writs of Prorogation begun and holden, on the ſixteenth Day of *November* 1708, * being the firſt Seſſion of this preſent Parliament.'

'* In the Record is added,' and farther continued by ſeveral Adjournments till the twenty-firſt Day of April, in the eighth Year of her Majeſty's Reign.

CAP. I.

An Act for granting an Aid to her Majeſty to be raiſed by a Land Tax in *Great Britain*, for the Service of the Year one thouſand ſeven hundred and nine. 4 s. in the Pound. EXP.

CAP. II.

An Act for the ſpeedy and effectual recruiting her Majeſty's Land Forces and Marines, for the Service of the Year one thouſand ſeven hundred and nine. EXP.

CAP. III.

An Act for charging and continuing the Duties upon Malt, Mum, Cyder and Perry, for the Service of the Year one thouſand ſeven hundred and nine.

'XIII. AND whereas ſeveral Doubts have been made, and Diſputes have ariſen and may ariſe, whether on the Death or Demiſe of his late Majeſty King WILLIAM the Third (of glorious Memory) the Commiſſions granted to the Collectors, Surveyors, Gagers, or other inferior Officers of the Exciſe, before his ſaid late Majeſty's Demiſe, ſhall have Continuance longer than ſix Months after the Death or Demiſe of his ſaid late Majeſty:' For ſettling whereof, Be it declared by the Authority aforeſaid, That no Commiſſion to any Sub-Commiſſioner, Collector, Surveyor, Gager, or other inferior Officer, that hath been conſtituted in purſuance of any Commiſſion under the Great Seal of *England*, by the Chief Commiſſioners and Governors of and for the Receipt of the Exciſe, ſhall be determined, or made void by Reaſon of the Death or Demiſe of his ſaid late Majeſty; but that every ſuch Commiſſion doth remain in full Force and Virtue, until the Authority and Conſtitution of ſuch Officer were or ſhall be revoked or annulled by the Chief Commiſſioners of the Exciſe for the Time being.

Inferior Officers Commiſſions not vacated by the late King's Demiſe.

"Purchaſers of Annuities on 6 Annæ, may have their quarterly Payments due between *Chriſtmas* 1708. "and 30 *Sept.* 1710. advanced, allowing Diſcount at 4 *l. per Cent.*

CAP. IV.

An Act for puniſhing Mutiny and Deſertion, and falſe Muſters, and for the better Payment of the Army and Quarters. EXP.

CAP. V.

An Act for naturalizing Foreign Proteſtants.

'WHEREAS the Increaſe of People is a Means of advancing the Wealth and Strength of a Nation; and whereas many Strangers of the Proteſtant or reformed Religion out of a due Conſideration of the happy Conſtitution of the Government of this Realm, would be induced to tranſport themſelves and their Eſtates into this Kingdom, if they might be made Partakers of the Advantages and Privileges which the natural-born Subjects thereof do enjoy;' Be it enacted, &c.

"All Perſons taking the Oaths, and making and ſubſcribing the Declaration appointed by 6 Annæ, c. 23. "ſhall be deemed natural-born Subjects. No Perſon to have the Benefit of this Act, unleſs he have "received the Sacrament, &c.

III. And be it further enacted by the Authority aforeſaid, That the Children of all natural-born Subjects born out of the Ligeance of her Majeſty, her Heirs and Succeſſors, ſhall be deemed, adjudged, and taken to be natural-born Subjects of this Kingdom, to all Intents, Conſtructions, and Purpoſes whatſoever.

Children of natural-born Subjects born abroad, to be deemed natural-born Subjects; explained by 4 Geo. 2. c. 21.

IV. And be it further enacted by the Authority aforeſaid, That all Perſons born out of the Ligeance of her Majeſty, her Heirs or Succeſſors, who ſhall qualify themſelves in the Courts of *Chancery*, *Queen's Bench*, *Common Pleas*, or *Exchequer*, within the Kingdom of *Ireland*, or at ſome General Quarter-Seſſions of the Peace, to be held for the County where he or they do or ſhall inhabit, reſide, or ſettle within the ſaid Kingdom, in like Manner as Perſons are by this Act required to do within the Kingdom of *Great Britain*, all and every ſuch Perſons ſhall be deemed, adjudged, and taken to be her Majeſty's natural-born

This Act to extend to Ireland.

See farther concerning Naturalization, 1 Geo. 1. c. 4. 13 Geo. 2. c. 7. 20 Geo. 2. c. 44. 22 Geo. 2. c. 45. 25 Geo. 2. c. 39.

Subjects of the ſaid Kingdom of *Ireland*, to all Intents, Conſtructions, and Purpoſes, as if they, and every of them, had been, or were born within the ſaid Kingdom of *Ireland*.

[Repealed by 10 Annæ, c. 5. Except what relates to the Children of her Majeſty's natural-born Subjects, born out of her Majeſty's Allegiance. Vide 1 Geo. 1. Stat. 2. c. c. 29.]

CAP. VI.

An Act for explaining and making more effectual that Part of an Act paſſed in the fifth Year of her preſent Majeſty's Reign, concerning the buying and ſelling of Cattle in *Smithfield*, and for giving Leave for bringing up Calves dead to *London* as formerly.

5 Annæ, c. 34. 'WHEREAS by an Act paſſed in the fifth Year of her preſent Majeſty's Reign, intituled, *An Act for the continuing the Laws therein mentioned relating to the Poor, and to the buying and ſelling of Cattle in* Smithfield, *and for ſuppreſſing Piracy*, it is, amongſt other Things, enacted, That from and after the nine and twentieth Day of *September* one thouſand ſeven hundred and ſeven, no Perſon uſing the Trade of a Butcher, ſhould ſell or offer to ſale, in any Market, or elſewhere, either by himſelf, or any Servant or Agent whatſoever, within the Cities of *London* or *Weſtminſter*, or within ten Miles thereof, to any Perſon or Perſons exerciſing or uſing the Trade of a Butcher, any fat Cattle or Sheep, either alive or dead, upon Pain to forfeit the Value of the Cattle, or of each Sheep ſo ſold or offered to ſale, as aforeſaid: And whereas ſome Doubts have ariſen concerning the Extent of that Clauſe;' Therefore for the avoiding of any Diſpute or Queſtion that may ariſe concerning the Conſtruction thereof, Be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in Parliament aſſembled, and by the Authority of the ſame, That the ſaid Clauſe, or any Thing therein contained, ſhall not be taken or conſtrued to extend to the ſelling of Calves, Sheep or Lambs dead, by one Butcher to another, but that it ſhall and may be lawful to and for any Perſon, uſing the Trade of a Butcher, to ſell or offer to ſale in any Shop, Stall, or Market in *London*, or elſewhere, either by himſelf or any Servant or Agent whatſoever, within the Places in the ſaid Act mentioned, Calves, Sheep, or Lambs dead, in ſuch Manner as they might have done before the making of the ſaid Act; any thing in the ſaid Act, or any other Law or Statute to the contrary notwithſtanding.

One Butcher may ſell to another any dead Calves, Sheep, or Lambs.

CAP. VII.

An Act for enlarging the Capital Stock of the Bank of *England*, and for raiſing a further Supply to her Majeſty, for the Service of the Year one thouſand ſeven hundred and nine.

For Application of Duties ariſing by this Act, ſee 12 Annæ, ſtat 1. c. 11. §. 5. 5 W. & M. c. 20. 3 Geo. 1. c. 8. 'MAY it pleaſe your moſt Excellent Majeſty; Whereas by or in purſuance of an Act of Parliament made in the fifth Year of the Reign of their late Majeſties King WILLIAM and Queen MARY, of glorious Memory, intituled, *An Act for granting to their Majeſties ſeveral Rates and Duties upon Tonnage of Ships and Veſſels, and upon Beer, Ale, and other Liquors, for ſecuring certain Recompences and Advantages in the ſaid Act mentioned, to ſuch Perſons as ſhall voluntarily advance the Sum of fifteen hundred thouſand Pounds, towards carrying on the War againſt* France, the Corporation or Body Politick of the Governor and Company of the Bank of *England* was erected and eſtabliſhed with ſuch Capacities, Powers, Privileges Benefits, and Advantages, and ſubject to ſuch Reſtrictions, and in ſuch Manner and Form as are therein mentioned; and in purſuance of the ſame Act the Sum of one Million two hundred thouſand Pounds was advanced and lent to their ſaid late Majeſties, for which there is now payable to the ſaid Governor and Company, and their Succeſſors, the yearly Sum of one hundred thouſand Pounds out of certain Rates and Duties of Exciſe, which were thereby granted to their ſaid late Majeſties, their Heirs and Succeſſors; in which Act it was provided, That at any Time upon twelve Months Notice, after the firſt Day of *Auguſt* in the Year of our Lord one thouſand ſeven hundred and five, upon Repayment by Parliament of the ſaid Sum of one Million two hundred thouſand Pounds, and of all the Arrears of the ſaid yearly Sum of one hundred thouſand Pounds, then the ſaid one hundred thouſand Pounds *per Annum*, and the ſaid Corporation, ſhould abſolutely ceaſe and determine: And whereas by another Act made in the eighth Year of the Reign of his ſaid late Majeſty King WILLIAM the Third, intituled, *An Act for making good the Deficiencies of ſeveral Funds therein mentioned, and for enlarging the Capital Stock of the Bank of* England, *and for raiſing the Publick Credit*, the ſaid Corporation was enlarged and eſtabliſhed with divers other Powers, Privileges, Benefits, and Advantages, and ſubject to ſuch other Reſtrictions and Rules as are therein particularly expreſſed; in which Act laſt-mentioned it was provided and enacted, That at any Time upon twelve Months Notice, after the firſt Day of *Auguſt* which ſhould be in the Year of our Lord one thouſand ſeven hundred and ten, and not before, and upon Repayment by Parliament of the ſaid Sum of one million two hundred thouſand Pounds, and of all Arrears of the ſaid one hundred thouſand Pounds *per Annum*, and alſo upon Payment of all the Principal and Intereſt Monies which ſhould be owing to the ſaid Governor and Company of the Bank of *England*, upon all ſuch Tallies, Exchequer Orders, or Parliamentary Funds, which the ſaid Governor and Company ſhould have remaining in their Hands or be entitled to at the Time of ſuch Notice to be given, as aforeſaid, then, and in ſuch Caſe, and not till then, the ſaid one hundred thouſand Pounds *per Annum*, and alſo the ſaid Corporation, ſhould ceaſe and determine: And whereas by an Act made in the fifth Year of your Majeſty's Reign (intituled, *An Act for continuing the*

1 & 9 W. 3. c. 20.

5 Annæ, c. 15.

'Duties

'*Duties upon Houſes, to ſecure a yearly Fund for circulating Exchequer Bills, whereby a Sum not exceeding fifteen hundred thouſand Pounds is intended to be raiſed for carrying on the War, and other her Majeſty's Occaſions*) ſeveral Duties upon Houſes therein mentioned or referred unto, are continued from the laſt Day of *July* one thouſand ſeven hundred and ten, and from thenceforth made payable to your Majeſty, your Heirs and Succeſſors for ever, for the Purpoſes in that Act expreſſed, ſubject to the Proviſo or Condition of Redemption therein contained; and the Duties ſo continued, together with ſuch Remainder and Arrears of Houſe Money, as are therein mentioned, are thereby charged with the yearly Fund, after the Rate of four Pounds ten Shillings *per Centum per Annum*, to be paid to the ſaid Governor and Company of the Bank of *England*, for circulating all ſuch Exchequer Bills as ſhould be iſſued by or in purſuance of that Act; and by the ſame Act a Power was given for making forth Exchequer Bills for any Sum not exceeding fifteen hundred thouſand Pounds for your Majeſty's Supply; and it was thereby enacted, that like Bills ſhould be made out quarterly for ſo much as ſhould be computed to be due and owing upon and for the ſaid Allowance of four Pounds ten Shillings *per Centum per Annum*, until the Feaſt of St. *Michael* the Archangel one thouſand ſeven hundred and ten incluſively, in the Manner therein mentioned; and it was thereby enacted, that the ſaid Governor and Company, after the ſaid Exchequer Bills, or any of them, ſhould be iſſued upon that Act as aforeſaid, ſhould, from Time to Time, exchange all ſuch Exchequer Bills as they ſhould be required to exchange by any Perſon or Perſons whatſoever for ready Money; and that the ſaid Governor and Company, and their Succeſſors, ſhould continue and remain a Corporation until all the ſaid Exchequer Bills ſhould be redeemed and cancelled in the Manner in that Act mentioned; and in the ſame Act there is contained a Proviſo, that at any Time, upon one Year's Notice and Payment of the Principal Money to be due on the ſaid Exchequer Bills, and of ſo much as ſhould be due for the ſaid Allowance, after the Rate of four Pounds ten Shillings *per Centum per Annum*, for circulating the ſaid Exchequer Bills, then, and not till then, the ſaid Exchequer Bills ſhould be cancelled and diſcharged, and the ſaid Allowance after the Rate of four Pounds ten Shillings *per Centum per Annum*, ſhould ceaſe and determine; and ſo much of the ſaid Duties on Houſes as ſhould have been applied for the Payment of the ſaid four Pounds ten Shillings *per Centum per Annum*, in caſe the ſame had continued, ſhould from thenceforth be underſtood to be redeemed by Parliament, and ſhould not be iſſued, paid, or applied to any Uſe or Purpoſe whatſoever but by Authority of Parliament; and it is alſo thereby enacted, that the ſaid Governor and Company might call in from their reſpective Members proportionably, any Sums of Money as they ſhould think neceſſary for the ſaid Circulation; and that until all the Exchequer Bills by that Act directed to be iſſued, ſhould be paid off, diſcharged, and cancelled, no more or other Bills of the like Nature ſhould be made out and iſſued at the Receipt of her Majeſty's Exchequer, either with or without the Authority of Parliament, unleſs with the Conſent of the ſaid Governor and Company; and that nothing in that Act contained ſhould hinder the Redemption of the ſaid original Fund of one hundred thouſand Pounds *per Annum*, or of any other Funds granted or to be granted by Parliament, upon which the ſaid Governor and Company had or ſhould have lent any Monies, and which were redeemable by Parliament, but that the ſame might be redeemed from the ſaid Governor and Company, according to former Acts for that Purpoſe, without redeeming the ſaid four Pounds ten Shillings *per Centum per Annum*; nevertheleſs, without determining or diſſolving the Corporation of the ſaid Governor and Company, until the ſaid four Pounds ten Shillings *per Centum per Annum*, ſhould be redeemed from them; as by the ſaid ſeveral Acts, Relation being thereunto reſpectively had, more at large may appear: And whereas the ſaid Governor and Company, for the better enabling themſelves to ſupply the publick Exigencies, did lately conſent to admit new Subſcriptions for doubling their then preſent Stock of two millions two hundred and one thouſand one hundred ſeventy-one Pounds ten Shillings, at the Rate of one hundred and fifteen Pounds to be paid for every one hundred Pounds ſubſcribed; and upon a Commiſſion granted by your Majeſty, under the great Seal of *Great Britain*, bearing Date the ſixteenth Day of *February* in the ſeventh Year of your Reign, to Sir *Thomas Abney*, and others directed, grounded upon an Addreſs of the Commons of *Great Britain* in Parliament aſſembled, ſeveral Perſons have ſubſcribed ſeveral Sums, amounting to two millions two hundred and one thouſand one hundred ſeventy-one Pounds ten Shillings, for doubling the ſaid Stock as aforeſaid, and have paid down to the ſaid Governor and Company, at or before their reſpective Subſcriptions, one fifth Part of the Sums by them reſpectively ſubſcribed, and are to pay the remaining four fifth Parts thereof, together with fifteen Pounds *per Centum* more (being in all one hundred and fifteen Pounds for every one hundred Pounds ſubſcribed) in Manner hereafter mentioned; all which Subſcriptions are contained in Books of Vellum or Parchment for that Purpoſe, atteſted by three or more of the ſaid Commiſſioners, and now remaining in the Cuſtody of the Governor and Company of the Bank of *England*, whereof there are two Duplicates made in Vellum or Parchment, atteſted by ſeven or more of the ſaid Commiſſioners; and one of the ſaid Duplicates is delivered into the Office of the Auditor of the Receipt, and the other of them into the Office of the Clerk of the Pells in your Majeſty's Exchequer, there to remain for ever:' Now for the better purſuing the Ends and Intent of the ſaid Subſcribers in making ſuch Subſcriptions and Payment as aforeſaid, it is hereby enacted, at the humble Suit of the ſaid Governor and Company of the Bank of *England*, and be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by Authority of the ſame, That the ſeveral Sums ſubſcribed or written in the ſaid Books, amounting to the ſaid Sum of two millions two hundred and one thouſand one hundred ſeventy-one Pounds ten Shillings, ſhall be added and united, and be judged and deemed to be added and united to the Stock of the ſaid Governor and Company, which before ſuch Addition conſiſted of the like Sum of two millions two hundred and one thouſand one hundred ſeventy-one

New Subſcriptions for doubling the preſent Stock of the Bank.

See 9 Ann. c. 7.

New Subſcriptions to be added to the Capital Stock of the Bank.

Pounds

Pounds ten Shillings as aforeſaid, ſo that the Capital Stock of the ſaid Governor and Company ſo increaſed, ſhall be and amount, and be deemed to amount in the whole to the Sum of four millions four hundred and two thouſand three hundred forty-three Pounds; and that all and every the Perſon and Perſons, Natives and Foreigners, who have ſubſcribed or written any Sum or Sums of Money, or for whom any Sum or Sums of Money have been ſubſcribed or written in the ſaid Books of Subſcription, for or towards the making up the ſaid Sum of two millions two hundred and one thouſand one hundred ſeventy-one Pounds ten Shillings, therein compleatly ſubſcribed, and who have paid to the ſaid Governor and Company one fifth Part of each ſubſcribed Sum as aforeſaid, and the Executors, Adminiſtrators, and Aſſigns, of ſuch Perſon and Perſons reſpectively, ſhall be, and be deemed and reputed to be Members of, united to, and incorporated with the ſaid Governor and Company of the Bank of *England*, and ſhall at all Times, together with the other Members of the ſaid Corporation and Body Politick, and their Succeſſors reſpectively, be, and be adjudged, conſtrued, reputed, accepted, and taken to be one Body Politick and Corporate, by the Name of *The Governor and Company of the Bank of* England.

Total Stock 4,402,343 l.

New Subſcribers incorporated with the preſent Members of the Bank.

Stock aſſignable.

II. And it is hereby enacted by the Authority aforeſaid, That the Capital Stock of the ſaid Governor and Company, now amounting as aforeſaid, to four millions four hundred and two thouſand three hundred forty-three Pounds, ſhall be aſſignable and transferrable in the ſame Manner as the original Capital Stock of the ſaid Governor and Company was aſſignable and transferrable before the making of this Act.

5 Annæ, c. 13.

'III. And whereas the ſaid Governor and Company of the Bank of *England* ſo enlarged or conſtituted, 'being the better enabled by ſuch new Subſcriptions and Payments thereupon as aforeſaid, to ſerve the 'Publick, are willing to advance and lend to her Majeſty a further Sum on the ſaid yearly Fund of one 'hundred thouſand Pounds, upon ſuch Terms, Conditions, and Advantages as are hereafter in this Act 'expreſſed in Relation thereunto, and are willing to accept an Annuity after the Rate of ſix Pounds *per* '*Centum per Annum*, out of the ſaid Duties on Houſes, for all the ſaid Exchequer Bills that have been 'made out, or are to be made out, in purſuance of the laſt recited Act, and to deliver up the ſaid Bills as 'faſt as they can get them into their Cuſtody, to be cancelled, upon ſuch Terms, Conditions, and Ad'vantages as are alſo hereafter in this Act expreſſed, in relation to ſuch Annuity to be ſettled, and ſuch 'Bills to be cancelled as aforeſaid; and are alſo willing to undertake a Circulation, (in the Manner and 'Form herein after mentioned) of two millions five hundred thouſand Pounds in other Exchequer Bills 'to be iſſued for the Uſe of the War, and other your Majeſty's Occaſions, upon ſuch Terms, Conditions, 'and Advantages as are likewiſe hereafter in this Act expreſſed in relation thereunto; and are likewiſe 'willing upon the like Terms, Conditions, and Advantages to undertake the Circulation of ſuch Exche'quer Bills as ſhall be made out quarterly, as well to diſcharge the Allowance of three Pounds *per Centum* '*per Annum* which ſhall be due to the ſaid Governor and Company for circulating the Exchequer Bills to 'be iſſued, in purſuance of this Act, from the Time ſuch Bills ſhall begin to be iſſued, as alſo to diſ'charge, or raiſe Money to diſcharge the Intereſt of two Pence *per Diem*, for every one hundred Pounds 'to be born upon the ſaid Bills, until the Funds, which by this Act are ſettled and intended to diſcharge 'the ſaid Allowances for Circulation and Intereſt, ſhall take Effect, and be ſufficient for thoſe Purpoſes:' Now we your Majeſty's moſt dutiful and loyal Subjects the Commons of *Great Britain* in Parliament aſſembled, being deſirous, not only to raiſe the neceſſary Supplies with as much Eaſe to your Majeſty's Subjects as is poſſible, for the carrying on and finiſhing the preſent War with Succeſs, but alſo to uſe ſuch Ways and Means in the doing thereof, as that your Majeſty may have the better and more ſpeedy Effect of the ſaid Supplies, do moſt humbly beſeech your Majeſty that it may be enacted; and be it enacted by the Authority aforeſaid, That the ſaid Governor and Company of the Bank of *England* ſo enlarged or conſtituted as aforeſaid, and their Succeſſors, ſhall advance and pay into the Receipt of her Majeſty's Exchequer, for her Majeſty's Uſe, the full Sum of four hundred thouſand Pounds, or ſo much thereof as ſhall remain after Deduction of ſuch Diſcount as is hereafter in this Act allowed to be made out of the ſame; ſuch Payment to be made by ſuch Proportions, and at ſuch Times, as are herein after appointed for Payment thereof; that is to ſay, one third Part thereof on or before the tenth Day of *May* one thouſand ſeven hundred and nine, one other third Part thereof on or before the eight and twentieth Day of *June* one thouſand ſeven hundred and nine, and the Reſidue thereof on or before the five and twentieth Day of *Auguſt* one thouſand ſeven hundred and nine.

Bank to advance 400,000 l. into the Exchequer, &c.

Times of Payment.

Bank to have a Diſcount of 6 per Cent. &c. till one Auguſt 1711.

IV. Provided always, and it is hereby declared and enacted by the Authority aforeſaid, That out of the ſaid Sum of four hundred thouſand Pounds, the ſaid Governor and Company ſhall have and receive back, or ſhall and may retain and keep to their own Uſe, by Way of Diſcount, ſo much as the Rate of ſix Pounds *per Centum per Annum*, for each Sum of Money which ſhall be actually advanced and paid for or upon Account of the ſaid Sum of four hundred thouſand Pounds, ſhall amount unto, from the Day of the actual Payment thereof, until the firſt Day of *Auguſt* one thouſand ſeven hundred and eleven: And in caſe the ſaid Governor and Company of the Bank of *England* ſhall make Failure in any of the ſaid Payments, ſo by this Act appointed to be made into her Majeſty's Exchequer as aforeſaid, at or before the reſpective Days or Times before limited in that Behalf, the Money whereof ſuch Failure in Payment ſhall be made, ſhall and may be recovered to her Majeſty's Uſe, by Action of Debt, or upon the Caſe, Bill, Suit, or Information, in any of her Majeſty's Courts of Record at *Weſtminſter*, wherein no Eſſoin, Protection, Privilege, or Wager of Law ſhall be allowed, or any more than one Imparlance; in which Action, Bill, Suit, or Information, it ſhall be lawful to declare, That the ſaid Governor and Company of the Bank of *England*, are indebted to her Majeſty the Monies of which they ſhall have made Default in Payment, according to the Form of this Statute, and have not paid the ſame, which ſhall be ſufficient; and in or upon ſuch Action, Bill, Suit, or Information, there ſhall be further recovered to her Majeſty's Uſe, againſt the

On Nonpayment may be ſued,

ſaid

ſaid Governor and Company of the Bank of *England*, Damages after the Rate of twelve Pounds *per Centum*, for the Monies ſo unpaid contrary to this Act, beſides full Coſts of Suit; and the ſaid Governor and Company of the Bank of *England*, and their Succeſſors, and their ſaid Stock and Funds, ſhall be and are hereby made ſubject and liable thereunto. and pay Damages at the Rate of 12 l. per Cent.

V. And for the Encouragement of the ſaid Governor and Company of the Bank of *England* to advance and pay the ſaid Sum of four hundred thouſand Pounds, with ſuch Diſcount out of the ſame, as aforeſaid, and to perform the other Services in this Act mentioned, and to the End the ſaid Governor and Company and their Succeſſors, may have a competent Recompence and Conſideration for ſo doing, it is hereby declared and enacted by the Authoriey aforeſaid, That the ſaid ſeveral and reſpective Proviſoes or Conditions contained in the ſaid recited Act of the fifth Year of the Reign of their ſaid late Majeſties King WILLIAM and Queen MARY, and in the ſaid Act of the eighth Year of the Reign of his ſaid late Majeſty King WILLIAM, and each of them, for determining the ſaid Fund of one hundred thouſand Pounds *per Annum*, and the ſaid Corporation of the Governor and Company of the Bank of *England*, upon the reſpective Notices and Payments in the ſame reſpective Acts mentioned, ſhall be, and are hereby repealed and made void; and that the ſaid Governor and Company of the Bank of *England*, ſo enlarged as aforeſaid, and their Succeſſors, for ever, ſhall remain, continue, and be one Body Corporate and Politick, by the Name aforeſaid, and ſhall for ever have, receive, and enjoy the ſaid entire yearly Fund of one hundred thouſand Pounds out of the ſaid Rates and Duties of Exciſe, together with a perpetual Succeſſion, and all Abilities, Capacities, Powers, Authorities, Franchiſes, Exemptions, Privileges, Profits, and Advantages whatſoever whereunto the Governor and Company of the Bank of *England* are, or before the making of this Act, were intitled by the ſaid Act of the fifth Year of the Reign of their ſaid late Majeſties King WILLIAM and Queen MARY, and by the ſaid Act of the eighth Year of the Reign of his ſaid late Majeſty King WILLIAM or either of them, or by any other Act or Acts of Parliament, Grants, or Charters whatſoever, now in Force; all which are by this Act ratified and confirmed to the ſaid Governor and Company ſo enlarged, and their Succeſſors (the ſaid Allowance after the Rate of four Pounds ten Shillings *per Centum per Annum*, for circulating of Exchequer Bills, and the Powers only concerning ſuch Circulation, given by the ſaid Act of the fifth Year of her now Majeſty's Reign, excepted) freed and diſcharged of and from the ſaid Proviſoes and Conditions of Redemption hereby repealed, or intended to be repealed, as aforeſaid, and all other Proviſoes, Powers, Act, Matters, and Things whatſoever heretofore had, made, done, or committed, for redeeming, determining, or making void the ſaid Corporation or yearly Fund of one hundred thouſand Pounds, and the ſaid Abilities, Capacities, Powers, Authorities, Franchiſes, Exemptions, Privileges, Profits, and Advantages, or any of them; ſubject nevertheleſs to ſuch Reſtrictions Rules, and Directions, and alſo to ſuch other Agreements, Matters and Things, as in the ſaid Acts and Charters, or any of them now in Force, are contained or preſcribed; and alſo ſubject to the Power and Condition of Redemption hereafter in this Act contained in this Behalf. Proviſoes in 5 W. & M. c. 20. and 3 W. 3. c. 20. for determining the yearly Fund and Corporation, repealed. Privileges of the Bank confirmed. 5 W. & M. c. 20. & 9 W. 3. c. 20.

VI. Provided always, and it is hereby further enacted by the Authority aforeſaid, That at any Time upon twelve Months Notice, after the firſt Day of *Auguſt*, which ſhall be in the Year of our Lord one thouſand ſeven hundred and thirty-two, and not before, and upon Repayment by Parliament to the ſaid Governor and Company of the Bank of *England*, or their Succeſſors, as well of the ſaid Sum of one million two hundred thouſand Pounds formerly advanced, as of the Sum of four hundred thouſand Pounds before-mentioned, amounting in the whole to the Sum of ſixteen hundred thouſand Pounds, without any Deduction, Diſcount, or Abatement whatſoever, to be made out of the ſaid Sum of ſixteen hundred thouſand Pounds, or any Part thereof; and upon Payment to the ſaid Governor and Company, and their Succeſſors, of all Arrears of the ſaid one hundred thouſand Pounds *per Annum*, and all the Principal and Intereſt Money, which ſhall be owing unto them upon all ſuch Tallies, Exchequer Orders, or Parliamentary Funds, which the ſaid Governor and Company, or their Succeſſors, ſhall have remaining in their Hands, or be entitled to at the Time of ſuch Notice to be given, as aforeſaid, (ſuch Funds for Redemption whereof other Proviſion is afterwards made, in and by this Act, only excepted) then and in ſuch Caſe, and not till then, the ſaid yearly Fund of one hundred thouſand Pounds ſhall ceaſe and determine. On 12 Months Notice after 1 Aug. 1732. and on Repayment, &c. yearly Fund to ceaſe. Repealed by 12 Annæ, ſtat. 1. c. 11. ſ. 23. and farther Proviſions relating hereto,

VII. And be it further enacted by the Authority aforeſaid, That from and after ſuch Repayment by Parliament, of the ſaid ſixteen hundred thouſand Pounds, and Payment of all Arrears of the ſaid one hundred thouſand Pounds *per Annum*, and of all the Principal and Intereſt on ſuch Tallies, Exchequer Orders, and Parliamentary Funds aforeſaid, ſhall be made to the Governor and Company of the Bank of *England*, and alſo Redemption ſhall be made by Parliament of the Annuity of one hundred and ſix thouſand five hundred and one Pounds thirteen Shillings and five Pence *per Annum*, hereafter in this Act ſettled and made payable to the ſaid Governor and Company, and their Succeſſors, in Manner and Form herein after mentioned, and likewiſe from and after all the Exchequer Bills, which are to be made forth in purſuance of this Act, ſhall be entirely diſcharged and cancelled in Manner herein after mentioned, and Payment made to the ſaid Governor and Company of the ſaid Allowances hereafter made for circulating the ſaid Exchequer Bills, that then, and not till then, the ſaid Corporation of the Governor and Company of the Bank of *England* ſhall ceaſe and determine, but till then, the ſaid Governor and Company ſhall continue a Corporation, and ſhall have and enjoy all the Powers and Privileges they are now entitled unto by virtue of any Charter, Act, or Acts of Parliament heretofore granted or made. and Corporation to determine.

'VIII. And whereas the Exchequer Bills which were made forth in purſuance of the ſaid Act of the fifth 'Year of her Majeſty's Reign, for her Majeſty's Supply, did and do amount to the ſaid full Sum of fifteen 'hundred thouſand Pounds, and the quarterly Bills authorized to be made forth in purſuance of the ſame 'Act, for the ſaid Rate of four Pounds ten Shillings *per Centum per Annum*, and the Allowance thereupon, 'until and for the Quarter ended at *Lady Day* one thouſand ſeven hundred and nine incluſive, do amount 5 Annæ, c. 15.

'to

'to the further Sum of one hundred twenty-three thouſand three hundred thirty-ſeven Pounds eighteen 'Shillings and one Penny half Penny; in both, to one million ſix hundred twenty-three thouſand three 'hundred thirty-ſeven Pounds eighteen Shillings and one Penny half Penny, as by a Certificate ſigned by 'the Auditor of the Receipt of her Majeſty's Exchequer, bearing Date the firſt Day of *April* one thou- 'ſand ſeven hundred and nine, doth appear; and the Intereſt of the ſaid Sum of one million ſix hundred 'twenty-three thouſand three hundred thirty-ſeven Pounds eighteen Shillings and one Penny half Penny, 'after the Rate of ſix Pounds *per Centum per Annum* for ſix Quarters, to be reckoned from *Lady Day* one 'thouſand ſeven hundred and nine to *Michaelmas* one thouſand ſeven hundred and ten, being computed 'and made principal at the End of each Quarter, doth amount to one hundred fifty-one thouſand ſix hun- 'dred eighty-nine Pounds nineteen Shillings and nine Pence more; and being added to the Sum laſt 'mentioned, the whole will amount to the Sum of one million ſeven hundred ſeventy-five thouſand 'twenty-ſeven Pounds ſeventeen Shillings ten Pence Half-penny, for which an Annuity or yearly Fund, 'computed after the Rate of ſix Pounds *per Centum per Annum*, doth amount to one hundred and ſix thou- 'ſand five hundred and one Pounds thirteen Shillings and five Pence *per Annum*:' Now for the Encouragement of the ſaid Governor and Company of the Bank of *England*, by this and the ſaid former Acts eſtabliſhed, as aforeſaid, to pay off, diſcharge, and cancel all the Exchequer Bills which have been iſſued, or were athorized to be iſſued by the ſaid Act of the fifth Year of her Majeſty's Reign, as aforeſaid; and to the End the ſaid Governor and Company, and their Succeſſors, may have a competent Recompence and Conſideration for ſo doing, and for their ſaid Allowance after the Rate of four Pounds ten Shillings *per Centum per Annum*, and for all their Demands relating thereunto, according to the true Meaning of this Act; We your Majeſty's ſaid dutiful and loyal Subjects, the ſaid Commons of *Great Britain* in Parliament aſſembled, do humbly pray that it may be enacted; and be it enacted by the Authority aforeſaid, That from and after the ſaid Feaſt of Saint *Michael* the Archangel which ſhall be in the Year of our Lord one thouſand ſeven hundred and ten, the ſaid Governor and Company of the Bank of *England*, by this and the ſaid former Acts eſtabliſhed, as aforeſaid, and their Succeſſors, for ever, (ſubject nevertheleſs to the Proviſo of Redemption herein after contained in this Behalf) ſhall have, receive, and enjoy, and be entitled by virtue of this Act, to have, receive, and enjoy one Annuity or yearly Sum of one hundred and ſix thouſand five hundred and one Pounds thirteen Shillings and five Pence, of lawful Money of *Great Britain*, which ſhall be, and is hereby charged upon, and ſhall be paid and payable from time to time in the firſt Place, and with Preference to all other Payments whatſoever, out of the ſaid Duties on Houſes granted or continued unto her Majeſty, her Heirs and Succeſſors, for ever, by the ſaid Act of the fifth Year of her Majeſty's Reign, which is to take Effect from the ſaid laſt Day of *July* one thouſand ſeven hundred and ten, as aforeſaid, and upon and out of ſuch Remains and Arrears of Houſe-money, as by the Act laſt-mentioned were intended to be charged with the Payment of the ſaid Allowance of four Pounds ten Shillings *per Centum per Annum*, in caſe that Allowance had continued; the ſaid Annuity of one hundred and ſix thouſand five hundred and one Pounds thirteen Shillings and five Pence *per Annum*, to be paid and payable at the four moſt uſual Feaſts or Days of Payment in the Year; That is to ſay, the Feaſts of the Birth of our Lord Chriſt, the Annunciation of the bleſſed Virgin *Mary*, the Nativity of Saint *John Baptiſt*, and Saint *Michael* the Archangel, by even and equal Portions; the firſt quarterly Payment thereof to be made at the Feaſt of the Birth of our Lord Chriſt which ſhall be in the Year of our Lord one thouſand ſeven hundred and ten; and that the ſaid Annuity or yearly Sum of one hundred and ſix thouſand five hundred and one Pounds thirteen Shillings and five Pence, and every Part thereof, ſhall be free from all Taxes, Charges and Impoſitions whatſoever.

5 Annæ, c. 13.

For diſcharging all the Exchequer Bills iſſued by 5 Annæ, c. 13. after Michaelmas 1710.

Bank entitled to a yearly Annuity of 106,501 l. 13 s. 5 d. out of the Duty on Houſes.

5 Annæ, c. 13. An Annuity of 71,001 l. 2 s. 3 d. 3 q. Eſtabliſhed in lieu hereof, by 11 Geo. 1. c. 9. § 1. And farther Proviſion is made relating hereto, by 1 Geo. 2. ſtat. 2. c. 8. 20 Geo. 2. c. 3.

Tax-free.

IX. And for the better and more regular Payment of the ſaid Annuity of one hundred and ſix thouſand five hundred and one Pounds thirteen Shillings and five Pence, to the ſaid Governor and Company of the Bank of *England*, and their Succeſſors, for ever (ſubject as aforeſaid) an Order or Orders ſhall be ſigned by the Treaſurer and Under Treaſurer of the Exchequer, or any three or more of the Commiſſioners of the Treaſury for the Time being, and after the ſigning thereof, the ſame ſhall be firm, good, valid, and effectual in the Law, according to the Purport and true Meaning thereof, and of this Act, and ſhall not be determinable by or upon the Deaths or Removal of any Treaſurer or Under Treaſurer of the Exchequer, or any Commiſſioner or Commiſſioners of the Treaſury, or by or upon the Determination of the Power, Office, or Offices of them, or any of them; nor ſhall any Lord High Treaſurer of *Great Britain*, Treaſurer of the Exchequer, or any Commiſſioners of the Treaſury now or for the Time being, have Power to revoke, countermand, and make void ſuch Order ſo ſigned, as aforeſaid.

Treaſurer, &c. to ſign Orders for Payment.

Payments to be made weekly.

X. And for the more ſpeedy Payment of the ſaid Annuity or yearly Sum of one hundred and ſix thouſand five hundred and one Pounds thirteen Shillings and five Pence, to the ſaid Governor and Company, as aforeſaid; It is hereby declared and enacted, That weekly or otherwiſe, as the Money of the ſaid Duties ſhall from time to time be brought into the Exchequer for Payment of the ſaid Annuity of one hundred and ſix thouſand five hundred and one Pounds thirteen Shillings and five Pence, the ſame ſhall and may be iſſued upon the ſaid Order or Orders for or towards the diſcharging of the ſaid Annuity, to grow due for and at the End of the Quarter in which ſuch Payments ſhall be made, ſo as ſuch weekly or other Payments do not exceed the Sum of the quarterly Payment which ſhould grow due for or at the End of every ſuch Quarter reſpectively.

Bank may aſſign the yearly Annuity.

XI. And be it enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for the ſaid Governor and Company of the Bank of *England* and their Succeſſors, at any Time or Times by Writing under their Common Seal, to aſſign the ſaid Annuity or Yearly Sum of one hundred and ſix thouſand five hundred and one Pounds thirteen Shillings and five Pence, or any Part thereof, or any Intereſt therein, to any Perſon or Perſons whatſoever, and ſo *toties quoties*, and no ſuch Aſſignment ſhall be revocable, ſo as

an Entry or Memorandum thereof be made in the Books to be kept for that Purpoſe in the ſaid Office of the Auditor of the Receipt.

XII. And it is hereby further enacted, That the ſaid Annuity of one hundred and ſix thouſand five hundred and one Pounds thirteen Shillings and five Pence *per Annum*, and every Part thereof, ſhall be adjudged to be a perſonal and not a real Eſtate, and ſhall not be liable to any Foreign Attachment; any Law or Cuſtom to the contrary notwithſtanding. Annuity a Perſonal Eſtate, &c.

XIII. And for the better ſecuring the ſaid Annuity of one hundred and ſix thouſand five hundred and one Pounds thirteen Shillings and five Pence *per Annum*, unto the ſaid Governor and Company of the Bank of *England*, by this and the ſaid former Acts eſtabliſhed, as aforeſaid; it is hereby enacted and declared by the Authority aforeſaid, That ſuch Duties on Houſes, and ſuch Remains and Arrears of Houſe-money, as by the ſaid Act of the fifth Year of her Majeſty's Reign were charged with the ſaid Allowance of four Pounds ten Shillings *per Centum per Annum*, ſhall continue and be payable to her Majeſty, her Heirs and Succeſſors, for ſatisfying and diſcharging the ſaid Annuity of one hundred and ſix thouſand five hundred and one Pounds thirteen Shillings and five Pence *per Annum*, and ſhall be raiſed, levied, received, iſſued, accounted for, appropriated, and applied thereunto, under the ſame Rules, Directions, Penalties, Forfeitures, and Diſabilities, as are preſcribed by the ſaid Act of the fifth Year of her Majeſty's Reign, touching the raiſing, levying, collecting, iſſuing, appropriating, applying, and accounting for the ſame; nevertheleſs freed and diſcharged of and from the Proviſo or Condition of Redemption, which was ſo contained in the ſaid Act of the fifth Year of her Majeſty's Reign, and all other Proviſoes and Conditions of Redemption whatſoever (the Proviſo or Condition hereafter in this Act contained for redeeming the ſaid Duties on Houſes, and the ſaid Annuity payable out of the ſame, only excepted;) the ſaid Act of the fifth Year of her Majeſty's Reign, or any thing therein contained to the contrary notwithſtanding. Duty on Houſes continued for diſcharging the Annuities. 5 Annæ, c. 13. See 2 Geo. 2. c. 3.

XIV. Provided always, and it is herey enacted by the Authority aforeſaid, That at any Time, upon one Year's Notice to the ſaid Governor and Company, or their Succeſſors, and upon full Payment to them of the ſaid Sum of one million ſeven hundred ſeventy-five thouſand twenty-ſeven Pounds ſeventeen Shillings and ten Pence Half-penny, and of all Arrears of the ſaid Annuity of one hundred and ſix thouſand five hundred and one Pounds thirteen Shillings and five Pence *per Annum*, if any ſhall be then due, then and not till then, the ſaid Annuity of one hundred and ſix thouſand five hundred and one Pounds thirteen Shillings and five Pence *per Annum*, ſhall from thenceforth ceaſe and determine; and then alſo the ſaid Duties on Houſes ſhall be underſtood to be redemeed by Parliament, and ſhall not be iſſued, paid, or applied to any other Uſe or Purpoſe whatſoever, but by Authority of Parliament; any thing herein contained to the contrary thereof in any wiſe notwithſtanding. On 12 Months Notice, and Repament of 1,775,027*l.* 17*s.* 10*d.* ob. Annuity to ceaſe. and the ſaid Duties on Houſes to be underſtood to be redemed.

XV. Provided nevertheleſs, That nothing in this Act contained for or concerning the Redemption of the ſaid Duties on Houſes, or the ſaid Annuity hereby charged thereupon, ſhall in any wiſe prevent or hinder the Redemption of the ſaid Original Fund of one hundred thouſand Pounds *per Annum* purſuant to the aboveſaid Proviſo in that Behalf, or of any the Funds herein after ſettled, for circulating the Exchequer Bills hereafter to be made out, in purſuance of this Act, but that the ſame reſpectively may be redeemed from the ſaid Governor and Company, or their Succeſſors, according to the reſpective Proviſoes or Conditions in this Act contained for thoſe Purpoſes, without Redemption of the ſaid Annuity of one hundred and ſix thouſand five hundred and one Pounds thirteen Shillings and five Pence *per Annum*. Original Fund, &c. may be redeemed without Redemption of the Annuity.

'XVI. And to the end all the ſaid Exchequer Bills which have been iſſued by or in purſuance of the 'ſaid Act of the fifth Year of her Majeſty's Reign, which amounted as aforeſaid, to fifteen hundred thou-'ſand Pounds, for her Majeſty's Supply, and to one hundred twenty-three thouſand three hundred thirty-'ſeven Pounds eighteen Shillings and one Penny Halfpenny, in quarterly Bills, computed to *Lady Day* 'one thouſand ſeven hundred and nine, as aforeſaid, may be ſpeedily paid off, diſcharged, and cancelled; 'and that her Majeſty and her Exchequer may be effectually diſcharged of and from all Demands of any 'quarterly Bills which were intended to be iſſued by that Act, after *Lady Day* one thouſand ſeven hundred 'and nine, until and for the Quarter to end at *Michaelmas* one thouſand ſeven hundred and ten incluſively; 'and that the ſaid Duties on Houſes by this Act made a Security for Payment of the ſaid Annuity of one 'hundred and ſix thouſand five hundred and one Pounds thirteen Shillings and five Pence *per Annum*, 'may be free and clear from all Pretences to the ſaid former Allowance of four Pounds ten Shillings *per* 'Centum per Annum, and all other Incumbrances whatſoever;' It is hereby provided and enacted, *&c.* 5 Annæ, c. 13.

" Bank to deliver up all Exchequer Bills in their Hands on 31 *March* 1709, to be cancelled, and diſcharge " all the reſt, as faſt as they can be gotten in. Treaſury to fix a peremptory Day, after 24 *June*, for " cancelling the Remainder. Bills loſt, *&c.* before 31 *March* 1709, on Oath before a Baron, and Secu-" rity, Bank to pay the ſame, &c. Allowance of 4*l.* 10*s.* *per Cent.* determined. 5 Annæ, c. 13. Bills " to be iſſued out at the Treaſury, not exceeding 2,500,000*l.* Such Bills to bear Intereſt at 2*d.* *per Diem* " for every 100*l.* Bank to have an Allowance of 3*l.* *per Cent.* for circulating, *&c.* But ſuch Allowance " to ceaſe in Proportion as the ſaid Bills ſhall be diſcharged and cancelled. EXP.

'XXII. And for the Encouragement of the ſaid Governor and Company of the Bank of *England*, by or 'in purſuance of this and the ſaid former Acts conſtituted, as aforeſaid, and their Succeſſors, to undertake 'the Circulation not only of the ſaid Bills, not exceeding two millions five hundred thouſand Pounds to 'be iſſued for her Majeſty's Supply, as aforeſaid, but alſo of the quarterly Bills to be made forth in ſuch 'Manner and Form as are herein after-mentioned; and to the end a ſufficient Fund may be ſettled, and 'Proviſion made, as well for the Payment of the Intereſt after the Rate of two Pence *per Centum per Diem*,

'to be born upon all the Bills to be iſſued in purſuance of this Act, and the Premium or Allowance, after 'the Rate of three Pounds *per Centum per Annum*, which the ſaid Governor and Company, and their Succeſſors, are to receive for circulating the ſame in the Manner and Form herein after expreſſed, until all 'the ſaid Bills to be iſſued in purſuance of this Act, ſhall be paid off and cancelled; and for eſtabliſhing a 'ſufficient Fund for paying off, and cancelling all the Exchequer Bills to be iſſued forth in purſuance of 'this Act in a reaſonable Time;' We your Majeſty's ſaid dutiful and loyal Subjects the Commons of *Great Britain* in Parliament aſſembled, do further give and grant unto your Majeſty the ſeveral Subſidies, Duties, Impoſitions, and Sums of Money herein after-mentioned; and do moſt humbly beſeech your Majeſty that it may be enacted, and be it enacted by the Authority aforeſaid in Manner following, that is to ſay, 'Whereas by an Act made in the ſixth Year of her Majeſty's Reign for continuing (amongſt other 'Things) the Duties called the *Two third Subſidies of Tonnage and Poundage*, it was enacted, That (over 'and above the Subſidies and other Payments therein mentioned) there ſhould be paid to her Majeſty one 'other Subſidy called *Tonnage*, for and upon all Wines which from and after the ſeventh Day of *March* 'one thouſand ſeven hundred and eight, at any Time or Times within or during the Space of three Years 'from thence next or immediately enſuing, ſhould be imported or brought into *Great Britain*, that is to 'ſay, Two third Parts of ſuch or the like ſeveral and reſpective Duties as by an Act of the ninth Year 'of the Reign of his ſaid late Majeſty King WILLIAM the Third, were granted to his Majeſty during his 'Life, and by an Act of the firſt Year of her Majeſty's Reign, are continued and payable during her 'Majeſty's Life, for and upon any Kind of Wine or Wines reſpectively; and one other Subſidy called 'Poundage, of all Manner of Goods and Merchandizes that ſhould be imported or brought into *Great* 'Britain, at any Time or Times from and after the ſaid ſeventh Day of *March* one thouſand ſeven hundred and eight, within or during the ſaid Term of three Years, by way of Merchandize, that is to ſay, 'Two third Parts of ſuch or the like ſeveral and reſpective Duties as by the ſaid Act of the ninth Year of 'his ſaid late Majeſty's Reign were granted, and by the ſaid Act of the firſt Year of her Majeſty's Reign 'continued, and payable for and upon the ſame Goods and Merchandizes reſpectively (except Tobacco, 'and ſuch Currans as ſhould be imported in *Engliſh* built Shipping, navigated according to the Laws 'then in Force, and Sugar from the *Engliſh* Plantations, and ſuch Goods and other Merchandizes, as by 'the two Acts laſt-mentioned, or either of them, were exempted from the Payment of the Subſidies there-'by granted:)' Now it is hereby enacted by the Authority aforeſaid, That the ſaid Subſidies and Duties ſo granted by the ſaid Act of the ſixth Year of her Majeſty's Reign for the Term of three Years, as aforeſaid, ſhall be continued upon all Wines, Goods, and Merchandizes imported or brought into *Great Britain* (except before excepted) at any Time or Times from and after the Expiration of the ſaid Term of three Years, and ſhall be paid and payable from thenceforth to her Majeſty, her Heirs and Succeſſors, for ever, for the Purpoſes in this Act expreſſed, ſubject nevertheleſs to the Proviſo or Condition of Redemption herein after contained and relating thereunto.

Recital of 6 Annæ, c. 22. relating to the Two third Subſidies.

9 & 10 W. 3. c. 23.

1 Annæ, ſtat. 1. c. 7.

Two third Subſidies continued for ever.

6 Annæ, c. 22.

XXIII. And be it enacted by the Authority aforeſaid, That the ſame Subſidies or Duties by this Act continued, as aforeſaid, and every of them reſpectively, ſhall be aſcertained, ſecured, raiſed, levied, recovered, anſwered, paid, and accounted for, by ſuch Rules, Ways, Means, and Methods, and under ſuch Penalties and Forfeitures, and with ſuch Diſtribution of the ſaid Penalties and Forfeitures, and ſubject to ſuch Drawbacks, Allowances, and Repayments, and in ſuch Manner and Form, in all Reſpects, as the like Subſidies or Duties continued by the ſaid Act of the ſixth Year of her Majeſty's Reign, are thereby, or by any other Act or Acts, Laws or Statutes, whereunto that Act hath Reference, preſcribed, enacted, or appointed to be aſcertained, ſecured, raiſed, levied, recovered, anſwered, paid, and accounted for during the Continuance thereof; and that all ſuch of the Powers, Directions, Penalties and Forfeitures, Clauſes, Matters, and Things, provided, ſettled, or eſtabliſhed by the ſaid Act of the ſixth Year of her Majeſty's Reign, or by any other Act or Acts now in Force whereunto that Act hath Relation, for the better raiſing, levying, recovering, anſwering, or paying the reſpective Subſidies or Duties thereby continued, or for making any Drawbacks, Repayments, or Allowances out of any of the ſaid Subſidies or Duties upon Exportation, ſhall be revived and be continued, and be in Force and Virtue during the Continuance of this Act, in as full and ample Manner, to all Intents and and Purpoſes, as if the ſaid Powers, Directions, Penalties, Forfeitures, Clauſes, Matters, and Things, and every of them, were again repeated and re-enacted in the Body of this preſent Act.

Subſidies how to be raiſed.

6 Annæ, c. 22.

European Linnen, Siſters Threads, &c. exempted.

XXIV. Provided always, and it is hereby enacted by the Authority aforeſaid, That all *European* Linens, Siſters Threads, and Tapes, or Incle, Linſeed and Flax, ſhall be exempted from the Payment of the ſaid Duties, called the Two third Subſidies, during the Continuance of the ſame by virtue of this Act.

Explained by 12 Annæ, ſtat. 2. c. 21. as to unwrought Incle.

6 Annæ, c. 22.

'XXV. And whereas the ſaid Subſidies or Duties laſt-mentioned were by the ſaid Act of the ſixth Year of 'her Majeſty's Reign made ſubject and liable (*inter alia*) to the Securing, Payment, and Satisfaction of all the 'principal and intereſt Monies, which ſhould, from time to time, remain unſatisfied, of and for certain Loans 'not exceeding the Sum of ſix hundred thirty-ſix thouſand nine hundred fifty-ſeven Pounds four Shillings 'and a Half-penny, borrowed upon a former Act therein mentioned:' Now it is hereby further declared and enacted by the Authority aforeſaid, That immediately from and after the Time that the Sum now remaining unſatisfied of the Loans, not exceeding the ſaid Sum of ſix hundred thirty-ſix thouſand nine hundred fifty-ſeven Pounds four Shillings and a Half-penny, and the Intereſt thereof ſhall be fully paid off and diſcharged, or that ſufficient Money ſhall be reſerved in the Exchequer for that Purpoſe, out of the Monies ariſing or to ariſe by the laſt-mentioned Subſidies or Duties, then all the Monies which from thenceforth, during the Remainder of the ſaid Term of three Years, ſhall or may ariſe by the ſaid laſt-mentioned Subſidies or Duties (except the neceſſary Charges of raiſing, levying, collecting, and accounting for the ſame)

After the Loans on 6 Annæ, c. 22 are ſatisfied, the Remainder to be reſerved for the Purpoſes of this Act.

ſame) ſhall, from Time to Time, be paid into the Receipt of her Majeſty's Exchequer, diſtinctly, for the Purpoſes in this Act expreſſed, and for no other Uſe, Intent, or Purpoſe whatſoever.

'XXVI. And whereas by the ſaid Act of the ſixth Year of her Majeſty's Reign, it was, amongſt other 6 Annæ, c. 22.
'Things, enacted, That the Duties upon Coffee, Cocoa Nuts, Chocolate, Cocoa Paſte, Tea, Nutmegs,
'Cinnamon, Cloves, Mace, and Pictures, and upon Muſlins, and the increaſed or new additional Rates
'and Duties upon all Coffee, Cocoa Nuts, Chocolate, Cocoa Paſte, Tea, Nutmegs, Cinnamon, Cloves,
'Mace, and Pictures, and the further Rates and Sums charged or impoſed for and upon all White Calli- See 8 Geo. 1.
'coes, Porcelain, commonly called *China* Ware, and Drugs (except Drugs for Dying) in the ſaid Act c. 15. §. 17.
'mentioned, ſhould be continued, and be paid and payable unto her Majeſty, her Heirs and Succeſſors, for
'and upon the ſame Commodities and Merchandizes reſpectively, which ſhould be imported into *Great*
'*Britain*, from and after the twenty-third Day of *June* one thouſand ſeven hundred and ten, at any time
'or times within or during the Term of four Years from thence next and immediately enſuing:' Now it Duties on Coffee, Tea, &c. continued for ever.
is hereby enacted by the Authority aforeſaid, That the ſaid Duties upon Coffee, Cocoa Nuts, Chocolate, The additional Duties repealed by 10 Geo. 1. c. 10.
Cocoa Paſte, Tea, Nutmegs, Cinnamon, Cloves, Mace, and Pictures, and Muſlins, and the ſaid in-
creaſed or new additional Rates and Duties upon all Coffee, Cocoa Nuts, Chocolate, Cocoa Paſte, Tea,
Nutmegs, Cinnamon, Cloves, Mace, and Pictures, and the ſaid further Rates and Sums charged or im-
poſed upon all White Callicoes, Porcelain, commonly called *China* Ware, and Drugs (except Drugs for 18 Geo. 2. c. 26. and new ones impoſed.
Dying) ſo continued by the ſaid Act of the ſixth Year of her Majeſty's Reign, for the Term of four Years,
as aforeſaid, ſhall be further continued, for and upon the ſame Commodities and Merchandizes reſpectively
(except before excepted) which ſhall be imported or brought into *Great Britain*, at any time or times from Drugs for Dying excepted.
and after the Expiration of the ſaid Term of four Years, and ſhall be paid and payable to her Majeſty, Subject to a Proviſo of Redemption.
her Heirs and Succeſſors for ever, for the Purpoſes in this Act expreſſed, ſubject nevertheleſs to the Pro-
viſo and Condition of Redemption herein after contained and relating thereunto.

XXVII. And be it further enacted by the Authority aforeſaid, That the ſaid laſt-mentioned Rates, Duty on Coffee, &c. how to be raiſed.
Duties, and Sums of Money, by this Act continued, as aforeſaid, and every of them reſpectively, ſhall
be aſcertained, ſecured, raiſed, levied, recovered, anſwered, paid, and accounted for, by ſuch Rules,
Ways, Means, and Methods, and under ſuch Penalties and Forfeitures, and with ſuch Diſtribution of
the ſaid Penalties and Forfeitures, and ſubject to ſuch Drawbacks, Allowances, and Repayments, and in
ſuch Manner and Form in all Reſpects, as the like Rates, Duties, and Sums of Money continued by the
ſaid Act of the ſixth Year of her Majeſty's Reign, are thereby, or by any other Act or Acts, Laws and 6 Annæ, c. 22.
Statutes whereunto that Act hath Reference, preſcribed, enacted, or appointed, to be aſcertained, ſecured,
raiſed, levied, recovered, anſwered, paid, and accounted for, during the Continuance thereof; and that
all ſuch of the Powers, Directions, Penalties, and Forfeitures, Clauſes, Matters, and Things, provided,
ſettled, or eſtabliſhed by the ſaid Act of the ſixth Year of her Majeſty's Reign, or by any other Act or
Acts now in Force, whereunto that Act hath Relation, for the better aſcertaining, raiſing, levying, reco-
vering, anſwering, or paying the reſpective Rates, Duties, and Sums of Money upon Coffee, Cocoa
Nuts, and other the laſt mentioned Commodities thereby continued, or for making any Drawbacks, Re-
payments, or Allowances out of any of the ſaid Rates, Duties, and Sums of Money, upon Exportation,
ſhall be revived, and be continued and be in Force and Virtue during the Continuance thereof by this
Act, in as full and ample Manner, to all Intents and Purpoſes, as if the ſaid Powers, Directions, Penal-
ties, Forfeitures, Clauſes, Matters, and Things, and every of them, were again repeated and re-enacted
in the Body of this preſent Act.

XXVIII. And whereas the Rates, Duties, and Sums of Money upon Coffee and other the enumerated
'Commodities laſt-mentioned, were by the ſaid Act of the ſixth Year of her Majeſty's Reign, made ſub- 6 Annæ, c. 22.
'ject and liable to and for the ſecuring, paying, and ſatisfying all the Principal and Intereſt Monies which
'ſhould, from time to time, remain unſatisfied of or for certain Loans, not exceeding the Sum of Seven
'hundred thouſand Pounds, borrowed upon a former Act therein mentioned:' Now it is hereby further
declared and enacted by the Authority aforeſaid, That immediately from and after the Time that the Sum After the former Loans are ſatisfied, the Remainder reſerved for the Purpoſes of this Act.
now remaining unſatisfied of the Loans, not exceeding the ſaid Sum of ſeven hundred thouſand Pounds,
and the Intereſt thereof, ſhall be fully paid off and diſcharged, or that ſufficient Money ſhall be reſerved
in the Exchequer for that Purpoſe, then all the Monies which from thenceforth, during the then Remain-
der of the ſaid Term of four Years, ſhall or may ariſe by the ſaid Duties on Coffee and other the Commo-
dities laſt enumerated (except the neceſſary Charges of raiſing, levying, collecting, anſwering, and re- 3 & 4 Annæ, c. 4.
counting for the ſame) ſhall, from time to time, be paid into the Receipt of her Majeſty's Exchequer,
diſtinctly for the Purpoſes in this Act expreſſed, and for no other Uſe, Intent, or Purpoſe whatſoever.

'XXIX. And whereas ſeveral Subſidies of Tonnage and Poundage, and other Duties and Sums of Mo-
'ney upon Wines, Goods, and Merchandizes, were given and granted to his late Majeſty King Charles
'the Second, of Bleſſed Memory, for his Life, by an Act of Parliament made in the twelfth Year of his
'Reign, (intituled, *A Subſidy granted to the King, of Tonnage and Poundage, and other Sums of Money payable* 12 Car. 2. c. 4.
'*upon Merchandizes exported and imported*) and by the Book of Rates thereunto annexed; which Subſidies
'of Tonnage and Poundage, and other Duties and Sums of Money upon Wines, Goods, and Merchan-
'dizes, as well exported as imported (with ſome Alterations) were, by ſeveral ſubſequent Acts, granted to
'continue until the firſt Day of *Auguſt* one thouſand ſeven hundred and ten; and by an Act made in the
'fifth Year of her now Majeſty's Reign, (intituled, *An Act for continuing ſeveral Subſidies, Impoſitions, and* 5 Annæ, c. 27.
'*Duties, and for making Proviſions therein mentioned, to raiſe Money by way of Loan, for the Service of the*
'*War, and other her Majeſty's neceſſary and important Occaſions, and for aſcertaining the Wine Meaſure*) the
'ſaid Subſidies of Tonnage and Poundage, and other Duties and Sums of Money laſt mentioned, were
'enacted to continue and be payable to her Majeſty for and upon all Wines, Goods, and Merchandizes

'which ſhould be imported at any Time or Times between the laſt Day of *July* one thouſand ſeven hundred and ten and the firſt Day of *Auguſt* one thouſand ſeven hundred and twelve: And whereas by an Act made in the ſixth Year of her Majeſty's Reign, intituled, *An Act for continuing the half Subſidies therein mentioned, with ſeveral Impoſitions, and other Duties, to raiſe Money by way of Loan for the Service of the War, and other her Majeſty's neceſſary and important Occaſions, and for charging of Prize Goods and Seizures, and for taking off the Drawbacks of foreign Cordage, and to obviate the clandeſtine Importation of wrought Silks*, it was enacted, amongſt other Things, That over and above all other Subſidies, additional Duties, Impoſitions, and Payments whatſoever, by any former or other Act or Acts of Parliament, or otherwiſe howſoever, then due or payable, or which then ought to be paid to her Majeſty for or upon any Wines, Goods, or Merchandizes whatſoever, imported or to be imported, there ſhould be raiſed, levied, collected, paid and ſatisfied unto her Majeſty, her Heirs and Succeſſors, for and upon all Wines, Goods, and Merchandizes, which at any Time or Times from and after the laſt Day of *July* one thouſand ſeven hundred and twelve, and before the firſt Day of *Auguſt* one thouſand ſeven hundred and fourteen, ſhould be imported or brought into *Great Britain*, one Moiety or half Part of ſuch and the like ſeveral and reſpective Subſidies, Duties, and Sums of Money, as by the ſaid Act of the fifth Year of her Majeſty's Reign were charged or payable within or during the Term thereby granted or limited, for or upon the like imported Wines, Goods, and Merchandizes reſpectively (except ſuch Goods and other Merchandizes as by the ſaid Act of the fifth Year of her Majeſty's Reign, or by any Law in Force at the making of the ſaid Act of the ſixth Year of her Majeſty's Reign, were exempted from the Payment of the Subſidies or Duties which were firſt granted in the twelfth Year of the Reign of King CHARLES the Second as aforeſaid): Now it is hereby enacted by the Authority aforeſaid, That the ſaid one Moiety of half Part of the ſaid Subſidies, Duties, and Sums of Money, granted by the ſaid laſt mentioned Act of the ſixth Year of her Majeſty's Reign upon Wines, Goods, and Merchandizes imported as aforeſaid, into *Great Britain* (except as in the ſame Act is excepted) ſhall from and after the laſt Day of *July* one thouſand ſeven hundred and fourteen, be further continued and charged, and ſhall be paid and payable to her Majeſty, her Heirs and Succeſſors for ever, for the Purpoſes in this Act expreſſed, ſubject nevertheleſs to the Proviſo or Condition of Redemption herein after contained, and relating thereunto.

6 Annæ, c. 19.

5 Annæ, c. 27.

6 Annæ, c 19.

12 Car. 2. c. 4.

Half Subſidies of 6 Annæ continued for ever.

6 Annæ, c. 19.

Subject to Redemption.

Same Drawbacks, &c. as by the former Acts.

XXX. And it is hereby enacted by the Authority aforeſaid, That in all Caſes where by the ſaid laſt mentioned Act of the ſixth Year of her Majeſty's Reign, any Drawbacks or Abatements are to be made of the whole, or any Part of the Duties thereby impoſed on any Wines, Goods, or Merchandizes imported, there ſhall be in the like Caſes, the like proportional Drawbacks and Abatements made of the whole, or Part of the Duties by this Act impoſed upon the ſame Wines, Goods, and Merchandizes reſpectively; and that the ſaid Moiety or half Part of the ſaid Subſidies, Duties, and Sums of Money by this Act granted, ſhall be raiſed, collected, levied, ſecured, and paid within and throughout the whole Kingdom of *Great Britain*, by the ſame Ways, Means, and Methods, and under ſuch Penalties, and Forfeitures, and with ſuch Allowances, and ſubject to ſuch Rules and Directions, as in and by the ſaid laſt mentioned Act of the ſixth Year of her Majeſty's Reign, or by any other Act or Acts therein referred unto, are preſcribed or appointed, for the raiſing, levying, collecting, ſecuring, and paying the ſaid Moiety of half Part of the ſame Subſidies, Duties, and Sums of Money granted by the ſame Act of the ſixth Year of her ſaid Majeſty's Reign; and that every Article, Rule, and Clauſe contained in the ſaid laſt mentioned Act of the ſixth Year of her Majeſty's Reign, or in any Act or Acts of Parliament therein mentioned, or thereby referred unto, for raiſing, collecting, levying, ſecuring, and paying the ſaid Moiety or half Part of the ſaid Subſidies, Duties, and Sums of Money upon Wines, Goods, and Merchandizes thereby granted as aforeſaid, during the Continuance thereof, are and ſhall be by Force of this Act revived, and ſhall be uſed, exerciſed, and put in practiſe, for the raiſing, levying, collecting, and anſwering the ſaid Moiety or half Part of the Subſidies, Duties, and Sums of Money upon Wines, Goods, and Merchandizes by this Act granted or impoſed as aforeſaid, and all Arrears of the ſame, from Time to Time, for the Uſes and Purpoſes in this Act expreſſed, as fully and effectually, as if the ſame Articles, Rules, and Clauſes, and every of them, were again particularly, and at large recited and re-enacted in the Body of this preſent Act, excepting only as to ſuch of the ſaid Articles, Rules, and Clauſes touching which other Proviſions, Alterations, or Exemptions are made by any Act or Acts of Parliament now in being, which other Proviſions, Alterations, or Exemptions, ſhall be obſerved, with reſpect to the Moiety or half Part of the Subſidies, Duties, or Sums of Money upon Wines, Goods, and Merchandizes hereby continued as aforeſaid, in the ſame Manner as they are to be obſerved with reſpect to the ſaid Moiety or half Part of the ſaid Subſidies, Duties, or Sums of Money formerly granted as aforeſaid.

Former Powers for levying the Duty continued.

6 Annæ, c. 19.

'XXXI. And whereas the ſaid one Moiety of half Part of the ſaid Subſidies, Duties, and Sums of Money upon Wines, Goods, and Merchandizes, together with ſeveral other Impoſitions, Subſidies, and Duties mentioned in the ſaid laſt mentioned Act of the ſixth Year of her Majeſty's Reign, were by that Act made ſubject and liable to the Securing, Payment, and Satisfaction of certain Loans of any Sums which ſhould not exceed in the whole ſeven hundred twenty-nine thouſand ſixty-ſeven Pounds fifteen Shillings and ſix Pence three Farthings, borrowed or authorized to be borrowed thereupon, and ſuch further Sums for Payment of Intereſt as are therein mentioned or referred unto: Now it is hereby further declared and enacted by the Authority aforeſaid, That immediately from and after the Time that all the ſaid Loans, not exceeding ſeven hundred twenty-nine thouſand ſixty-ſeven Pounds fifteen Shillings and ſix Pence three Farthings, borrowed or authorized to be borrowed as aforeſaid, and all the Intereſt Monies ſecured, or intended to be ſecured by the ſaid laſt mentioned Act of the ſixth Year of her Majeſty's Reign, ſhall be paid off and diſcharged in the Manner in the ſame Act mentioned, or that ſufficient Money ſhall be reſerved in the Exchequer for that Purpoſe, out of the Monies ariſing or to ariſe by the

6 Annæ, c. 19.

After the Loans upon 6 Annæ, c. 19. are diſcharged, Remainder to be applied to the Purpoſes of this Act.

the Subſidies, Duties, and Impoſitions thereby appropriated thereunto, then all the Monies which from thenceforth, until the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and fourteen, ſhall or may ariſe by the ſaid Moiety or half Part of the Subſidies, Duties, and Sums of Money upon Wines, Goods, and Merchandizes by the ſaid former Acts granted, and by this Act continued as aforeſaid, (except the neceſſary Charges of raiſing, levying, collecting, and accounting for the ſame) ſhall, from Time to Time, be paid into the Receipt of her Majeſty's Exchequer diſtinctly for the Purpoſes in this Act expreſſed, and for no other Uſe, Intent, or Purpoſe whatſoever.

'XXXII. And whereas by another Act of the ſixth Year of her Majeſty's Reign, intituled, *An Act* 6 Annæ, c. 11.
'*for continuing one half Part of the Subſidies of Tonnage and Poundage, and other Duties upon Wines, Goods, and* '*Merchandizes imported, which were granted to the Crown in the twelfth Year of the Reign of King* CHARLES '*the Second, and for ſettling a Fund thereby, and by other Ways and Means, for Payment of Annuities, not ex-* '*ceeding eighty thouſand Pounds* per Annum, *to be ſold for raiſing a further Supply to her Majeſty for the Ser-* '*vice of the Year one thouſand ſeven hundred and eight, and other Uſes therein expreſſed*, it was, amongſt other 'Things, enacted, That over and above all other Subſidies, additional Duties, Impoſitions, and Pay-'ments whatſoever, by any former or other Act or Acts of Parliament, or otherwiſe howſoever, then due 'or payable, or which ought to be paid to her Majeſty, for or upon any Wines, Goods, or Merchan-'dizes whatſoever, imported or to be imported, there ſhould be raiſed, levied, collected, paid and ſatis-'fied unto her Majeſty, her Heirs and Succeſſors, for and upon all Wines, Goods, and Merchandizes, 'which at any Time or Times from and after the laſt Day of *July* one thouſand ſeven hundred and 'twelve, within or during the Term of ninety-ſix Years from thence next and immediately enſuing, 'ſhould be imported or brought into *Great Britain*, one Moiety or Half Part of ſuch and the like ſeveral 'and reſpective Subſidies and Duties, and Sums of Money, as by the ſaid Act of the fifth Year of her 5 Annæ, c. 27.
'Majeſty's Reign, therein mentioned, are charged or payable within or during the Term or Time there-'by granted or limited for or upon the like imported Wines, Goods, and Merchandizes reſpectively, 'except ſuch Goods and other Merchandizes as by the ſaid laſt-mentioned Act of the fifth Year of her 'Majeſty's Reign, or by any Law in Force, were exempted from the Payment of the Subſidies or Duties 'which were firſt granted in the twelfth Year of the Reign of King CHARLES the Second as aforeſaid: 12 Car. 2. c. 4.
'And whereas a Sum not exceeding in the whole the Sum of eighty thouſand Pounds *per Annum*, to ariſe 'by and out of the ſaid laſt mentioned Moiety or half Part of the ſaid Subſidies, Duties, and Sums of 'Money upon Wines, Goods, and Merchandizes, is by the ſaid laſt mentioned Act of the ſixth Year of 6 Annæ, c. 11.
'her Majeſty's Reign appropriated for and during the ſaid Term of ninety-ſix Years for the Payment of 'Annuities to be purchaſed in purſuance of that Act; in which ſaid Act it is provided and enacted, That if 'at the End of any Quarter of a Year of the Term for which the Annuities upon that Act were to be 'purchaſed, the Monies ariſing at the Exchequer of or for the ſaid half Subſidies and Duties by that Act 'appropriated (certain Contribution Money therein mentioned to be reſerved, being excepted) ſhould 'exceed all the Monies then due for or upon the ſame Annuities and all Arrearages thereof, then or at 'any Time or Times before that Time incurred, ſo that there ſhould be an Exceſs or Surplus remaining 'in the Exchequer, ſuch Exceſs or Surplus ſhould be diſpoſable, from Time to Time, for the Publick 'Uſe and Service and not otherwiſe:' Now it is hereby enacted by the Authority aforeſaid, That the ſaid Exceſs or Surplus ariſing of the Annuity Act 6 Annæ.
Exceſs or Surplus which ſhall from Time to Time ariſe of and from the laſt mentioned Moiety or half Part of the ſaid Subſidies, Duties, and Sums of Money upon Wines, Goods, and Merchandizes, after Payment and Satisfaction, or reſerving at the Receipt of her Majeſty's Exchequer, from Time to Time, ſufficient to pay and ſatisfy the ſaid Annuities, not exceeding in the whole the Sum of eighty thouſand Pounds *per Annum*, charged upon the ſaid laſt mentioned Moiety or half Part of the Subſidies, Duties, or Sums of Money upon Wines, Goods, and Merchandizes by the ſaid laſt mentioned Act of the ſixth Year 6 Annæ, c. 11.
of her Majeſty's Reign, during the ſaid Term of ninety-ſix Years, (except the neceſſary Charges of raiſing, levying, collecting, aſcertaining, and accounting for the ſame) and alſo all Arrearages of the ſaid to be kept apart in the Exchequer for the Purpoſes of this Act.
laſt mentioned Moiety or half Part of the ſaid Subſidies, Duties, and Sums of Money upon Wines, Goods, and Merchandizes (not already appropriated, or to be applied by any former Act or Acts of Parliament in that Behalf) ſhall, as the ſame ſhall ariſe, be kept diſtinct and apart in her Majeſty's Exchequer for the Purpoſes in this Act expreſſed, and for no other Uſe, Intent, or Purpoſe whatſoever.

XXXIII. And it is hereby declared and enacted by the Authority aforeſaid, That the ſaid Subſidies of Tonnage and Poundage, and other Duties commonly called by the Name of *The two third Subſidies*, which The Two third Subſidies.
from and after the Expiration of the ſaid Term of three Years formerly granted therein as aforeſaid, ſhall ariſe, grow due, or become payable by Virtue of this Act to her Majeſty, her Heirs and Succeſſors, and all the Monies which from and after the paying off and diſcharging all the ſaid Loans, not exceeding ſix hundred thirty-ſix thouſand nine hundred fifty-ſeven Pounds four Shillings and a half Penny, and all the Intereſt thereof, ſhall or may ariſe during the then Remainder of the ſaid Term of three Years of or for the ſaid Subſidies and Duties, commonly called *The two third Subſidies*, granted or continued by the ſaid Act of the ſixth Year of her Majeſty's Reign; and the ſaid Duties upon Coffee, Cocoa Nuts, Chocolate, 6 Annæ, c. 21.
Cocoa Paſte, Tea, Nutmegs, Cinnamon, Cloves, Mace, and Pictures, and upon Muſlins, and the in-creaſed or new additional Rates and Duties upon all Coffee, Cocoa Nuts, Chocolate, Cocoa Paſte, Tea, The Duty on Coffee, &c.
Nutmegs, Cinnamon, Cloves, Mace, and Pictures; and the further Rates and Sums charged or impoſed for and upon all White Callicoes, Porcelain, commonly called *China* Wares, and Drugs, which from The Duty on Callicoes, &c.
and after the Expiration of the ſaid Term of four Years formerly granted therein as aforeſaid, ſhall ariſe, grow due, or become payable by Virtue of this Act to her Majeſty, her Heirs and Succeſſors; and all the Monies which from and after the paying off and diſcharging all the ſaid Loans, not exceeding ſeven hundred thouſand Pounds, and all the Intereſt thereof, ſhall or may ariſe during the then Remainder of the

ſaid

ſaid Term of four Years of and in the ſaid Duties, and additional or further Duties on Coffee, and other the enumerated Commodities laſt mentioned, granted by the ſaid Act of the ſixth Year of her Majeſty's Reign; and the ſaid half Subſidies and other Duties, which from and after the ſaid laſt Day of *July* one thouſand ſeven hundred and fourteen ſhall ariſe, grow due, or become payable by Virtue of this Act to her Majeſty, her Heirs and Succeſſors; and all the Monies, which from and after the paying off and diſcharging all the ſaid Loans, not exceeding ſeven hundred twenty-nine thouſand ſixty-ſeven Pounds fifteen Shillings and ſix Pence three Farthings, borrowed or authorized to be borrowed as aforeſaid, and all the Intereſt Monies ſecured, or intended to be ſecured by the ſaid Act of the ſixth Year of her Majeſty's Reign in that Behalf, or reſerving ſufficient Money in the Exchequer, for that Purpoſe as aforeſaid, ſhall or may ariſe of or for the like half Subſidies or Duties by the ſame Act of the ſixth Year of her Majeſty's Reign until the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and fourteen, and all the Monies which (at the End of any Quarter of a Year of the Term for which the ſaid Annuities not exceeding eighty thouſand Pounds *per Annum* upon the ſaid other Act of the ſixth Year of her Majeſty's Reign are purchaſed) ſhall ariſe at the Exchequer of or for the other half Subſidies or Duties by that Act appropriated, over and above the Monies then due for or upon the ſame Annuities, or for Arrearages thereof, then or at any Time or Times before that Time incurred as aforeſaid, (the neceſſary Charges of raiſing, levying, collecting, anſwering, paying, and accounting for the ſaid Subſidies, Duties, Surplus Monies, Remains, and Arrears reſpectively, and the Charges of making and iſſuing all the Exchequer Bills to be made forth or iſſued in purſuance of this Act, always excepted and foreprized) are and ſhall be a general Fund and Security, as well for ſatisfying and paying, from Time to Time, all ſuch Monies as ſhall be due or payable according to the true Meaning of this Act, for the ſaid Intereſt to be born on the ſaid Bills, and for the ſaid Premium or Allowance after the Rate of three Pounds *per Centum per Annum*, and for or towards raiſing the yearly Sum of two hundred thouſand Pounds, to commence as is herein after mentioned for paying off and cancelling the ſaid Bills in the Manner herein after expreſſed.

Half the old Subſidy, &c.

6 Annæ, c. 22.

6 Annæ, c. 11.

made a General Fund for paying off and cancelling the Bills, &c.

" A Book to be kept in the Auditor's Office for entring the General Fund. Till the Fund eſtabliſhed " takes effect, Treaſury to compute quarterly the Intereſt due on Exchequer Bills: And to make out " other Bills for ſo much as ſhall be due, with like Intereſt and Currency, *&c.* and be dated on the " Quarter Day to which the Intereſt is computed, and paid to the Bank, *&c.* Remainder of the Subſi- " dies, *&c.* appropriated for paying off Exchequer Bills. Deficiency of one Quarter to be made good " out of the Overplus of the next. Surplus of any Quarter diſpoſable by Parliament. Allowance of 3 " *per Cent.* for Circulation to be paid weekly. Treaſury to iſſue Money to any Perſon for diſcharging " the Intereſt on the Bills. The yearly Sum of 200,000 *l.* for diſcharging the Bills, to be iſſued and ap- " plied as the Treaſury ſhall direct; but the weekly Payments not to exceed 50,000 *l.* in one Quarter. " Officers miſapplying the Money, *&c.* forfeit Office, *&c.* Exchequer Bills to be taken by all Receivers, " *&c.* and at the Exchequer. Receivers, *&c.* to exchange the Bills in ready Money, or be liable to be " ſued for the Money, *&c.* How the Plaintiff in ſuch Action may declare. He ſhall recover Damages " and full Coſts of Suit. The Bills to paſs as Specie in the Exchequer. Intereſt on Bills to be allowed " by Receivers, *&c.* Bills in Receivers Hands, *&c.* Intereſt to ceaſe. Perſons paying Bills to Receivers, " *&c.* to endorſe their Names, Day, and Year when paid. Bills re-iſſued to have the Day and Year en- " dorſed, *&c.* Bills after 24 *June* 1709. to be re-iſſued only for the Principal. Tellers to be reimburſ- " ed the Intereſt they allow. Receivers General to keep a Book, *&c.* to be inſpected without Fee, on " Penalty of 100 *l.* to any one who will ſue for it. Bank to exchange all Bills re-iſſued at the Exche- " quer. Penalty on Bank refuſing to exchange. Bills filled up by Indorſements, *&c.* Treaſury to iſſue " new ones. Bank may call in Money from their Members for circulating, *&c.* See 8 Annæ, c. 1. §. " 116. Members refuſing, Bank may ſtop their Dividends, *&c.* and charge Defaulters with Intereſt at " 6 *per Cent.* Not paid in 3 Months, Bank may ſell. Bank may make Dividends of the Money called " in. Felony to counterfeit theſe Exchequer Bills. Bank to have one Part of the Cheques, *&c.* of all " Bills. Members not diſabled by any Thing in the Act to be Parliament Men, or liable to be Bankrupts. " No other Exchequer Bills to be iſſued, until all theſe be paid, without Conſent of the Bank. EXP."

During the Bank no Company in Partnerſhip to take up Money on their Bills, payable under 6 Months.

LXI. And it is hereby further enacted by the Authority aforeſaid, That during the Continuance of the ſaid Corporation of the Governor and Company of the Bank of *England*, it ſhall not be lawful for any Body Politick or Corporate whatſoever, erected or to be erected, (other than the ſaid Governor and Company of the Bank of *England*) or for any other Perſons whatſoever united or to be united in Covenants or Partnerſhip, exceeding the Number of ſix Perſons, in that Part of *Great Britain* called *England*, to borrow, owe, or take up any Sum or Sums of Money on their Bills or Notes payable at Demand, or at any leſs Time than ſix Months from the borrowing thereof.

Capital Stock, &c. exempted from Taxes,

and to be deemed a perſonal Eſtate,

LXII. And it is hereby further enacted by the Authority aforeſaid, That the Common Capital and Principal Stock, and alſo the real Funds of the Governor and Company of the Bank of *England*, and all the Profit and Produce to be made thereof, or ariſing thereby, and the ſaid Allowance after the Rate of three Pounds *per Centum per Annum*, and the particular Part, Share, and Intereſt of every Member of the ſaid Corporation in the ſaid Stock, Funds, Profits, Produce, and Allowance, and the Principal to be contained in the ſaid Bills, and the Intereſt to be born thereupon, ſhall be and are hereby exempted from any Taxes, Rates, Aſſeſſments, and Impoſitions whatſoever, during the reſpective Continuances of the ſame; and ſhall be deemed in all Courts of Law and Juſtice, and in all other Courts and Places whatſoever, to be a perſonal Eſtate, and not real, and ſhall go to the Executors and Adminiſtrators of the Perſon or Perſons dying poſſeſſed thereof, or entitled thereunto, and not to the Heirs of ſuch Perſon or Perſons;

ſons; and that the ſaid Common Capital and Principal Stock, and real Funds of the ſaid Governor and Company of the Bank of *England*, and the ſaid Allowances after the Rate of three Pounds *per Centum per Annum*, the ſaid Exchequer Bills, whilſt in the Hands of the ſaid Governor and Company, and the particular Part, Share, and Intereſt of every Member of the ſaid Corporation in the ſaid Stock, Funds, Allowances, and the ſaid Bills, whilſt ſuch Bills ſhall be in the Hands of the ſaid Governor and Company, as aforeſaid, ſhall not be liable or ſubject to any Foreign Attachment by the Cuſtom of *London*, or otherwiſe; any thing in this Act, or in any other Act contained, or any other Law, Statute, Proviſion, Uſage, or Cuſtom to the contrary notwithſtanding. and not liable to Foreign Attachment.

LXIII. And it is hereby further enacted by the Authority aforeſaid, That the original Fund of the ſaid Governor and Company of one hundred thouſand Pounds *per Annum* before mentioned, and all Profit, Benefit and Advantage, from time to time ariſing out of the Management of the ſaid Corporation, and alſo the ſaid Annuity of one hundred and ſix thouſand five hundred and one Pounds thirteen Shillings and five Pence *per Annum*, and likewiſe the ſaid Allowance after the Rate of three Pounds *per Centum per Annum* for circulating the Exchequer Bills to be made in purſuance of this Act, ſhall (the Charges of managing the Buſineſs of the ſaid Governor and Company, only excepted) be applied from time to time, to the Uſes of all the Members of the ſaid Corporation of the Governor and Company of the Bank of *England* for the Time being, ratably and in Proportion to each Member's Part, Share, and Intereſt in the common Capital and principal Stock of the ſaid Governor and Company hereby continued, enlarged, and eſtabliſhed. The original Fund, &c. to be applied to the Uſe of the Members.

LXIV. Provided always, and it is hereby enacted by the Authority aforeſaid, That the ſeveral and reſpective Perſons who have ſubſcribed the ſeveral Sums in the ſaid Books, amounting to the ſaid Sum of two millions two hundred and one thouſand one hundred ſeventy-one Pounds ten Shillings, or for whom ſuch Subſcriptions have been made, and have paid down one fifth Part of each Sum ſubſcribed, as aforeſaid, or their reſpective Aſſigns, ſhall, and they are hereby reſpectively enjoined and required to pay to the ſaid Governor and Company, or their Caſhier, for their Uſe, the remaining four fifth Parts of every Sum ſo ſubſcribed or written in the ſaid Books, or any of them, againſt their Names reſpectively, and alſo every Sum of fifteen Pounds, or after that Rate, to be added to every hundred Pounds, or any greater or leſſer Sum ſubſcribed, as aforeſaid, at ſuch Times, and by ſuch Proportions, as the Court of Directors of the ſaid Governor and Company for the Time being, or the major Part of them, ſhall appoint in that Behalf, ſo as publick Notice thereof be given as well in the *London Gazette*, as by a Paper to be ſigned by the Secretary of the ſaid Governor and Company, and fixed upon the *Royal Exchange* in *London*, at leaſt ten Days before the reſpective Days of Payment ſo appointed; and in caſe Default ſhall be made in any of the ſaid Payments ſo appointed and notified, then the Perſon or Perſons making ſuch Default, ſhall forfeit the fifth Part ſo paid down, as aforeſaid, to the ſaid Governor and Company of the Bank of *England*, and their Succeſſors, and in reſpect of ſuch fifth Part ſhall not be entitled to any Share or Dividend out of the Capital Stock of the ſaid Governor and Company; any thing herein contained to the contrary thereof in any wiſe notwithſtanding. Subſcribers of 2,201,171 l. 10 s. who have paid one Fifth to pay the Remainder into the Bank, at ſuch Times as the Directors ſhall appoint. Defaulters to forfeit the fifth Part paid down.

LXV. Provided always, and be it enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for the ſaid Governor and Company of the Bank of *England* ſo enlarged and conſtituted, as aforeſaid, and their Succeſſors, at any Time or Times hereafter, when they ſhall find it ſafe and convenient, to reduce or leſſen their Capital Stock increaſed as aforeſaid, by any Dividend or Dividends to be made among the then Members of the ſaid Corporation in their private or perſonal Capacities, ratably and in Proportion to their reſpective Shares and Intereſts therein, taking Care that the Sum total of all their Debts which they ſhall owe at any one Time to any Perſon or Perſons, Bodies Politick or Corporate, do not exceed the Value of the Joint and Capital Stock, and ſuch other Eſtate which at any ſuch Time ſhall be and remain to the ſaid Governor and Company undivided; and that in caſe the ſaid Governor and Company, or their Succeſſors, by any Dividend whatſoever to be made amongſt themſelves in their private or perſonal Capacities, ſhall reduce or leſſen their joint Stock or Capital, without limiting, paying off, or proportionably reducing the total Sum of the ſaid Debts which they ſhall owe to others, as aforeſaid, ſo that the Value of their joint Stock and Capital, and other their Eſtate then remaining undivided, ſhall not be ſufficient to anſwer their juſt Debts then remaining unpaid; in every ſuch Caſe the particular Members of the ſaid Corporation of the Governor and Company of the Bank of *England*, and every of them reſpective, who in their private or perſonal Capacities ſhall receive any Share of ſuch Dividend, ſhall be ſeverally liable, and they are hereby made liable, ſo far as the reſpective Shares ſo by them reſpectively received upon ſuch Dividend will extend, to pay and ſatisfy the Debts which ſhall remain due and unpaid by the ſaid Governor and Company, to any other Perſon or Perſons, Bodies Politick or Corporate, as aforeſaid, who by virtue of this Act ſhall or may ſue for and recover the ſame (beſides Treble Coſts) by Action of Debt, or upon the Caſe, as is before-mentioned; any thing in this, or any former Act, Charter, or otherwiſe howſoever to the contrary in any wiſe notwithſtanding. Bank may make Dividends, &c. taking Care that the Debts they ſhall owe, exceed not the Capital Stock. In ſuch Caſe the particular Members who have received any Share of ſuch Dividend, ſhall be, ſo far as that will extend, liable to pay the Debts owing by the Bank.

LXVI. Provided always, and it is hereby further enacted, That from and after the compleat paying off, and diſcharging the ſaid Principal and Intereſt due on all the ſaid Exchequer Bills to be iſſued in purſuance of this Act, and cancelling all the Bills, and full Satisfaction made as aforeſaid, of all Arrearages of the ſaid Allowances, after the Rate of three Pounds *per Centum per Annum* for circulating the ſame, then, and not till then, the ſeveral Duties by this Act ſettled or appropriated, as well for Payment of the ſaid Intereſt, after the Rate of two Pence *per Centum per Diem*, and the ſaid Allowance after the Rate of three Pounds *per Centum per Annum*, as for raiſing the ſaid yearly Sum of two hundred thouſand Pounds, and every of them, ſhall be underſtood to be redeemed by Parliament, and ſhall not be iſſued, paid or applied After the Bills are all diſcharged, the Duties are redeemed.

plied to any Uſe, Intent, or Purpoſe whatſoever, without the Authority of Parliament; any thing herein contained to the contrary thereof in any wiſe notwithſtanding.

The not redeeming the ſaid Duties, not to hinder the Redemption of the original Fund, &c.

LXVII. Provided nevertheleſs, That nothing in this Act contained, for or concerning the Redemption of the ſaid Duties by this Act ſettled and appropriated, as well for Payment of the ſaid Intereſt, after the Rate of two Pence *per Diem*, and the ſaid Allowance after the Rate of three Pounds *per Centum per Annum*, as for raiſing the ſaid yearly Sum of two hundred thouſand Pounds for cancelling the ſaid Bills, ſhall in any wiſe prevent or hinder the Redemption of the ſaid original Fund of one hundred thouſand Pounds *per Annum*, or the ſaid Annuity of one hundred and ſix thouſand five hundred and one Pounds thirteen Shillings and five Pence, purſuant to the reſpective Proviſoes for thoſe Purpoſes in this Act contained; but that the ſame, or either of them may be redeemed from the ſaid Governor and Company, or their Succeſſors, according to the reſpective Proviſoes or Conditions in this Act contained, without Redemption of the ſaid Duties and Funds hereby ſettled in Relation to the Exchequer Bills to be made forth in purſuance of this Act, as aforeſaid; any thing herein contained to the contrary in any wiſe notwithſtanding.

The Dividend of 4 l. 10 s. to belong only to the old Members.

'LXVIII. And whereas the ſaid Governor and Company of the Bank of *England* eſtabliſhed by former Acts herein recited, did on the three and twentieth Day of *March* one thouſand ſeven hundred and eight, order a Dividend of four Pounds and ten Shillings *per Centum* to be made amongſt their then Members;' It is hereby enacted and declared, That the ſaid Dividend only belongs to, and is to be received and enjoyed by the reſpective Members of the ſaid Corporation, before the making of the Subſcription before-mentioned, and their reſpective Aſſigns, in Proportion to their reſpective Intereſts in the then Capital Stock of the ſaid Governor and Company.

Commiſſioners for taking Subſcriptions indemnified.

LXIX. Provided always, and it is hereby enacted and declared, That the Perſons named Commiſſioners for taking the Subſcriptions in the Act before-mentioned, or any of them, ſhall not incur or be ſubject to any Incapacity, Forfeiture or Penalty whatſoever, for or in Regard of their or any of their being named Commiſſioners, or acting in or upon the Commiſſion for taking ſuch Subſcriptions, or any Ways relating thereunto; any Law or Statute to the contrary in any wiſe notwithſtanding.

Publick Act.

LXX. And be it further enacted and declared, That this preſent Act ſhall be eſteemed in all the Parts thereof in all Courts of Law and Equity to be a publick Act, and Notice thereof ſhall be taken as ſuch by all Courts and Perſons accordingly.

Bank not obliged to pay Intereſt to a leſſer Sum than a Penny.

LXXI. And it hereby enacted by the Authority aforeſaid, That as often as any of the Bills hereby authorized to be iſſued ſhall become payable by the ſaid Governor and Company, and ſhall be brought to them to be exchanged for Money, the ſaid Governor and Company ſhall not be obliged to pay for ſuch Intereſt to any leſſer Sum than a Penny due upon ſuch Bill, in caſe a ſingle Bill be produced for Payment, or for the Total of the Intereſt of ſuch Bills, where two or a greater Number of Bills ſhall be offered at one Time by the ſame Perſon; and the Payment or Tender of all ſuch Intereſt as ſhall be due on ſuch Bill or Bills (except ſuch Sum leſs than a Penny) together with the Principal due on ſuch Bill and Bills, ſhall be good and ſufficient in Law, as if the Principal and entire Intereſt, including ſuch leſs Sum than a Penny, had been paid or tendered upon ſuch Bill or Bills.

Bank may call in Monies divided out of their capital Stock, &c.

LXXII. Provided always, and it is hereby enacted and declared, That it ſhall and may be lawful for the ſaid Governor and Company, and their Succeſſors, from time to time hereafter in ſuch Manner, and by ſuch Notice as in this Act are before appointed for calling in any Monies for the Circulation of Exchequer Bills and other the Purpoſes before mentioned, to call in or direct to be paid by or from their reſpective Members for the Time being proportionably all or any Part of the Monies, which ſhall have before been divided and paid out of their ſaid Capital Stock of four millions four hundred and two thouſand three hundred forty and three Pounds, under ſuch Penalties, Charges, and Forfeitures for Non-payment of any Monies of the ſaid Capital ſo called in, as are before appointed for Non-payment of any other Monies (not Capital) by this Act authorized to be called in, as aforeſaid.

Duties deficient to be made good out of the next Aids.

LXXIII. Provided always, and it is hereby enacted by the Authority aforeſaid, That if the reſpective Duties by this Act granted or appropriated, or any of them, ſhall at any Time or Times appear to be ſo deficient, that within any one Year the ſaid reſpective Duties ſhall not be ſufficient to anſwer and ſatisfy the ſeveral and reſpective Purpoſes to which the ſame are hereby ſeverally appropriated, then and in every ſuch Caſe, and as often as ſuch Deficiency ſhall happen, the ſame ſhall be provided for, anſwered and made good by and out of the next Aids to be granted by Parliament.

Farther Proviſions concerning Bank, 9 *Ann.* c. 7. 12 *Ann. St.* 1. c. 11. 12 *Ann. St.* 2. c. 3. 3 *Geo.* 1. c. 8. 11 *Geo.* 1. c. 9. 1 *Geo.* 2. *St.* 2. c. 8. 2 *Geo.* 2. c. 3. 11 *Geo.* 2. c. 27. §. 16. 15 *Geo.* 2. c. 13. 19 *Geo.* 2. c. 6. 24 *Geo.* 2. c. 4.

CAP. VIII.

CAP. VIII.

An Act for continuing ſeveral Impoſitions and Duties, to raiſe Money by way of Loan; and for exporting *Britiſh* Copper and Braſs Wire Duty-free; and for circulating a further Sum in Exchequer Bills, in caſe a new Contract be made in that Behalf; and concerning the Oaths to be adminiſtred in Relation to *Italian* thrown Silks, and touching Oils and Plantation Goods of Foreigners, taken or to be taken as Prize; and concerning Drugs of *America* to be imported from her Majeſty's Plantations; and for appropriating the Monies given in this Seſſion of Parliament; and for making out Debentures for two Tranſport Ships in this Act named; and to allow a further Time for regiſtring certain Debentures, and for Relief of Perſons who have loſt ſuch Tickets, Exchequer Bills, Debentures, Tallies, or Orders, as in this Act are mentioned.

MOST gracious Sovereign; We your Majeſty's moſt dutiful and loyal Subjects, the Commons of *Great Britain* in Parliament aſſembled, for the better enabling your Majeſty to defray the Expences of the preſent War, and for other your Majeſty's moſt neceſſary and important Occaſions, have cheerfully and unanimouſly given and granted, and do by this Act give and grant to your Majeſty the ſeveral and reſpective Subſidies, Impoſitions, and Duties herein after particularly deſcribed, for and during the Terms herein after expreſſed, and do moſt humbly beſeech your Majeſty, that it may be enacted; and be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the ſeveral Impoſitions and Duties upon Wines and Vinegar granted by an Act made in the firſt Year of the Reign of his late Majeſty King James the Second, intituled, *An Act for granting to his Majeſty an Impoſition upon all Wines and Vinegar imported between the twenty-fourth Day of* June *one thouſand ſix hundred eighty-five and the twenty-fourth Day of* June *one thouſand ſix hundred ninety-three*, which ſaid Act, by ſeveral ſubſequent Acts of Parliament ſince made, was continued, and is to continue until the firſt Day of *Auguſt* one thouſand ſeven hundred and fourteen, ſhall, by virtue of this Act, be further continued and be payable to her Majeſty, her Heirs and Succeſſors, for and upon all Wines and Vinegar which ſhall be imported into *Great Britain*, from the laſt Day of *July* one thouſand ſeven hundred and fourteen to the firſt Day of *Auguſt* one thouſand ſeven hundred and ſixteen, and no longer; and that the ſaid Act ſo made in the firſt Year of the Reign of the ſaid late King James the Second, and all Powers Proviſions, Penalties, Articles, and Clauſes therein contained, for or concerning the ſaid Impoſitions on Wines and Vinegar, ſhall continue and be in full Force and Effect, until the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and ſixteen, and ſhall be applied, practiſed, and executed for raiſing, levying, collecting, anſwering, and paying the ſaid Duties upon Wine and Vinegar hereby continued, and all Arrears thereof, according to the Tenor and Intent of this preſent Act, as fully, to all Intents and Purpoſes, as if all and every the Clauſes, Matters, and Things in the ſaid Act of the firſt Year of the Reign of the ſaid King James the Second contained, had been again in this Act repeated, and particularly enacted.

Duties on Wines and Vinegar continued to 1 Auguſt 1716.
1 Ja. 2. c. 3.
Farther continued by 8 Annæ, c. 13.
and made perpetual by 9 Annæ, c. 21. §. 1.
1 Ja. 2. c. 3.

II. And be it further enacted by the Authority aforeſaid, That the Rates, Duties, and Impoſitions upon all Sorts of Tobacco, granted by an Act made in the firſt Year of the Reign of the ſaid late King James the Second, intituled, *An Act for granting to his Majeſty an Impoſition upon all Tobacco and Sugar imported between the twenty-fourth Day of* June *one thouſand ſix hundred eighty-five, and the twenty-fourth Day of* June *one thouſand ſix hundred ninety-three*, which ſaid Act as for and concerning the ſaid Duties and Impoſitions upon Tobacco only, by ſeveral ſubſequent Acts of Parliament ſince made, was continued, and is to continue until the firſt Day of *Auguſt* one thouſand ſeven hundred and fourteen, ſhall, by virtue of this Act, be further continued and paid unto her Majeſty, her Heirs and Succeſſors, for and upon all Tobacco to be imported into *Great Britain*, from the laſt Day of *July* one thouſand ſeven hundred and fourteen to the firſt Day of *Auguſt* one thouſand ſeven hundred and ſixteen, and no longer.

Duties on Tobacco continued to 1 Auguſt 1716.
1 Ja. 2. c. 4.
Farther continued by 8 *Annæ*, c. 13.
and made perpetual by 9 Annæ, c. 21. §. 1.

III. Provided always, and be it enacted and declared by the Authority aforeſaid, That the ſaid Duty upon Tobacco which ſhall be imported within the Times by this Act limited, and all Arrears thereof, ſhall be ſecured, collected, raiſed, levied, anſwered, and paid to her Majeſty in ſuch Method, and with ſuch Diſcount and Allowances, and according to ſuch Rules and Directions, as are mentioned, referred to, or preſcribed (as to the Duties or Impoſitions upon Tobacco) in and by the Act made in the Parliament holden in the ſeventh Year of the Reign of King William the Third, of glorious Memory, intituled, *An Act for continuing ſeveral Duties, granted by former Acts upon Wines, Vinegar, and Tobacco, and* Eaſt India *Goods, and other Merchandizes imported, for carrying on the War againſt* France, *and not otherwiſe.*

Duties on Tobacco to be levied, &c. as by 7 & 8 W. 3. c. 20.
7 W. 3. c. 20.

IV. And be it further enacted by the Authority aforeſaid, That the ſeveral additional and other Rates, Impoſitions, Duties, and Charges upon the ſeveral Sorts of Goods and Merchandizes, granted by an Act made in the ſecond Year of the Reign of King William the Third and Queen Mary, intituled, *An Act for granting to their Majeſties certain Impoſitions upon all* Eaſt India *Goods and Merchandizes, and upon all Wrought Silks, and ſeveral other Goods and Merchandizes to be imported after the five and twentieth Day of* December *one thouſand ſix hundred and ninety*, and which thereby, and by ſeveral Acts of Parliament already made, have Continuance until the firſt Day of *Auguſt* one thouſand ſeven hundred and fourteen, ſhall be further continued and paid to her Majeſty, her Heirs and Succeſſors, for and upon the like Commodities

Old Impoſt continued till 1 Auguſt 1716.
2 W. & M. ſ. 2. c. 4.
Farther continued by 8 Annæ, c. 13.
and made perpetual by 9 Annæ, c. 21. §. 1.

to be imported into *Great Britain*, from the laſt Day of *July* one thouſand ſeven hundred and fourteen to the firſt Day of *Auguſt* one thouſand ſeven hundred and ſixteen, and no longer; and that the ſaid Act made in the ſecond Year of their late Majeſties Reign, concerning *Eaſt India* Goods and other Things therein charged, and all Powers, Proviſions, Penalties, Articles, and Clauſes therein contained, ſhall continue and be of full Force and Effect until the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and ſixteen, and ſhall be applied, practiſed, and executed for the raiſing, levying, collecting, anſwering, and paying the ſaid reſpective Duties hereby continued, and all Arrears thereof, according to the Tenor and Intent of this preſent Act, as fully, and to all Intents and Purpoſes, as if the ſaid laſt mentioned Act, and all and every the Clauſes, Matters, and Things therein contained, had been again repeated and particularly enacted (except only as to ſuch Part of the ſaid Acts, concerning the ſaid Impoſitions on Wines, Vinegar, Tobacco, *Eaſt India* Goods, and other Merchandizes imported, touching which other Proviſions or Alterations are made by any Act or Acts of Parliament now in Force, which other Proviſions or Alterations are to be obſerved, and to continue during the Continuance of this preſent Act) and the ſaid Act,

7 W. 3. c. 10. intituled, *An Act for continuing ſeveral Duties granted by former Acts upon Wines and Vinegar, and upon Tobacco, and* Eaſt India *Goods, and other Merchandizes imported, for carrying on the War againſt* France, and every Article, Clauſe, Matter, and Thing therein contained, for the raiſing, levying, ſecuring, anſwering and paying the Impoſitions and Duties on the Merchandizes and Commodities thereby charged, and which are by this Act continued, ſhall be of full Force and Effect, until the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and ſixteen.

Additional Impoſitions continued to 1 Aug. 1716. 4 & 5 W. & M. c. 5. Farther continued by 8 Annæ, c. 13. and made perpetual by 9 Annæ, c. 21. §. 1.

V. And be it further enacted by the Authority aforeſaid, That the additional and other Rates, Duties, Impoſitions, and Charges upon the ſeveral Sorts of Goods and Merchandizes, granted by an Act of Parliament made in the fourth Year of their ſaid late Majeſties Reign, intituled, *An Act for granting to their Majeſties certain additional Impoſitions upon ſeveral Goods and Merchandizes, for proſecuting the preſent War againſt* France, which by ſeveral ſubſequent Acts of Parliament already made, have Continuance until the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and fourteen, ſhall, by Virtue of this Act, be further continued, and be paid and payable to her Majeſty, her Heirs and Succeſſors, throughout *Great Britain*, from the laſt Day of *July* one thouſand ſeven hundred and fourteen to the firſt Day of *Auguſt* one thouſand ſeven hundred and ſixteen, and no longer; and that the ſaid Act laſt mentioned, and all Powers, Proviſions, Penalties, Articles, and Clauſes therein contained (except as herein after is excepted and provided) as for and concerning the ſaid Rates, Duties and Impoſitions, ſhall continue and be of full Force and Effect until the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and ſixteen, and ſhall be applied, practiſed, and executed, for the raiſing, levying, collecting, anſwering, and paying the ſaid Duties hereby continued, and all Arrears thereof, according to the Tenor and Intent of this preſent Act, as if the ſaid laſt mentioned Act, and all and every the Clauſes, Matters, and Things therein contained, had been again repeated and particularly enacted in this preſent Act: Provided alſo, That in all Caſes where any other Proviſion or Alteration is made by any Act or Acts of Parliament now in Being, in or about any other Matter or Thing contained in the ſaid Act of Parliament for the Impoſitions laſt mentioned, ſuch other Proviſions or Alterations ſhall be obſerved during the Continuance of the Term hereby granted; any thing herein contained to the contrary notwithſtanding.

Duties on Whale Fins continued to Aug. 1716. 9 & 10 W. 3. c. 45. Farther continued by 8 Annæ, c. 13. and made perpetual by 9 Annæ, c. 21. §. 1.

VI. And it is hereby further enacted, That the ſeveral Impoſitions and Duties, for and upon all Whale Fins imported, which by an Act of Parliament in the ninth Year of the Reign of his ſaid late Majeſty King WILLIAM the Third, intituled, *An Act for taking away half the Duties impoſed on Glaſs Wares, and the whole Duties lately laid on Stone and Earthen Wares, and Tobacco Pipes, and for granting in lieu thereof new Duties on Whale Fins and* Scotch *Linnen*, were granted to his ſaid late Majeſty King WILLIAM, and by ſubſequent Acts already paſſed, have Continuance until the firſt Day of *Auguſt* one thouſand ſeven hundred and fourteen, ſhall be, and are hereby continued and payable to her Majeſty, her Heirs and Succeſſors, upon all Whale Fins to be imported into *Great Britain*, from the laſt Day of *July* one thouſand ſeven hundred and fourteen, to the firſt Day of *Auguſt* one thouſand ſeven hundred and ſixteen, and no longer; and ſhall be raiſed, levied, collected, and paid in ſuch Manner and Form, and by ſuch Ways and Means, and under ſuch Penalties, as are mentioned in the ſaid Act for granting the ſaid Impoſitions on Whale Fins and *Scotch* Linen; which Act, with all the Powers, Proviſoes, Penalties, Articles, and Clauſes therein contained, or thereby referred to, ſhall continue and be in full Force until the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and ſixteen, and ſhall be applied, practiſed, and put in Execution for raiſing and levying the ſaid Duties on Whale Fins hereby continued, and all Arrears thereof, as fully and effectually as if all the Clauſes, Matters, and Things therein contained concerning the ſaid Duties on Whale Fins were repeated, and again enacted in the Body of this preſent Act.

1 Ja. 2. c. 3. 2 W. & M. ſſ. 2. c. 4. 4 & 5 W. & M. c. 5. 9 & 10 W. 3. c. 45.

'VII. And whereas the ſaid Impoſitions on Wines, Vinegar, and Tobacco, which were firſt granted 'to King JAMES the Second, in the firſt Year of his Reign, and the ſaid Impoſitions on *Eaſt India* Goods, 'and other Goods charged therewith, which were firſt granted to their late Majeſties King WILLIAM 'and Queen MARY in the ſecond Year of their Reign, and the ſaid additional Impoſitions which were 'firſt granted to them in the fourth Year of their Reign, and the ſaid Duties on Whale Fins imported, 'which were granted to his ſaid late Majeſty King WILLIAM in the ninth Year of his Reign, were by 'ſeveral ſubſequent Acts of Parliament continued (with ſome Exceptions and Alterations) as aforeſaid, 'until the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and fourteen, in the Manner therein men'tioned, and are thereby made ſubject and liable (together with ſuch other Duties as are therein expreſ'ſed) to the Satisfaction of ſeveral principal Sums which were borrowed, or authorized to be borrowed 'upon thoſe Acts reſpectively, and the Intereſt due, and to be due for the ſame, which Principal and In'tereſt are to be duly paid off and diſcharged in the firſt Place;' Now it is hereby further declared and enacted

enacted by the Authority aforeſaid, That from and immediately after the Time that all the Principal and Intereſt Monies which by the ſaid former Acts, or any of them, are charged or chargeable on the ſeveral Impoſitions and Duties laſt particularly mentioned (jointly with other Duties) as aforeſaid, ſhall be fully paid off and ſatisfied according to the true Meaning of the ſaid former Acts, or that ſufficient Money ſhall be reſerved in the Exchequer for that Purpoſe, then all the Monies which from thenceforth ſhall ariſe by the ſaid Impoſitions upon Wines, Vinegar, and Tobacco, which were firſt granted to King James the Second in the firſt Year of his Reign, and the ſaid Impoſitions on *Eaſt India* Goods, and other Goods charged therewith, which were firſt granted to their late Majeſties King William and Queen Mary, in the ſecond Year of their Reign, and the ſaid additional Impoſitions which were firſt granted to them in the fourth Year of their Reign, and the ſaid Duties on Whale Fins imported, which were granted to his late Majeſty King William in the ninth Year of his Reign, for the Remainders of the Terms formerly granted, and therein then to come and unexpired (except the neceſſary Charges of raiſing, levying, collecting, and accounting for the ſame) ſhall, from Time to Time, be paid into the Receipt of the Exchequer diſtinctly for the Purpoſes in this Act expreſſed, and for no other Uſe, Intent, or Purpoſe whatſoever.

After the Principal &c. of the former Acts are diſcharged, the ſeveral Duties appropriated for the Uſes of this Act.

'VIII. And whereas it is found by Experience, That the Duties upon the Exportation of Copper of 'the Produce and Growth of *Great Britain*, and upon Braſs Wire made in *Great Britain*, have annually 'produced very inconſiderable Sums, and nevertheleſs do hinder the Exportation of ſuch Copper and 'Wire, to the Prejudice of this Nation;' Be it therefore enacted by the Authority aforeſaid, That no Subſidies or other Duties ſhall be due or payable by any Act or Acts of Parliament whatſoever upon the Exportation of any ſuch Copper or Wire, which from and after the firſt Day of *May* one thouſand ſeven hundred and nine, ſhall be exported to or for any Parts beyond the Seas; any Law or Statute whatſoever to the contrary notwithſtanding.

Britiſh Copper and Braſs Wire to be exported Duty-free.

'IX. And whereas the Governor and Company of the Bank of *England* have undertaken the Circula- 'tion of Exchequer Bills, amounting to two millions and five hundred thouſand Pounds, for her Ma- 'jeſty's Supply, in ſuch Manner and Form, and upon ſuch Terms and Advantages as are mentioned or 'intended by another Act of this Seſſion of Parliament in that Behalf;' Now it is hereby provided, *&c.*

7 Annæ, c. 7.

See 9 *Ann. c.* 7.

"The Bank may agree to circulate further Exchequer Bills for 612,739*l. &c.* with the ſame Advantages, "*&c.* as by the former Act, *&c.* Oath upon importing *Italian* thrown Silk, to be made before the Col- "lector, *&c.* Oils and Plantation Goods of Foreigners, taken as Prize, to pay Cuſtoms, purſuant to "her Majeſty's Declaration, 12 *May* 2 Annæ. EXP. *See* 8 *Annæ, c.* 1."

1 Annæ, ſtat. 1. c. 27.

6 Annæ, c. 19.

XII. And be it enacted by the Authority aforeſaid, That from and after the four and twentieth Day of *June* one thouſand ſeven hundred and nine, *Jeſuits Bark*, *Sarſaparilla*, Balſam of *Peru* and *Tulu*, and all other Drugs of the Growth and Product of *America*, may be imported from any of her Majeſty's Plantations in *America*, in Ships regularly manned and navigated, paying the ſame Duty and no more, as if they were imported directly from the Place of their Growth; any Law or Statute to the contrary notwithſtanding.

Drugs of America may be imported from her Majeſty's Plantations.

Concerning Drugs ſee farther,

1 *Geo.* 1. *c.* 43. 8 *Geo.* 1. *c.* 15. 10 *Geo.* 1. *c.* 20. 17 *Geo.* 2. *c.* 31. 25 *Geo.* 2. *c.* 32. 31 *Geo.* 2. *c.* 12 & 35.

XIII. Provided always, and it is hereby enacted by the Authority aforeſaid, That it ſhall and may be lawful, to and for any Perſon or Perſons, Natives or Foreigners, Bodies Politick or Corporate, to advance or lend to her Majeſty at the Receipt of her Majeſty's Exchequer, as well upon Credit of the ſeveral Impoſitions and Duties by this Act granted or continued, as alſo upon Credit of the Monies which by the ſaid former Acts, after Satisfaction of the Principal and Intereſt thereupon as aforeſaid, ſhall ariſe by the Impoſitions and Duties thereby granted, any Sums which ſhall not exceed in the whole ſix hundred forty-five thouſand Pounds, for the Service of the War, and other her Majeſty's Occaſions; and moreover, the Treaſurer of the Exchequer for the Time being, or any three or more of the Commiſſioners of the Treaſury for the Time being, are hereby authorized and directed to cauſe the Officers of the ſaid Receipt of Exchequer, to receive from Time to Time, by way of Loan, from any Perſon or Perſons, Bodies Politick or Corporate, willing to make the ſame at the ſaid Receipt, any further Sum and Sums of Money, over and above the ſaid Sums not exceeding ſix hundred forty-five thouſand Pounds, as ſhall be ſufficient to make good the Payment of all the Intereſt Monies appointed or allowed by this Act, every three Months, until the ſaid Impoſitions and Duties ariſing by this or by the ſaid former Acts, or any of them firſt happening, ſhall come into the Exchequer, and be ſufficient for that Purpoſe, purſuant to the Intent and Meaning of this Act; and that all the Lenders as well of the ſaid Sums not exceeding ſix hundred forty-five thouſand Pounds, as of the ſaid further Sums for making good the Payment of the intermediate Intereſt as aforeſaid, ſhall have and receive Intereſt for the Forbearance thereof, after the Rate of ſix Pounds *per Centum per Annum*, and that no Money to be lent upon the Security of this Act, ſhall be taxed, rated, or aſſeſſed by any Act of Parliament whatſoever.

Clauſe of Loan for 645,000*l.*

and of a further Sum for making good the intermediate Intereſt,

at 6 per Cent.

Tax free.

See 8 *Ann. c.* 13, *ſ.* 12.

"Lenders to have Tallies ſtruck, *&c.* Orders to be paid in Courſe, *&c.* No Fee, *&c.* to be taken. "Penalty. Tallies of the ſame Date no undue Preference. No Penalty to incur, if ſubſequent Orders "be firſt paid. Orders aſſignable. EXP."

'XVIII. And whereas in and by one Act of the fifth Year of her Majeſty's Reign, a Credit was given 'for any Sums not exceeding eight hundred twenty-two thouſand three hundred eighty-one Pounds fif- 'teen Shillings and ſix Pence Farthing; and by another Act of the ſixth Year of her Majeſty's Reign, 'a further Credit was given for any Sums not exceeding ſeven hundred twenty-nine thouſand ſixty-ſeven

5 Annæ, c. 27.

6 Annæ, c. 19.

'Pounds fifteen Shillings and ſix Pence three Farthings, to be borrowed upon thoſe Acts reſpectively, at 'an Intereſt after the Rate of ſix Pounds *per Centum per Annum*, upon the ſeveral Subſidies, Impoſitions, 'and Duties in the ſame Acts reſpectively mentioned; and the Lord High Treaſurer, or any three or 'more of the Commiſſioners of the Treaſury for the Time being, are by the ſame Acts reſpectively au-'thorized and directed to cauſe the Officers of the Exchequer to receive, from Time to Time, by way 'of Loan, at the like Intereſt at the ſaid Receipt, any further Sum or Sums of Money as ſhould be ſuffi-'cient to make good the Payment of all the Intereſt Monies, appointed or allowed by the ſame Acts re-'ſpectively, every three Months, until the Subſidies, Impoſitions, and Duties therein mentioned, ſhould 'come into the Exchequer, and be ſufficient for that Purpoſe, purſuant to the Intent and true Meaning 'of the ſame Acts reſpectively:' Now it is hereby provided and enacted by the Authority aforeſaid, That

This Act not to prejudice the Security of the Acts above mentioned.

nothing in this Act contained ſhall extend or be conſtrued to extend to the taking away, altering, or leſſening the ſaid Power and Direction of borrowing Monies to make good the Payment of the ſaid Intereſt Monies every three Months, until the ſaid Subſidies, Impoſitions, and Duties in the ſaid reſpective Acts mentioned ſhall come in, and be ſufficient for that Purpoſe as aforeſaid, or in any wiſe to alter or prejudice the Security given by the ſaid ſeveral Acts of the fifth and ſixth Years of her Majeſty's Reign, or either of them, for the Repayment and Satisfaction of the ſame, or any other the Principal and Intereſt Monies, which were ſecured or intended to be ſecured by the ſame Acts reſpectively, but that the Orders for the ſame ſhall be regiſtred in Courſe, and paid in the ſame Manner upon each of thoſe Acts, as if this Act had never been made; this preſent Act, or any Thing therein contained, or any other Matter or Thing whatſoever to the contrary in any wiſe notwithſtanding.

Clauſe of Appropriation. 7 Annæ, c. 1.

XIX. And be it enacted by the Authority aforeſaid, That all the Monies lent and to be lent unto her Majeſty on one Act of this Seſſion of Parliament, intituled, *An Act for granting an Aid to her Majeſty to be raiſed by a Land Tax in* Great Britain, *for the Service of the Year one thouſand ſeven hundred and nine*, and ſo much Money (if any ſuch be) of the Tax thereby granted, as ſhall ariſe and remain after all the Loans made, or to be made upon that Act, and the Intereſt thereof, and the Charges thereby allowable for the raiſing the ſaid Tax, ſhall be ſatisfied, or Money ſufficient ſhall be reſerved to diſcharge the ſame; and all the Money lent and to be lent under her Majeſty upon one other Act of this Seſſion of Parliament, intituled, *An Act for charging and continuing the Duties upon Malt, Mum, Cyder, and Perry, for the Service of the Year one thouſand ſeven hundred and nine*, and ſo much Money of the ſaid Duties of Malt, Mum, Cyder, and Perry thereby granted, as ſhall ariſe and remain after all the Loans made, or to be made upon that Act, or thereby transferred, or directed to be transferred thereunto, and the Intereſt thereof, and the Charges thereby allowable for raiſing the ſaid Duties thereby granted, ſhall be ſatisfied, or Money ſufficient ſhall be reſerved to diſcharge the ſame; and the Sums payable by the Governor and Company of the Bank of the *England*, for or upon Account of the Sum of four hundred thouſand Pounds to be advanced by way of Diſcount, according to another Act of this Seſſion of Parliament, intituled, *An Act for enlarging the Capital Stock of the Bank of* England, *and for raiſing a further Supply, granted to her Majeſty for the Service of the Year one thouſand ſeven hundred and nine*, and the Exchequer Bills not exceeding two millions five hundred thouſand Pounds iſſuable by that Act, for her Majeſty's Supply; and the Sums intended to be raiſed by Loans and Exchequer Bills, by or in purſuance of this preſent Act; ſhall be appropriated, iſſued, and applied, and the ſame are hereby appropriated, for or towards the ſeveral Uſes and Purpoſes herein after expreſſed; that is to ſay, For or towards the defraying the Charges of the Ordinary of her Majeſty's Navy, and for Victuals, Wages, Wear and Tear, and other Services of the Navy, and the Victualling thereof, performed and to be performed; and for the Sea Service in the Office of the Ordnance, performed and to be performed; and for or towards the Land Service performed and to be performed by the Office of the Ordnance; and to and for Subſiſtence, Off-reckonings and Clearings for one Year, from the three and twentieth Day of *December* one thouſand ſeven hundred and eight, to her Majeſty's Guards and Garriſons in *Great Britain*, and the contingent Charges of the ſame, and for Payment of Invalids for the ſaid Year, beginning from the ſaid three and twentieth Day of *December* one thouſand ſeven hundred and eight; and for or towards the defraying the Charges of her Majeſty's Army, and ſuch Forces as are or ſhall be added thereunto, in the Low Countries or *Germany*, within, or for one Year, to be reckoned from the ſaid three and twentieth Day of *December* one thouſand ſeven hundred and eight, and the contingent Charges thereunto belonging; and for or towards her Majeſty's Proportion of the Charge of three thouſand *Palatines*, formerly taken into the Service of her Majeſty and the *States General*, for the Year one thouſand ſeven hundred and nine; and for or towards her Majeſty's Proportion of the Charge of four thouſand ſix hundred thirty-nine *Saxons*, formerly taken into the Service of her Majeſty and the *States General*, for the Year one thouſand ſeven hundred and nine; and for or towards her Majeſty's Proportion of the Charge of *Bothmar's* Regiment of Dragoons, conſiſting of eight hundred Men, formerly taken into the Service of her Majeſty and the *States General*, for the Year one thouſand ſeven hundred and nine; and for defraying her Majeſty's Proportion of the Charge for augmenting the Troops, which have been reſolved for acting in Conjunction with her Allies in *Flanders*, for the Service of the Year one thouſand ſeven hundred and nine; and for defraying the Charge of maintaining the Forces in her Majeſty's Pay to ſerve in *Spain* and *Portugal*, for the Service of the ſaid Year one thouſand ſeven hundred and nine; and for or towards the Payment of her Majeſty's Proportion of the Subſidies due upon Treaties made or to be made with her Majeſty's Allies, and other Charges for the Service of the War, for any Time before, or until the five and twentieth Day of *December* one thouſand ſeven hundred and nine; and for or towards the Payment of a Year's Intereſt further on the unſatisfied Debentures, charged upon the *Iriſh* Forfeitures; and for or towards the tranſporting of Land Forces performed and to be performed; and for or towards diſcharging the Premiums and other Charges, for circulating the old Exchequer Bills

7 Annæ, c. 3.

7 Annæ, c. 7.

Bills for another Year; and for or towards the defraying extraordinary Charges of the War already incurred, and not before this Time provided for by Parliament; and for making good ſuch Payments as by another Act of this Seſſion of Parliament are to be made, as well for diſcharging the Allowances for or upon the Exportation from *Scotland*, of Fiſh, Beef, and Pork cured with Foreign Salt, imported before the firſt Day of *May* one thouſand ſeven hundred and ſeven, as alſo to pay for ſuch Salt ſo imported, and ſtill remaining in the Hands of her Majeſty's Subjects there; and for Payment of the General Officers ſerving in *Flanders* in the Years one thouſand ſeven hundred and eight and one thouſand ſeven hundred and nine, according to the Stations in which they have or ſhall have ſerved by their reſpective Commiſſions; and to no other Uſes, Intents, and Purpoſes whatſoever. Provided, always, That out of the Monies to be iſſued to the Guards and Garriſons, as aforeſaid, there ſhall and may be taken and applied any Sum not exceeding eighty-ſeven thouſand one hundred twenty-five Pounds ten Shillings, towards the the Charge of maintaining the Soldiers raiſed and to be raiſed for Sea Service, with their Officers, and the contingent Charges thereunto belonging; and out of the Monies to be iſſued for the Service of the Navy and Sea Service, as aforeſaid, there ſhall be taken and applied ſuch Sums, as together with the ſaid Sum not exceeding eighty-ſeven thouſand one hundred twenty-five Pounds ten Shillings, ſhall be neceſſary for the Charge of maintaining the ſaid Soldiers for Sea Service, with their Officers, and the contingent Charges thereunto belonging; any thing herein contained to the contrary notwithſtanding.

'XX. And whereas by an Act of Parliament made in the thirteenth Year of the Reign of his late Ma- 13 & 14 W. 3.
'jeſty King William the Third, of glorious Memory, intituled, *An Act for reviving and continuing an* c. 1.
'*Act, intituled, An Act for the appointing the Commiſſioners to take, examine, and determine the Debts due to the Army, Navy, and for Tranſport Service, and alſo an Account of the Prizes taken during the late War*, the Commiſſioners thereby appointed did ſtate and determine the Debts due for the Hire and Freight of the Ship *Robert and James*, and the Ship *John's Adventure*, taken up for tranſport Service in the Year one thouſand ſix hundred ninety and three, and prepared Tickets, Bills, Certificates, or Debentures for the ſame; which Tickets, Bills, Certificates, or Debentures were not ſigned by the ſaid Commiſſioners, the Maſters or Proprietors of the ſaid Ships not demanding the ſame before the Expiration of the ſaid Commiſſion;' Be it therefore enacted, &c.

"Debentures to be made out for the Ships *Robert and James*, and *John's Adventure*. *Iriſh* Debentures loſt, upon Oath before a Baron, &c. and Security, Treaſury may grant Duplicates. Time allowed for regiſtring Army Debentures till 29 *Sept.* 1709. EXP.

'XXIII. And whereas ſeveral Tickets, commonly called *Million Lottery Tickets*, and *Malt Lottery Tickets*, which are ſtill unpaid, and ſeveral Bills called *Exchequer Bills*, not yet diſcharged, alſo divers Sorts of Bills or Certificates, commonly called *Debentures*, made forth for Arrears due to the Army, and for Tranſport Services, not being applied to the purchaſing of any of the forfeited Eſtates in *Ireland*, or otherwiſe diſcharged, and alſo divers Tallies and Orders for Payment of Annuities granted by Act of Parliament, are by Caſualty or Miſchance, loſt, burnt, or otherwiſe deſtroyed;' Be it hereby further enacted, &c.

"The Barons of the *Exchequer*, on Affidavit made before them, that any Lottery Tickets, Exchequer Bills, Debentures, &c. are loſt, ſhall give a Certificate thereof, and the reſpective Officers, on Security given to indemnify them, ſhall make forth Duplicates of ſuch Tickets, &c. and in Default of ſuch Officer, the Lord Treaſurer, &c. ſhall order ſuch Duplicates to be made forth. All which ſhall be done without Fee, &c. EXP.

CAP. IX.

An Act for giving the Commiſſioners of Sewers for the City of *London* the ſame Powers as the Commiſſioners of Sewers for Counties have; and to oblige Collectors for the Sewers to account.

'WHEREAS by an Act of Parliament made in the nineteenth Year of the Reign of our Sovereign Lord Charles the Second, intituled, *An Act for rebuilding the City of* London, it is amongſt other 19 Car. 2. c. 3.
'Things enacted, That the Number and Places for all Common Sewers, and Vaults, and Drains, and the Order and Manner of paving and pitching the Streets and Lanes within the ſaid City and Liberties, ſhall be deſigned and ſet out by ſuch and ſo many Perſons, as the Mayor, Aldermen, and Commons of the ſaid City in Common Council aſſembled, ſhould authorize and appoint under their Common Seal, or the more Part of them; to which Perſons ſeveral Powers and Authorities are thereby given, for the Ends in the ſaid Act mentioned: And it is thereby enacted, That all other Commiſſioners whatſoever, be altogether ſuſpended from intermeddling in the Premiſſes for the Space of ſeven Years, and for ſo long after, until the intended Buildings of the ſaid City ſhould be fully finiſhed; any Law or Statute to the contrary notwithſtanding: And whereas by another Act made in the two and three and twentieth Years of the 22 & 23 Car. 2.
'Reign of the ſaid King, it is enacted and declared, That the ſaid Clauſe or Branch of the ſaid Act herein c. 17.
'before recited, ſhould remain and continue in Force, and be made perpetual, and the Powers and Authorities thereby given and appointed to be exe .ted by ſuch Perſons as ſhould in that behalf be authorized and appointed by the ſaid Mayor, Aldermen, and Commons in Common Council aſſembled, according to the Tenor thereof, under their Common Seal, or any ſeven or more of them, ſhould and might for ever thereafter be put in Execution, according to the Purport and Effect of the aforeſaid Act; and that no other Commiſſioner, or any other Perſon whatſoever, ſhould at any Time then after intermeddle in the Premiſſes, within the ſaid City and Liberties thereof; any Law or Statute to the contrary notwithſtanding;

'ing: And whereas ſome Doubts have ariſen whether the ſaid Perſons ſo authorized have the like Powers 'and Authorities veſted in them, as Commiſſioners of Sewers, by virtue of their Commiſſion, and of the 'Laws and Statutes of this Realm, have in any County within that Part of *Great Britain* called *England*;' For explaining the ſame, and for remedying the Miſchiefs herein after mentioned, Be it declared and enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and of the Commons, in Parliament aſſembled, and by the Authority of the ſame, That the ſaid Perſons ſo, as aforeſaid, authorized and appointed by the Mayor, Aldermen, and Commons of the ſaid City of *London* in Common Council aſſembled, or that ſhall hereafter in like Manner be authoriſed and appointed for the Purpoſes in the ſaid recited Acts mentioned, have of Right exerciſed and put in Practice, and ſhall or may, for the Time to come, exerciſe and put in Practice, within the ſaid City of *London*, and Liberties of the ſame, all and every the Powers and Authorities given to and veſted in any Commiſſioner of Sewers in any other County or Place, by Force and Virtue of any the Laws and Statutes of this Realm, or of any Commiſſion to them granted, purſuant to the ſame, and ſhall be deemed and taken to be Commiſſioners of Sewers within the Limits aforeſaid, ſubject nevertheleſs to the Limitations and Directions of the ſaid Statute of the two and three and twentieth Years of the Reign of our ſaid late Sovereign King Charles the Second.

The Perſons authorized by the Mayor, &c. of London, have and ſhall exerciſe in London, &c. all the Powers given to Commiſſioners of Sewers, in any other County or Place; but ſubject to the Act of 22 & 23 Car 2. c. 17.

II. And be it further enacted by the Authority aforeſaid, That if any Perſon or Perſons appointed by the ſaid laſt-mentioned Statute to be Collectors of the Rates and Duties that ſhall be aſſeſſed, according to the Directions of the ſaid Statute, for the Ends and Purpoſes therein contained, ſhall neglect or refuſe, upon due Notice to him or them given, to appear before the ſaid Commiſſioners, at the Place of their publick Meetings, and give a juſt and true Accouut, upon Oath, of all Monies by him or them collected and received for the Purpoſes aforeſaid, which Oath the ſaid Commiſſioners, or any ſeven of them, at any their publick Meetings, according to the Directions of the ſaid Statute, are hereby authorized and impowered to adminiſter, or ſhall neglect or refuſe to collect ſuch Sum or Sums as ſhall be ſpecified in a Roll delivered to him, or ſhall neglect or refuſe to pay ſuch Money ſo collected, as upon ſuch Account ſhall appear to be in his Hands, into the Chamber of the ſaid City, according to the Directions of the ſaid Act, every Perſon ſo neglecting or refuſing to appear, collect, or pay, ſhall forfeit and pay, for every ſuch Offence, a Sum not exceeding ten Pounds, over and above what Money he ſhall be chargeable with, to be ſet and impoſed by the ſaid Commiſſioners, or any ſeven of them; which ſaid Penalties, and all other Fines that be ſet and impoſed by the ſaid Commiſſioners, purſuant to the Authority to them given, ſhall be levied by Diſtreſs and Sale of the Goods of the Perſon ſo offending, by Warrant under the Hands and Seals of the ſaid Commiſſioners, or any ſeven of them, rendring the Overplus, (if any be) after the Charges of ſuch Diſtreſs and Sale deducted, to the Owner of the ſaid Goods; all which Fines and Sums of Money, and all other Fines to be ſet and impoſed by the ſaid Commiſſioners, ſhall be paid into the Chamber of *London*, and applied for and towards the maintaining, repairing, cleanſing, and ſcouring the publick Drains and Sewers within the ſaid City and Liberties thereof.

Collectors of the Rates refuſing on Notice to appear before the Commiſſioners and to give an Account on Oath, or neglecting to collect, &c. or to pay the Money collected, ſhall forfeit 10 l. to be levied by Diſtreſs, &c.

To be paid into the Chamber of London, and applied to the maintaining the Sewers.

III. Provided always, and be it enacted by the Authority aforeſaid, That nothing in this Act contained, ſhall be adjudged deemed, or taken to extend to the Conſervatorſhip of the River of *Thames*, or to give any Juriſdiction to the ſaid Commiſſioners to intermeddle with the ſame, or to alter the Powers or Authorities of the Lord Mayor of the City of *London* for the Time being, touching the ſame, but the ſame ſhall or may continue to be managed, executed and done, as before the making of this Act; any thing herein before contained to the contrary hereof in any wiſe notwithſtanding.

This Act not to extend to the Conſervatorſhip of the Thames.

IV. And be it further enacted, That if any Action, Suit, Plaint, or Information ſhall, at any Time after the firſt Day of *May* one thouſand ſeven hundred and nine, be commenced, ſued or proſecuted againſt any Perſon or Perſons for what he or they ſhall do, in purſuance of any of the recited Acts, or this Act, ſuch Perſon or Perſons, ſo ſued or proſecuted in any Court whatſoever, ſhall or may plead the General Iſſue, and upon Iſſue joined, may give the ſaid Acts or this Act, or any of them, and the ſpecial Matter, as the Caſe may require, in Evidence; and if the Plaintiff or Proſecutor become nonſuit, or ſuffer Diſcontinuance, or if a Verdict paſs againſt him, her, or them, the Defendant or Defendants ſhall recover Treble Coſts, for which they ſhall have the like Remedy as in any Caſe where Coſts by Law are given to Defendants.

If any Action be brought for what is done in purſuance of this Act, the Defendant may plead the General Iſſue, and ſhall recover Treble Coſts.

V. And it is alſo enacted, That this Act, and the ſaid recited Acts, ſhall be deemed and taken for Publick Acts.

All the ſaid Acts to be taken as Publick Acts.

19 Car. 1. c. 3. 22 & 23 Car. 2. c. 17. *See the following Chapter.*

CAP. X.

An Act for rendring more effectual the Laws concerning Commiſſions of Sewers.

Preamble reciting the Laws in Force concerning Commiſſions of Sewers.
6 *H.* 6. *c.* 5.
8 *H.* 6. *c.* 3.
4 *H.* 7. *c.* 1.
23 *H.* 8. *c.* 5.
25 *H.* 8. *c.* 10.
3 & 4 *Ed.* 6. *c.* 8.

'WHEREAS by the Laws now in Force concerning Commiſſions of Sewers, it is provided, That 'if any Perſon or Perſons being aſſeſſed or taxed to any Lot or Charge for any Lands Tenements, 'or Hereditaments within the Limits of any ſuch Commiſſion, do not pay the ſaid Lot and Charge, ac'cording to the Order and Aſſignment of the Commiſſioners, having Power of the Execution of the ſaid 'Commiſſion, that then the ſaid Commiſſioners for lack of Payment of ſuch Lot and Charge, may decree 'and ordain the ſaid Lands and Tenements from the Owner or Owners thereof, and their Heirs, and the 'Heirs of every of them, to any Perſon or Perſons, for Term of Years, Term of Life, Fee-ſimple, or 'Fee-tail, for Payment of the ſame Lot and Charge, the ſaid Decrees and Ordinances to be executed in

1 *Mar. St.* 3. *c.* 11. 23 *El. c.* 9. 3 *Jac.* 1. *c.* 14.

'ſuch

'ſuch Manner, as by the ſaid Laws now in Force is directed and appointed: And it is thereby provided, 'That the ſame Decrees and Ordinances ſhall bind all and every Perſon and Perſons, that at the making 'of the ſame Decree had any Intereſt in ſuch Lands, Tenements, and Hereditaments, in Uſe, Poſſeſſion, 'Reverſion, or Remainder, their Heirs and Feoffees, and every of them; and ſhall alſo bind as well the 'Lands, Tenements, and Hereditaments of the King of *England*, as all and every other Perſon and Perſons 'and their Heirs, and ſuch their Intereſt, as they ſhall fortune to have in any Lands, Tenements, and 'Hereditaments, or other caſual Profit, Advantage, or Commodity whatſoever they be, whereunto the 'ſaid Laws, Ordinances, and Decrees ſhall in any wiſe extend, according to the true Purport, Meaning, 'and Intent of the ſaid Laws; but the ſaid Laws of Sewers now in Force, have been found Defective, in 'that ſufficient Power and Authority is not thereby given to Commiſſioners of Sewers, to make Sale of 'Copyhold or Cuſtomary Lands within the Limits of their Commiſſion for the Cauſes aforeſaid;' For Remedy whereof, Be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the five and twentieth Day of *March* in the Year of our Lord one thouſand ſeven hundred and nine, it ſhall and may be lawful to and for the Commiſſioners authorized by Commiſſion from her Majeſty, her Heirs and Succeſſors, or any ſix or more of them, to put in Execution the Laws now in Force concerning Sewers, for Nonpayment of any Lot or Charge aſſeſſed or charged upon any Copyhold or Cuſtomary Lands within the Limits of their Commiſſion, and by the Power and Authority of the ſaid Commiſſion of Sewers, to decree and ordain the ſaid Copyhold or Cuſtomary Lands ſo charged from the Owner or Owners, and their Heirs, and the Heirs of every of them, to any Perſon or Perſons, for ſuch Eſtate and Intereſt therein, as the ſaid Owner or Owners thereof, or any claiming in Remainder under them, at the Time of ſuch Decree made, had in the ſame Copyhold Lands, Tenements, and Hereditaments; the ſaid Decrees to be made and executed, as Decrees concerning Freehold Lands are, by the ſaid Laws now in Force, to be made and executed.

After 25 March 1709. Commiſſioners of Sewers may for Nonpayment of any Lot aſſeſſed on Copyhold Lands, decree the ſame from the Owners, &c.

The ſaid Decrees to be executed as Decrees concerning Freeholds.

II. Provided always, That all and every Perſon or Perſons, to whom any ſuch Sale of Copyhold or Cuſtomary Lands or Tenements ſhall be made, ſhall before ſuch Time as they or any of them ſhall enter, or take any Profit of the ſame Lands or Tenements, agree and compound with the Lords of the Manors, of whom the ſame ſhall be holden, for ſuch Fines or Incomes, as heretofore hath been moſt uſual and accuſtomed to be yielded or paid therefore; and that upon every ſuch Agreement or Compoſition, the ſaid Lords for the Time being, at the next Court to be holden at or for the ſaid Manors, ſhall not only grant to ſuch Vendee or Vendees upon Requeſt, the ſame Copyhold or Cuſtomary Lands or Tenements by Copy of Court Roll of the ſaid Manors, for ſuch Eſtate or Intereſt as to them ſhall be ſo decreed or ſold, and reſerving the ancient Rents, Cuſtoms, and Services, but alſo ſhall in the ſame Court admit them Tenants of the ſame Copyhold or Cuſtomary Lands, as other Copyholders of the ſame Manors have been wont to be admitted, and to receive their Fealty accordingly.

The Buyers of ſuch Copyhold Lands to agree with the Lords of whom holden, for the accuſtomed Fines, and the Lords to admit them Tenants.

III. And be it further enacted and declared, That it ſhall and may be lawful to and for the Commiſſioners of Sewers, or any ſix or more of them, by Warrant under their Hands and Seals, to give Authority to any Perſon or Perſons, to levy the Sums of Money by them, from time to time, to be aſſeſſed or taxed upon the Lands, Meadows, Mariſhes or Grounds, liable or chargeable with any Seſſes, Taxes, Impoſitions, or Charges, by Authority of their ſaid Commiſſion, by Diſtreſs and Sale of the Goods of ſuch Perſon or Perſons that ſhall not pay, or refuſe to pay the ſame; and the Overplus of the Money ariſing upon ſuch Sale, after Deduction of the reaſonable Charges of making ſuch Diſtreſs and Sale, ſhall be reſtored to the Owner or Owners of the Goods ſo diſtrained.

Six of the Commiſſioners may by Warrant impower any Perſon to levy the Aſſeſſments by Diſtreſs and Sale. The Overplus to be reſtored to the Owner.

CAP. XI.

An Act for aſcertaining and directing the Payment of the Allowances to be made for or upon the Exportation from *Scotland*, of Fiſh, Beef, and Pork, cured with Foreign Salt imported before the firſt Day of *May* one thouſand ſeven hundred and ſeven; and for diſpoſing ſuch Salt ſtill remaining in the Hands of her Majeſty's Subjects there; and for aſcertaining and ſecuring the Allowances for Fiſh and Fleſh exported, and to be exported from *Scotland* for the future.

'WHEREAS certain Quantities of White Herrings, and of Salmon, Codfiſh, Beef and Pork, cured with Foreign Salt only, which was imported into *Scotland* before the firſt Day of *May* one thouſand ſeven hundred and ſeven (at which Time the happy Union of the two Kingdoms of *England* and *Scotland* took Effect) have been, ſince the ſaid firſt Day of *May* one thouſand ſeven hundred and ſeven, exported from ſeveral Parts of *Scotland*, ſuch Herrings, Salmon, and Codfiſh reſpectively, having been firſt duly pined, cured, and packed for Exportation with the ſaid Foreign Salt only, without any Mixture of *Britiſh* or *Iriſh* Salt, according to the Laws and Acts of Parliament formerly made in *Scotland*, and ſtill in Force in that Behalf; and the ſaid Beef and Pork having been alſo firſt duly ſalted with the ſaid Foreign Salt without Mixture, as aforeſaid, and exported for Sale only; and on the five and twentieth Day of *March* one thouſand ſeven hundred and nine, certain other Quantities of White Herrings, Salmon, Codfiſh, Beef and Pork, do or may remain in *Scotland* ready to be entred for Exportation from thence to Parts beyond the Seas, being alſo ſalted with Foreign Salt imported into *Scotland* before the ſaid firſt Day of *May* one thouſand ſeven hundred and ſeven, without Mixture, as aforeſaid; and ſuch Fiſh being alſo duly pined, cured and packed, and the Beef and Pork laſt-mentioned, being likewiſe in-

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'tended for Sale only: And whereas the Sum total of all the Allowances claimed for the ſaid Fiſh and 'Fleſh exported, and to be exported from *Scotland*, ſo ſalted with Foreign Salt imported before the ſaid 'firſt Day of *May* one thouſand ſeven hundred and ſeven, being computed according the Rates un-'queſtionably allowable for the like Fiſh and Fleſh ſalted with Foreign Salt imported into *Scotland* after 'the ſaid firſt Day of *May* one thouſand ſeven hundred and ſeven, will not by Eſtimation exceed twenty-'eight thouſand four hundred and fifty-two pounds nineteen ſhillings and ſeven pence;' Be it enacted, *&c.*

"Fiſh, *&c.* cured with Foreign Salt only, imported before 1 *May* 1707. to have the ſame Allowances as "ſince the Union. Debentures to be prepared for Fiſh, *&c.* exported ſince 1 *May* 1707. and before 15 *May* "1709, *&c.* And to be brought to the Commiſſioners of the Cuſtoms at *Edinburgh*, by 15 *July* 1709. Not "to exceed 28,452 *l.* 19 *s.* 7 *d.* Treaſury to iſſue Money for Payment to Sir *Patrick Johnſon*, *&c.* EXP.

No Debenture to be allowed till Oath, *&c.*

V. And for preventing Frauds, be it enacted, That no Debentures for any Allowances to be made by Law for any Fiſh or Fleſh exported, or hereafter to be exported from *Scotland* (the Debentures for the ſaid allowances not exceeding the ſaid Sum of twenty-eight thouſand four hundred and fifty-two Pounds, nineteen Shillings and ſeven Pence, for Fiſh and Fleſh cured with Foreign Salt imported from *Scotland* before the Union as aforeſaid, only excepted) ſhall be prepared or allowed until ſuch Oaths be made and taken, which the proper Officers have hereby Power to adminiſter; and all ſuch other Matters and Things be done and performed for preventing of Frauds to her Majeſty's Prejudice, as by any Law or Statute now in Force in *England* or *Scotland* are to be made, taken, done or performed for preventing Frauds in the like Allowances for the like Kinds of Fiſh and Fleſh reſpectively; and all Laws now in Force in *England* or *Scotland*, for preventing any Frauds upon the Importation and Exportation of Fiſh and Fleſh, for which the ſaid Allowances are to be made by Law, ſhall be in Force, and extended to *Scotland*.

'VI. And whereas certain Quanties of ſuch Foreign Salt imported into *Scotland* before the ſaid firſt Day 'of *May* one thouſand ſeven hundred and ſeven, do ſtill remain in the Hands of ſeveral of her Majeſty's 'Subjects there, not having been employed in the curing of Fiſh or Fleſh, or otherwiſe howſoever, which 'Salt in Hand doth not, by Computation, exceed in the whole fifty-one thouſand ſeven hundred ſe-'venty-ſeven Buſhels, reckoning eighty-four pounds Weight to the Buſhel;' It is hereby further enacted, *&c.*

"Such Foreign Salt in Hand to be weighed by the Salt Officer by 1 *June* 1709. and certified to the Com-"miſſioners by 15 *July* 1709. Not to exceed 51,777 Buſhels. Stock in Hand not delivered, forfeited. "Salt ſo delivered to be cellar'd, *&c.* Treaſury to iſſue Money for Payment at 9 *s. per* Buſhel, to Sir *Pa-*"*trick Johnſon*, &c. Sir *Patrick Johnſon*, &c. to have 2 *d. per* Pound." EXP.

How the Allowances for the future ſhall be aſcertained.

X. And for the better aſcertaining and ſecuring all ſuch Allowances as by Law ought to be made for any Fiſh or Fleſh exported, or hereafter to be exported from *Scotland*, which have been or ſhall be duly ſalted and cured only with Foreign Salt imported ſince the ſaid firſt Day of *May* one thouſand ſeven hundred and ſeven, or hereafter to be imported into *Scotland*, and for which her Majeſty's Duties payable by the Act of Union, have been, or ſhall have been firſt duly paid or ſecured; Be it further enacted by the Authority aforeſaid, That all ſuch Allowances (not being already ſatisfied) ſhall be paid by the Officer appointed to collect the Duties upon Salt payable in *Scotland*, out of the ſame Duties ariſen or to ariſe in the ſame Port from whence any ſuch Fiſh have been or ſhall be exported, within Thirty Days after Demand thereof, on a Debenture to be prepared by the Collectors of the Cuſtoms in the Port where ſuch Fiſh or Fleſh have been or ſhall be entered out for Exportation, and verified by the Perſon executing the Office of Searcher in ſuch Port, as to the Quantity of Fiſh or Fleſh actually ſhipt, and that the Oath of the Exporter or Agent be firſt taken before the principal Officers of the ſaid Port, before the Debenture be allowed, who are hereby required and impowered to give the ſaid Oath, that the Fiſh in every ſuch Debenture mentioned, were caught by Her Majeſty's Subjects, Inhabitants of *Great Britain*, and that the Fiſh and Fleſh in ſuch Debenture mentioned, were really exported to Parts beyond the Seas for Sale, and not intended to be relanded in *Great Britain*, and were duly cured only with Foreign Salt imported into *Scotland* after the ſaid firſt Day of *May* one thouſand ſeven hundred and ſeven, without any Mixture of *Britiſh* or *Iriſh* Salt, and that her Majeſty's Duties for ſuch imported Salt ſhall have been duly paid or ſecured; all which Particulars ſhall be ſpecified in ſuch Debentures reſpectively, for which Debenture or Debentures no Fee or Reward ſhall be taken; and in caſe the Officer hereby directed to pay ſuch Debenture, ſhall not have ſufficient Money in his Hands to pay the ſame, then ſuch Officer and Officers ſhall give a Certificate in Writing thereof, without Fee or Charge, to the Exporter or his Agent, to be directed either to the Commiſſioners of the Cuſtoms, or the Commiſſioners of Exciſe in *Scotland*, at the Option of the ſaid Exporter, or his Agent, and upon producing ſuch Certificates, together with the Debenture or Debentures ſo certified, to the Commiſſioners of the Cuſtoms, or the Commiſſioners of Exciſe for the time being, to whom ſuch Certificate ſhall be directed, ſhall cauſe ſuch Debenture or Debentures ſo certified, to be paid and ſatisfied without Fee or Charge, in Courſe, out of any her Majeſty's Duties ariſing upon Salt in *Scotland*, or out of the ſaid Revenues of Cuſtoms, and Exciſe in *Scotland*, or any of them, which are hereby charged therewith, and made liable thereunto, out of the firſt Monies ariſing by the ſaid Revenues reſpectively, and with Preference to all other Payments whatſoever to be made out of the ſame; the Charges of raiſing and managing thoſe Revenues, and the Fees, Salaries, and other Charges allowed, or to be allowed by her Majeſty, her Heirs or Succeſſors, for keeping up the Court of Seſſion and Juſticiary, and the Exchequer Court in *Scotland* always excepted and foreprized; any Law, Statute, or Uſage to the contrary in any wiſe notwithſtanding; and any Officer

By 10 Annæ, c. 26. §. 108. Theſe Salaries are chargeable on the Cuſtoms and Exciſe, *&c.* *And ſee* 5 *Geo.* 1. *c.* 20. *ſ.* 1.

or Officers, Commiſſioner or Commiſſioners, to whom it may belong to certify or pay any ſuch Debenture or Debentures, refuſing or neglecting to do his or their Duty therein, as is hereby directed, ſhall forfeit double the Sum ſo to be paid, to the Party grieved, to be recovered in the *Exchequer* of *Scotland* as aforeſaid.

XI. Provided always, That nothing in this Act contained ſhall extend to charge any Part of, or leſſen directly or indirectly the Overplus of the Cuſtoms of *Scotland*, exceeding the Sum of thirty thouſand Pounds *per Annum*, mentioned in the fifteenth Article of the ſaid Union, or any Part of the Overplus of the Exciſe of *Scotland*, exceeding the Sum of thirty-three thouſand five hundred Pounds *per Annum*, mentioned in the ſame Article; any thing herein contained to the contrary notwithſtanding. Not to charge the Overplus of the Cuſtoms or Exciſe in Scotland.

CAP. XII.

An Act for preſerving the Privileges of Ambaſſadors, and other publick Miniſters of Foreign Princes and States.

'WHEREAS ſeveral turbulent and diſorderly Perſons having in a moſt outragious Manner inſulted the Perſon of his Excellency *Andrew Artemonowitz Mattueof*, Ambaſſador extraordinary of his Czariſh Majeſty, Emperor of *Great Ruſſia*, her Majeſty's good Friend and Ally, by arreſting him, and taking him by Violence out of his Coach in the publick Street, and detaining him in Cuſtody for ſeveral Hours, in Contempt of the Protection granted by her Majeſty, contrary to the Law of Nations, and in Prejudice of the Rights and Privileges which Ambaſſadors and other publick Miniſters, authorized and received as ſuch, have at all Times been thereby poſſeſſed of, and ought to be kept ſacred and inviolable;' Be it therefore declared by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in Parliament aſſembled, and by the Authority of the ſame, That all Actions and Suits, Writs and Proceſſes commenced, ſued or proſecuted againſt the ſaid Ambaſſador, by any Perſon or Perſons whatſoever, and all Bail Bonds given by the ſaid Ambaſſador, or any other Perſon or Perſons on his Behalf, and all Recognizances of Bail given or acknowledged in any ſuch Action or Suit, and all Proceedings upon or by Pretext or Colour of any ſuch Action or Suit, Writ or Proceſs, and all Judgments had thereupon, are utterly null and void, and ſhall be deemed and adjudged to be utterly null and void, to all Intents, Conſtructions, and Purpoſes whatſoever. Preamble, reciting that the Czar's Ambaſſador having been arreſted, enacted therefore, that all Suits againſt him ſhould be void.

II. And be it enacted by the Authority aforeſaid, That all Entries, Proceedings, and Records againſt the ſaid Ambaſſador or his Bail, ſhall be vacated and cancelled. And all Proceedings againſt him and his Bail vacated.

III. And to prevent the like Inſolences for the future, be it further declared by the Authority aforeſaid, That all Writs and Proceſſes that ſhall at any Time hereafter be ſued forth or proſecuted, whereby the Perſon of any Aambaſſador, or other publick Miniſter of any Foreign Prince or State, authorized and received as ſuch by her Majeſty, her Heirs or Succeſſors, or the Domeſtick, or Domeſtick Servant of any ſuch Ambaſſador, or other publick Miniſter, may be arreſted or impriſoned, or his or their Goods or Chattels may be diſtrained, ſeized, or attached, ſhall be deemed and adjudged to be utterly null and void to all Intents, Conſtructions, and Purpoſes whatſoever. All Proceſſes againſt any publick Miniſter, or any of his Servants, to be adjudged void for the Time to come.

IV. And be it further enacted by the Authority aforeſaid, That in caſe any Perſon or Perſons ſhall preſume to ſue forth or proſecute any ſuch Writ or Proceſs, ſuch Perſon and Perſons, and all Attornies and Solicitors proſecuting and ſoliciting in ſuch Caſe, and all Officers executing any ſuch Writ or Proceſs, being thereof convicted, by the Confeſſion of the Party, or by the Oath of one or more credible Witneſs or Witneſſes, before the Lord Chancellor, or Lord Keeper of the Great Seal of *Great Britain*, the Chief Juſtice of the Court of *Queen's Bench*, the Chief Juſtice of the Court of *Common Pleas* for the time being, or any Two of them, ſhall be deemed Violators of the Laws of Nations, and Diſturbers of the publick Repoſe, and ſhall ſuffer ſuch Pains, Penalties, and corporal Puniſhment, as the ſaid Lord Chancellor, Lord Keeper, and the ſaid Chief Juſtices, or any Two of them ſhall judge fit to be impoſed and inflicted. Puniſhment for Attornies, &c. ſuing forth ſuch Proceſs.

V. Provided, and be it declared, That no Merchant or other Trader whatſoever, within the Deſcription of any of the Statutes againſt Bankrupts, who hath or ſhall put himſelf into the Service of any ſuch Ambaſſador or publick Miniſter, ſhall have or take any Manner of Benefit by this Act; and that no Perſon ſhall be proceeded againſt as having arreſted the Servant of an Ambaſſador or publick Miniſter, by virtue of this Act, unleſs the Name of ſuch Servant be firſt regiſtred in the Office of one of the Principal Secretaries of State, and by ſuch Secretary tranſmitted to the Sheriffs of *London* and *Middleſex* for the time being, or their Under Sheriffs or Deputies, who ſhall, upon the Receipt thereof, hang up the ſame in ſome publick Place in their Offices, whereto all Perſons may reſort, and take Copies thereof, without Fee or Reward. No Merchant, &c. to have any Benefit of this Act. Nor the Servant of an Ambaſſador, unleſs his Name be regiſtred, &c.

VI. And be it further enacted by the Authority aforeſaid, That this Act ſhall be taken and allowed in all Courts within this Kingdom as a Publick Act; and that all Judges and Juſtices ſhall take Notice of it without ſpecial pleading; and all Sheriffs, Bailiffs, and other Officers and Miniſters of Juſtice, concerned in the Execution of Proceſs, are hereby required to have regard to this Act, as they will anſwer the contrary at their Peril. This Act to be taken as a Publick Act.

CAP. XIII.

An Act for the better aſcertaining the Lengths and Breadths of Woollen Cloth made in the County of *York*.

4 *Ed.* 4. *c.* 1. 7 *Ed.* 4. *c.* 2 & 3. 1 *R.* 3. *c.* 8. 3 *H.* 7. *c.* 11. 3 *H.* 8. *c.* 7. 5 *H.* 8. *c.* 2. 6 *H.* 8. *c.* 8. & 9.

Breadth and Length of Broad Cloth to be made in Yorkſhire, after 24 June 1709.

For Length and Breadth of Yorkſhire Cloth, ſee 1 Geo. 1. ſtat. 2. c. 15. §. 15.

'WHEREAS divers Abuſes and Deceits have of late Years been uſed in the Manufacture of Woollen Cloths in the County of *York*, with reſpect to the Breadth, Length, and Over-ſtretching and Straining of the ſame, which tends to the great debaſing and undervaluing of the ſaid Manufacture, both at Home and in Foreign Parts where the ſaid Cloths are vended:' For Remedy whereof, be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in Parliament aſſembled, and by the Authority of the ſame, That from and after the four and twentieth Day of *June*, which ſhall be in the Year of our Lord one thouſand ſeven hundred and nine, every Broad Cloth made in the ſaid County of *York*, whether the ſame be called an End or Half Cloth, or a Long or Whole Cloth, being well ſcoured and fully mill'd, ſhall at the leaſt, be five Quarters and an Half by the Standard Yard Wand in Breadth within the Lifts, in the Water, being fully wet; and every ſuch Cloth called an End or Half Cloth, ſhall not exceed in Length three and twenty Yards, being fully wet; and every ſuch Cloth called a Long or Whole Cloth, ſhall not exceed forty-ſix Yards in Length, being fully wet; and that all Sorts of *Yorkſhire* Cloths called Whole-thick-kerſeys, and Whole-thick-plains, ſhall not be made under ſeventeen Yards and an Half in Length, and not leſs than three Quarters and an Half in Breadth by the Standard Yard Wand, when fully wet.

Puniſhment of Clothiers expoſing Cloth, otherwiſe made, to Sale.

For Manufacture of Cloth in the Weſt Riding of Yorkſhire, ſee 1 Geo. 1. c. 24. 7 Geo. 2. c. 25. 11 Geo. 2. c. 28.

II. And be it further enacted by the Authority aforeſaid, That if any Clothier or other Perſon ſhall, after the ſaid four and twentieth Day of *June* in the ſaid Year one thouſand ſeven hundred and nine, make, offer, or expoſe to Sale any of the aforeſaid Cloths which ſhall be made after the ſaid four and twentieth Day of *June*, and not made according to the ſaid reſpective Breadths and Lengths, every ſuch Perſon ſo offending, being thereof convicted by the Oath of any Overſeer or Searcher of Cloth, appointed or to be appointed within the ſeveral and reſpective Pariſhes or Townſhips in the ſaid County of *York*, by any former Law now in Force, or by the Oath of one or more other credible Witneſſes before any Juſtice of Peace within the ſaid County, or of any Corporation within the ſame (provided ſuch Juſtice be not a Merchant or Trader in the Woollen Manufacture) which Oath the ſaid Juſtices reſpectively are hereby impowered to adminiſter, ſhall for every Inch the ſaid reſpective Cloths ſhall be leſs than the ſaid reſpective Breadths, and for every Yard the ſaid Broad Cloths called a Long or Whole Cloth, ſhall exceed the ſaid Length of ſix and forty Yards, and for every Yard the ſaid Broad Cloth called an End or Half Cloth ſhall exceed the ſaid Length of three and twenty Yards, and for every Half Yard the ſaid Whole-thick-kerſeys or Whole-thick-plains ſhall be leſs in Length than ſeventeen Yards and a Half, as aforeſaid, forfeit reſpectively the Sum of twenty Shillings.

Owners, &c. of Fulling Mills to fix a Seal of Lead, mentioning in Figures the Length and Breadth of each Cloth.

III. And be it further enacted by the Authority aforeſaid, That the Owner or Occupier of every Fulling Mill in the ſaid County of *York*, where any of the ſaid reſpective Cloths ſhall be milled or fulled, ſhall fix or cauſe to be fixed at each End of every ſuch Cloth, before it is carried from the Mill, a Seal of Lead, riveted and ſtampt with his Name, mentioning in Figures the exact Number of Yards and Inches that the ſaid Cloth contains in Length and Breadth, when wet, ſcoured, and milled, for which he ſhall be paid, by the owner of the ſaid Cloth, the Sum of one Penny, and no more.

Fullers refuſing or neglecting, and Perſons defacing, &c. the ſaid Seal, or ſtretching the Cloth more than is directed by this Act, to forfeit the Sum of 20 s. One Half of the Forfeiture to the Informer, the other to the Poor.

IV. And be it further enacted, That if the Owner or Occupier of any ſuch Mill ſhall at any Time refuſe or neglect to fix ſuch Seal, as aforeſaid, to any ſuch Cloth, or if any Perſons ſhall afterwards take off, deface, counterfeit, or alter the Figures of any ſuch Seal, before the Cloth is exported or ſold to the Retailer, or if any Perſon whatſoever ſhall, after the ſaid four and twentieth Day of *June*, ſtretch or ſtrain any Piece of the ſaid Woollen Cloths more than one Inch in every Quarter of a Yard in the Breadth, or any Piece of the ſaid Broad Cloths more than one Yard in every twenty Yards in Length, or any Piece of the ſaid Whole-thick-kerſeys and Whole-thick-plains more than Half a Yard in every ſeventeen Yards and an Half in Length, when the ſaid reſpective Cloths are wet, ſcoured, and milled, as aforeſaid; or if any Owner or Occupier of any ſuch Fulling Mill, as aforeſaid, ſhall, after the ſaid twenty-fourth Day of *June*, mill or full, or cauſe to be milled or fulled in any one Stock at the ſame Time, any more than one whole Broad Cloth, or two half Broad Cloths; then, and in every ſuch Caſe, every ſuch Perſon that ſhall ſo neglect or offend, and be thereof convicted in Manner aforeſaid, ſhall for every ſuch Neglect or Offence forfeit the Sum of twenty Shillings.

Offender not paying the Forfeiture in 7 Days after Conviction, the Juſtice to iſſue his Warrant, to levy it by Diſtreſs, &c. and if no Diſtreſs, the Offender to be committed to the Houſe of Correction, &c.

V. And be it further enacted, That all ſuch Forfeitures as ſhall happen by reaſon of this Act, ſhall be the one Half thereof to the Informer, and the other Half to the Poor of the Townſhip or Place where the Offence ſhall be committed; and that if any Offender ſhall, by the Space of ſeven Days next after he ſhall be convicted, refuſe or neglect to pay any Forfeiture by him incurred by reaſon of this Act, then, and not before, it ſhall and may be lawful for the Juſtice or Juſtices of the Peace before whom ſuch Conviction ſhall be made, and ſuch Juſtice or Juſtices of the Peace are hereby required, to iſſue out one or more Warrants under his or their Hands and Seals, to the Conſtables of the Town or Place where ſuch Offender doth inhabit or can be found, within the Limits of their reſpective Juriſdictions, to levy the ſame by Diſtreſs and Sale of the Offender's Goods, returning the Overplus (if any be) to the Offender; and where no ſufficient Diſtreſs can be found, to commit the Offender to the Houſe of Correction, or Gaol of the County or Corporation, to be kept to hard Labour for ſuch Time as the Juſtice of the Peace before whom ſuch Conviction ſhall be made, ſhall direct, not exceeding one Month for any one Offence.

VI. Pro-

VI. Provided always, and be it enacted, That the Penalties incurred by reaſon of this Act, be inflicted within ten Days next after the Offences are committed, or diſcovered. Penalty when to be inflicted.

VII. Provided always, That if it ſhall happen that any ſuch Clothes, as aforeſaid, without any wilful Default of the Maker thereof, ſhall in ſome Parts (not exceeding in the whole one fifth Part of the Length) be leſs than the reſpective Breadths aforeſaid, yet ſuch Clothes may be ſold without incurring any of the Penalties by this Act impoſed on the Maker or Seller thereof. If any ſuch Clothes ſhall, without the Default of the Maker, be leſs than the Breadth aforeſaid, they may be ſold without Penalty.

VIII. And be it further enacted, That if any Perſon or Perſons find him or themſelves aggrieved by any Order or Warrant made by any Juſtice or Juſtices of the Peace upon any Conviction before him or them in purſuance of this Act, ſuch Perſon or Perſons may appeal to the next General Quarter-Seſſions of the Peace to be held for the County or Place where ſuch Conviction ſhall be made, giving ſufficient Notice of ſuch Appeal; and if the Juſtices of the Peace at ſuch Seſſions ſhall think fit to confirm or diſannul the ſaid Order or Warrant, they ſhall allow ſuch Coſts and Charges to the Party aggrieved thereby as they ſhall think reaſonable, to be levied and paid in ſuch Manner as is uſual in other Caſes of Appeals from the Orders of any Juſtices of the Peace to the Quarter-Seſſions. The party aggrieved may appeal to the Seſſions, who may allow Coſts.

IX. And be it further enacted by the Authority aforeſaid, That if any Action or Suit ſhall hereafter be commenced or proſecuted againſt any Perſon or Perſons by this Act authorized to put the ſame in Execution, all and every Perſon and Perſons ſo ſued may plead the General Iſſue, and give this Act and the Special Matter in Evidence; and if the Plaintiff ſhall become nonſuit, or forbear further proſecution, or ſuffer Diſcontinuance, or a Verdict paſs againſt him, or Judgment upon Demurrer, the Defendant or Defendants ſhall recover his and their Treble Coſts, for which he and they ſhall have like Remedy as in Caſes wherein Coſts by Law are given to Defendants; and this Act ſhall be taken and allowed as a Publick Act in all Courts within this Kingdom; and all Judges and Juſtices are hereby required to take Notice thereof as ſuch, without ſpecial pleading of the ſame. The Defendant may plead the General Iſſue, and ſhall recover Treble Coſts. Publick Act.

Farther Proviſions concerning Cloths, 10 *Ann. c.* 16. 1 *Geo.* 1. *ſt.* 2. *c.* 15 & 41. 11 *Geo.* 1. *c.* 24. 7 *Geo.* 2. *c.* 25. 11 *Geo.* 2. *c.* 28. *and* 14 *Geo.* 2. *c.* 35.

CAP. XIV.

An Act for the better Preſervation of Parochial Libraries in that Part of *Great Britain* called *England*.

'WHEREAS in many Places in the South Parts of *Great Britain* called *England* and *Wales*, the 'Proviſion for the Clergy is ſo mean, that the neceſſary Expence of Books for the better Proſecu-'tion of their Studies cannot be defrayed by them; and whereas of late Years, ſeveral charitable and well-'diſpoſed Perſons have by charitable Contributions erected Libraries within ſeveral Pariſhes and Diſtricts 'in *England* and *Wales*; but ſome Proviſion is wanting to preſerve the ſame, and ſuch others as ſhall be 'provided in the ſame Manner, from Embezilment;' Be it therefore enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That in every Pariſh or Place where ſuch a Library is or ſhall be erected, the ſame ſhall be preſerved for ſuch Uſe and Uſes, as the ſame is and ſhall be given, and the Orders and Rules of the Founder or Founders of ſuch Libraries ſhall be obſerved and kept. In every Pariſh where a Library ſhall be erected, it ſhall be preſerved for the Uſes to which it is given, &c.

II. And for the Encouragement of ſuch Founders and Benefactors, and to the Intent they may be ſatisfied, that their pious and charitable Intent may not be fruſtrated; Be it alſo enacted by the Authority aforeſaid, That every Incumbent, Rector, Vicar, Miniſter or Curate of a Pariſh, before he ſhall be permitted to uſe and enjoy ſuch Library, ſhall enter into ſuch Security by Bond or otherwiſe, for Preſervation of ſuch Library, and due Obſervance of the Rules and Orders belonging to the ſame, as the proper Ordinaries within their reſpective Juriſdictions, in their Diſcretion ſhall think fit; and in caſe any Book or Books belonging to the ſaid Library ſhall be taken away and detained, it ſhall and may be lawful for the ſaid Incumbent, Rector, Vicar, Miniſter or Curate for the time being, or any other Perſon or Perſons, to bring an Action of Trover and Converſion, in the Name of the proper Ordinaries within their reſpective Juriſdictions; whereupon Treble Damages ſhall be given with full Coſts of Suit, as if the ſame were his or their proper Book or Books, which Damages ſhall be applied to the Uſe and Benefit of the ſaid Library. Incumbents, &c. before they uſe the Library, ſhall give Security to preſerve it. If any Book be taken away &c. the Incumbent may bring Trover, and ſhall recover Treble Damages, to the Uſe of the Library.

III. And it is further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for the proper Ordinary, or his Commiſſary or Official in his reſpective Juriſdiction, or the Archdeacon, or by his Direction his Official or Surrogate, if the ſaid Archdeacon be not the Incumbent of the Place where ſuch Library is, in his or their reſpective Viſitation, to enquire into the State and Condition of the ſaid Libraries, and to amend and redreſs the Grievances and Defects of and concerning the ſame, as to him or them ſhall ſeem meet; and it ſhall and may be lawful to and for the proper Ordinary, from time to time, as often as ſhall be thought fit, to appoint ſuch Perſon or Perſons, as he ſhall think fit, to view the State and Condition of ſuch Libraries, and the ſaid Ordinaries, Archdeacons or Officials reſpectively, ſhall have free Acceſs to the ſame at ſuch Times as they ſhall reſpectively appoint. The Ordinary, &c. may inquire into the State of the Library, and amend the Defects; and appoint Perſons to inſpect the Library.

IV. And be it alſo further enacted by the Authority aforeſaid, That where any Library is appropriated to the Uſe of the Miniſter of any Pariſh or Place, every Rector, Vicar, Miniſter or Curate of the ſame within ſix Months after his Inſtitution, Induction or Admiſſion, ſhall make or cauſe to be made a new Catalogue of all Books remaining in, or belonging to ſuch Library, and ſhall ſign the ſaid Catalogue thereby acknowledging the Cuſtody and Poſſeſſion of the ſaid Books; which ſaid Catalogue ſo ſigned, Incumbent, &c. to make a Catalogue of the Books, to be deliver'd to the Ordinary,

and regiſtred without Fee.

ſhall be delivered to the proper Ordinary within the Time aforeſaid, to be kept or regiſtred in his Court, without any Fee or Reward for the ſame.

Where Libraries are already erected, ſuch Catalogue to be made, &c. before 29 Sept. 1709.

V. And be it further enacted by the Authority aforeſaid, That where there are any parochial Libraries already erected, the Incumbent, Rector, Vicar, Miniſter, or Curate of ſuch Pariſh or Place, ſhall make or cauſe to be made a Catalogue of all Books in the ſame, thereby acknowledging the Cuſtody and Poſſeſſion thereof; which Catalogue ſo ſigned, ſhall be delivered to the proper Ordinary, on or before the nine and twentieth Day of *September* which ſhall be in the Year of our Lord one thouſand ſeven hundred and nine; and where any Library ſhall at any Time hereafter be given and appropriated to the Uſe of any Pariſh or Place, where there ſhall be an Incumbent, Rector, Vicar, Miniſter, or Curate in Poſſeſſion, ſuch Incumbent, Rector, Vicar, Miniſter, or Curate, ſhall make or cauſe to be made a Catalogue of all the Books, and deliver the ſame, as aforeſaid, within ſix Months after he ſhall receive ſuch Library.

And where any ſhall be erected, within 6 Months after.

Upon the Death or Removal of any Incumbent, the Churchwardens ſhall lock up the Library.

VI. And to prevent any Imbezilment of Books upon the Death or Removal of any Incumbent, Be it alſo enacted by the Authority aforeſaid, That immediately after the Death or Removal of any Incumbent, Rector, Vicar, Miniſter, or Curate, the Library belonging to ſuch Pariſh or Place ſhall be forthwith ſhut up, and locked, or otherwiſe ſecured by the Churchwarden or Churchwardens for the Time being, or by ſuch Perſon or Perſons as ſhall be authorized or appointed by the proper Ordinary, or Archdeacon reſpectively, ſo that the ſame ſhall not be opened again, till a new Incumbent, Rector, Vicar, Miniſter, or Curate ſhall be inducted or admitted into the Church of ſuch Pariſh or Place.

The Veſtry, &c. may meet in ſuch Libraries, if they did ſo formerly.

VII. Provided always, That in caſe the Place where ſuch Library is or ſhall be kept, ſhall be uſed for any publick Occaſion for Meeting of the Veſtry, or otherwiſe, for the Diſpatch of any Buſineſs of the ſaid Pariſh, or for any other publick Occaſion, for which the ſaid Place hath been ordinarily uſed, the Place ſhall nevertheleſs be made uſe of as formerly for ſuch Purpoſes, and after ſuch Buſineſs diſpatched ſhall be again forthwith ſhut and lockt up, or otherwiſe ſecured, as is before directed.

The Incumbent ſhall enter the Benefactions, and Books.

VIII. And be it alſo further enacted by the Authority aforeſaid, That for the better Preſervation of the Books belonging to ſuch Libraries, and that the Benefactions given towards the ſame may appear, a Book ſhall be kept within the ſaid Library for the entring and regiſtring of all ſuch Benefactions, and ſuch Books as ſhall be given towards the ſame, and therein the Miniſter, Rector, Vicar, or Curate of the ſaid Pariſh or Place, ſhall enter or cauſe to be fairly entered ſuch Benefaction, and an Account of all ſuch Books as ſhall from time to time be given, and by whom given.

The Ordinary and Donor may make Orders concerning the Library; which ſhall be entred as aforeſaid.

IX. And for the better governing the ſaid Libraries, and preſerving of the ſame, It is hereby further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for the proper Ordinary, together with the Donor of ſuch Benefaction, (if living) and after the Death of ſuch Donor, for the proper Ordinary alone, to make ſuch other Rules and Orders concerning the ſame, over and above, and beſides, but not contrary to ſuch as the Donor of ſuch Benefaction ſhall in his Diſcretion judge fit and neceſſary; which ſaid Orders and Rules ſo to be made, ſhall, from time to time, be entred in the ſaid Book, or ſome other Book to be prepared for that Purpoſe, and kept in the ſaid Library.

Books not to be alienable without Conſent of the Ordinary.

If any Book be loſt a Juſtice of Peace may grant a Warrant to ſearch for it; and if found it ſhall be reſtored to the Library.

X. And it is further enacted and declared by the Authority aforeſaid, That none of the ſaid Books ſhall in any Caſe be alienable, nor any Book or Books that ſhall hereafter be given by any Benefactor or Benefactors ſhall be alienated, without the Conſent of the proper Ordinary, and then only when there is a Duplicate of ſuch Book or Books; and that in caſe any Book or Books be taken or otherwiſe loſt out of the ſaid Library, it ſhall and may be lawful to and for any Juſtice of Peace within the County, Riding, or Diviſion, to grant his Warrant to ſearch for the ſame, and in caſe the ſame be found, ſuch Book or Books ſo found ſhall immediately, by Order of ſuch Juſtice, be reſtored to the ſaid Library; any Law, Statute, or Uſage to the contrary in any wiſe notwithſtanding.

This Act ſhall not extend to a Library erected in Ryegate in Surrey.

XI. Provided always, That nothing in this Act contained ſhall extend to a publick Library lately erected in the Pariſh of *Ryegate* in the County of *Surry*, for the Uſe of the Freeholders, Vicar, and Inhabitants of the ſaid Pariſh, and of the Gentlemen and Clergymen inhabiting in Parts thereto adjacent; the ſaid Library being conſtituted in another Manner than the Libraries provided for by this Act.

CAP. XV.

An Act for altering *Whitſuntide* and *Lammas* Terms, for the Court of *Exchequer* in *Scotland*.

'WHEREAS it is found to be moſt convenient for the Subjects of *Scotland*, that the Terms to be kept and obſerved there, for the ſitting of the Court of *Exchequer*, ſhould be at the ſame Time that the Court of the Lords of Seſſion is held and kept there; and that therefore it is inconvenient that *Whitſuntide* Term for the ſaid Court of *Exchequer* ſhould begin before the Month of *June*, or that *Lammas* Term for the ſame Court ſhould continue after the Month of *July*;' Be it therefore enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and the Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That *Whitſuntide* Term for the ſaid Court of *Exchequer* ſhall at all Times hereafter begin upon the firſt Day of *June*, and ſhall end upon the two and twentieth Day of the ſaid Month of *June*, and that *Lammas* Term for the ſame Court ſhall alſo at all Times hereafter begin upon the ſeventh Day of *July*, and end upon the ſix and twentieth Day of the ſame Month, except any of the ſaid Days, upon which the ſaid Terms are appointed to begin and end, happen to be upon a *Sunday*, in which Caſe the Beginning or Ending of ſuch Term, in which that happens, ſhall be upon the Day following.

Whitſuntide Term for the Court of Exchequer in Scotland, to begin June 1. and end June 22.

Lammas Term to begin July 7. and end July 26.

Except any of the ſaid Days be Sunday.

II. And

II. And be it further enacted by the Authority aforeſaid, That all Proceſſes of the ſaid Court of *Exchequer* which are returnable upon the firſt Day of *Whitſuntide* Term next enſuing, ſhall be returned into the ſaid Court upon the firſt Day of *June* next enſuing, and all Perſons obliged to appear or anſwer in the ſaid Court upon the firſt Day of the ſaid Term, ſhall be obliged to appear and anſwer there upon the ſaid firſt Day of *June*, as fully to all Intents and Purpoſes, as ſuch Returns, Appearances, or Anſwers ought to have been upon the five and twentieth Day of *May* next, if ſuch Alteration of the ſaid Term, as is above, had not been made.

All Proceſſes returnable the firſt Day of Whitſuntide Term next, ſhall be returned the firſt of June.

CAP. XVI.

An Act to prevent the laying of Wagers relating to the Publick.

'WHEREAS ſeveral Perſons have of late Years laid Wagers, and executed ſeveral Policies for 'Payment of great Sums of Money, upon ſeveral Contingencies relating to the preſent War, and 'other Matters relating to the Government; which Practice hath been found to be inconvenient to the 'Publick; for preventing whereof for the future,' Be it enacted, *&c.*

"After the laſt of *March* 1709. all Wagers relating to the War, and all Policies of Aſſurance for Payment "thereof, ſhall be void: And all Perſons making ſuch Wagers, all Brokers, *&c.* ſhall forfeit double the "Sum of ſuch Wagers. One Moiety to the Queen, the other to the Proſecutor. This Act ſhall not ex- "tend to any Aſſurance on any Ship, *&c.* nor to Bonds of Bottomry, *&c.*

EXP.

CAP. XVII.

An Act for making more effectual an Act made in the ſixth Year of her Majeſty's Reign, for the better preventing of Miſchiefs that may happen by Fire

'WHEREAS by an Act made in the laſt Seſſion of Parliament, holden in the ſixth Year of her 'Majeſty's Reign, intituled, *An Act for the better preventing Miſchiefs that happen by Fire*, it was 'amongſt other Things enacted, That each and every Pariſh within the Cities of *London* and *Weſtminſter*, 'and weekly Bills of Mortality, ſhall from time to time, and at all Times, have and keep in good Order 'and Repair, in ſome known and publick Place within each Pariſh, a large Engine, and alſo a Hand En- 'gine, to throw up Water for the extinguiſhing of Fires, and alſo provide, keep, and maintain one Lea- 'ther Pipe and Socket of the ſame Size as the Plug or Fire Cock, to the Intent the Socket may be put 'into the Pipe to convey the Water clean, and without Loſs, or Help of the Bucket, into the Engine; 'and for as much as ſeveral of the Pariſhes within the ſaid City of *London* were, after the great Fire which 'happened in the Year one thouſand ſix hundred ſixty and ſix, united together, or to each other, and for 'that ſome Doubt hath ariſen, whether each of the ſaid Pariſhes ſo united is not obliged to have and keep 'two ſuch Engines;' Therefore for explaining the ſame, and avoiding of any Diſpute or Queſtion that may ariſe touching the Conſtruction thereof, Be it declared and enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the ſaid Pariſhes ſo united were intended to be, and ſhall (for the Purpoſes in the ſaid Act mentioned) be eſteemed and taken as one Pariſh only.

6 Annæ, c. 31. 11 Geo. 1. c. 28.

The Pariſhes in London united after the Fire, ſhall be taken as one Pariſh for the Purpoſes in the Act, 6 Annæ, c. 31.

'II. And whereas by the ſaid Act a Reward of ten Shillings is to be paid to the Turn Cock belonging 'to any Water Work, whoſe Water ſhall be found on, or firſt come into the Main or Pipe where the firſt 'Plug ſhall be opened at any Fire; thirty Shillings to the firſt Engine Keeper which brings in a Pariſh 'Engine to help to extinguiſh any Fire; twenty Shillings to the Keeper of the ſecond Pariſh Engine that 'ſhall be next brought to a Fire; and to the third ten Shillings; by the Churchwardens of each Pariſh 'where ſuch Fire ſhall happen;' Be it further enacted by the Authority aforeſaid, That in all Caſes where the ſaid Rewards are claimed, by Reaſon of any Fire happening within the ſaid City of *London*, or the Liberties thereof, the Churchwardens of the Pariſh where ſuch Fire ſhall happen, ſhall not pay the ſaid Rewards, or any of them, without the Approbation and Direction of the Alderman of the Ward wherein ſuch Pariſh is ſituate, or his Deputy, or two of the Common Councilmen of the ſame Ward for the Time being; and that the ſaid ſeveral Rewards ſhall likewiſe be paid and payable in like Proportion, and in the ſame Manner, to the Keeper of any other large Engine, (though not a Pariſh Engine) who ſhall bring in ſuch large Engine to help to extinguiſh any Fire, in good Order, and compleat.

The Rewards to the Turn Cock and others, how to be paid.

III. Provided nevertheleſs, and it is further enacted, That in Caſe the Veſtries of any of the ſaid united Pariſhes, or of any other Pariſhes within the weekly Bills of Mortality, ſhall at any Time conceive it neceſſary for the ſaid Pariſh, in Reſpect of the Largeneſs thereof, to have more than one great Engine or Hand Engines, it ſhall and may be lawful for them to provide more great Engine or Engines, Hand Engine or Hand Engines, at the Charge of the Pariſh, by an Aſſeſſment to be made, as by the ſaid former and this preſent Act is preſcribed and provided; and that the ſame ſhall be under the like Regulations and Encouragements as the Engine or Engines reſpectively to be provided by the ſaid former Act were and are to be.

The Veſtries may order more Engines than one to be kept in a Pariſh.

IV. And to the End the ſaid Act may be made more effectual for the Purpoſes the ſame was intended, It is further enacted, That there ſhall be left at the Houſe, upon which there is a Notice of a Fire Plug, a Key to open the Stop Cock, and alſo a Pipe for the Water to come thereout, to be made Uſe of as Occaſion ſhall require.

A Key and Pipe to be left at the Houſe where there is Notice of a Fire Plug.

V. And

'V. And whereas there is no Proviſion made for raiſing Monies to defray the neceſſary Charges of providing and maintaining the ſaid Engine or Engines, Stop Blocks and Fire Cocks, and Keys, and other 'Implements and Materials, and Payment of the Rewards or Gratuities directed by the ſaid Act;' Be it further enacted by the Authority aforeſaid, That the Churchwardens, Overſeers of the Poor, and Inhabitants, in a Veſtry duly ſummoned, of the ſeveral Pariſhes within the Limits aforeſaid, ſhall and may, and they are hereby required from time to time (as often as there ſhall be Occaſion) to rate and aſſeſs ſuch competent Sum and Sums of Money as ſhall be needful and requiſite for the Ends aforeſaid, in like Manner as by Law they may do for the Maintenance and Relief of the Poor of their reſpective Pariſhes; which Rates being allowed and confirmed in like Manner as the Rates made for the Poor are or ought to be, ſhall be collected and levied in the ſame Manner as the Rates made for the Relief of the Poor by Law now may or ought to be collected and levied, ſubject nevertheleſs to the like Appeal as in caſe of Rates made for the Relief of the Poor; and the ſaid Officers ſhall be accountable for the ſame in like Manner as by Law they are for the Money by them levied and collected for the Relief of the Poor.

The Pariſh Officers, &c. may aſſeſs Rates for maintaining the Engines, &c.

to be levied as Poor Rates,

but ſubject to the like Appeal.

VI. An be it further enacted by the Authority aforeſaid, that where any Stop Blocks of Wood with Plugs, or any Fire Cocks have been or ſhall hereafter be made and fixed upon any Mains and Pipes belonging to any Water Works by virtue of this or the ſaid former Act, the Owners of the ſaid Water Works ſhall afterwards remove, change, or alter the ſaid Mains or Pipes; then in every ſuch Caſe the Owners of the ſaid Mains or Pipes ſhall, at their own proper Charges, place and fix the ſame or the like Stop Blocks, Plugs, and Fire Cocks upon ſuch new Main or Pipe ſo to be new laid, to be placed where the Churchwardens for the Time being of the Pariſh where the ſame were placed, ſhall direct and appoint; and in ſuch Caſe of Removal, the Key and Pipe ſhall be removed to the Houſe upon which Notice ſhall be of ſuch Fire Plug.

In caſe of Removal of Mains or Pipes, the like Stop Blocks ſhall be fixed,

and the Key removed to the Houſe where the Fire Pipe is.

'VII. And whereas by the ſaid Act it was further enacted, That all and every Houſe and Houſes that 'ſhould be erected and built, either upon old or new Foundations, in any Place or Places in and about 'the Cities of *London* and *Weſtminſter*, or other Pariſhes or Places comprized within the weekly Bills of 'Mortality, ſhall have Party Walls between Houſe and Houſe wholly of Brick or Stone, and of two Bricks 'thick at the leaſt in the Cellar and Ground Stories, and thirteen Inches thick upwards from the Foun-'dation quite through all the Stories of each Houſe, and eighteen Inches above the Roof, and that no 'Mundillion or Corniſh of Timber or Wood under the Eaves, ſhould thereafter be made or ſuffered in 'any ſuch new Houſe or Houſes; but that all Front and Rear Walls of every Houſe and Houſes, ſhall 'be built of Brick or Stone, to be carried two Foot and an Half high above the Garret Floor, and coped 'with Stone or Brick;' Be it declared and enacted by the Authority aforeſaid, That the ſaid recited Clauſe was not intended, or ſhall be conſtrued to extend to any Houſe or Houſes hereafter to be erected and built upon any Part of *London Bridge*, but that the ſame may be erected and built with Wood and Timber, as hath been always hitherto uſed; the ſaid recited Clauſe, or any other Clauſe in the ſaid Act contained to the contrary thereof in any wiſe notwithſtanding.

The Clauſe in the Act 6 Annæ, c. 31. that Party Walls ſhould be wholly of Brick or Stone, ſhall not extend to Houſes on London Bridge.

VIII. And be it further enacted by the Authority aforeſaid, That from and after the firſt Day of *May* which ſhall be in the Year of our Lord one thouſand ſeven hundred and nine, all and every Houſe and Houſes that ſhall be erected and built, either upon old or new Foundations, in any Place or Places in and about the Cities of *London* and *Weſtminſter*, or other Pariſhes or Places comprized within the weekly Bills of Mortality, (except Houſes on *London Bridge* and on the River of *Thames* below Bridge) ſhall have Party Walls between Houſe and Houſe, wholly of Brick or Stone (except Door Caſes, Windows, Lentils, Breaſt Summers, Story Poſts, and Plates) of two Bricks thick at the leaſt in the Cellar, and one Brick and an Half thick upwards to the Top of the Garret Floor, and all Gable Ends to be one Brick in Length, and eighteen Inches above the Roof, and to have no Beams or Rafters lie or ſtand, or be in the Brick Works of the Gable Ends.

After May 1, 1709. all Houſes within the Bills of Mortality, (except on London Bridge, &c.) that ſhall be built on old or new Foundations, ſhall have Party Walls between Houſe and Houſe, except Door Caſes, &c.

'IX. And whereas many Suits of Law have been brought about Differences in Party Walls,' Be it further enacted by the Authority aforeſaid, That all Party Walls that ſhall hereafter be built, ſhall be built nine Inches on each Man's Ground, whether the old Party Wall be Brick, Stone, or Timber, and that the firſt Builders ſhall have Power to pull down the ſame, and build up the new Party Wall, as aforeſaid, and be paid by the Owner of the next Houſe after the Rate of five Pounds *per* Rod as ſoon as he ſhall have built the ſaid Party Wall; and for all Houſes hereafter to be built that will not yield the Rent of twenty Pounds *per Annum* more than the Ground Rent, to be left to the Diſcretion of the Builders: Provided that all Party Walls for the ſame be built with Brick.

How the Party Walls ſhall be built.

For the pulling down of Party Walls, ſee 11 Geo. 1. c. 28. §. 1.

X. And be it further enacted by the Authority aforeſaid, That all Chimney Jambs and Backs that ſhall hereafter be erected or built, ſhall be nine Inches thick from the Cellars to the Roof, and all Withs the Inſides of ſuch Chimnies, ſhall be four Inches and an Half in Breadth, and all the Funnels plaiſtered or pargetted the Inſide from the Bottom to the Top, and that all Chimnies be turned or arched under the Hearths with Brick, (except upon a Ground Floor) and that no Timber ſhall lie nearer than five Inches to any Chimney, Funnel, or Fire Place; and all Mantles between the Jambs arched over with Brick, and no Wood or Wainſcot ſhall be placed or affixed to the Front of any Jamb or Mantle of any Chimney, nearer than five Inches from the Inſide of ſuch Jamb or Mantle; and that all Gable Ends called nine Inches thick in Party Walls, be rendred on the ruſſeſt Side; and that all Stoves and Boylers, Copyers, and Ovens that ſhall be hereafter ſet up with Brick or Stone, ſhall not be nearer than nine Inches at the leaſt to the adjoining Houſe, and no Timber to lie nearer than five Inches to any Fire Place or Flew.

How Chimney Jambs, Backs, &c. ſhall be built.

'XI. And

'XI. And whereas the diſtilling of Turpentine, and the drawing of Oil of Turpentine and Roſin by 'diſtilling of common Turpentine, and the boiling of the ſaid Oil and Turpentine together for making 'of common Varniſh, within the City of *London*, and the Liberties thereof, has often been, and may 'hereafter prove of the moſt dangerous Conſequence to the Neighbourhood where ſuch Trade or Practice 'has been uſed, by the frequent Fires that have and may happen thereby:' For preventing whereof for the future, be it enacted by the Authority aforeſaid, That from and after the nine and twentieth Day of *September* one thouſand ſeven hundred and nine, it ſhall not be lawful for any Perſon or Perſons to diſtil or boil any Turpentine, nor draw any Oil of Turpentine and Roſin by diſtilling of common Turpentine, nor boil the ſaid Oil and Turpentine together, above the Quantity of ten Gallons at any one Time, of all or any the ſaid Commodities, within the ſaid City of *London*, and Liberties thereof, and the City of *Weſtminſter*, and Borough of *Southwark*, and the Liberties thereof, in any Workhouſe contiguous to any other Building, but ſhall ſtand diſtant from any other Building at leaſt fifty Foot, except ſuch Houſes as are already built in *Southwark*, and are at preſent uſed for the ſaid Trade, and except the Still and Furnace built by *Daniel Tombes* at his Houſe at *Holbourn Bridge* for the Diſtillation of Oil of Turpentine; upon Pain that every Perſon offending therein, ſhall, for every Offence, forfeit the Sum of one hundred Pounds, which Forfeitures ſhall and may be recovered, with Treble Coſts of Suit, by Action of Debt, Bill, Plaint, or Information in any of her Majeſty's Courts of Record at *Weſtminſter*, wherein no Eſſoin, Protection, Privilege, or Wager of Law ſhall be granted or allowed, nor any more than one Imparlance; one Moiety whereof ſhall be to her Majeſty, her Heirs and Succeſſors, and the other Moiety to ſuch Perſon or Perſons as ſhall inform and ſue for the ſame.

Not above 10 Gallons of Turpentine, &c. ſhall be boiled or diſtilled at one Time in any Workhouſe contiguous to other Buildings (except in Houſes already built in Southwark, &c.)

upon Pain of forfeiting 100l. to be recovered with Treble Coſts;

one Moiety to the Queen, the other to him who will ſue, &c.

'XII. And whereas frequent and great Damage happens to Houſes by Fire, as likewiſe conſtant De- 'cay and Ruin, by ſetting Brick-work upon Timber, Be it enacted by the Authority aforeſaid, That from and after the firſt Day of *June* one thouſand ſeven hundred and nine, no Brick or Stone-work in the Fronts, Party, or Partition Walls of any Houſe, Tenement, or other Building whatſoever, which ſhall be erected upon any new or old Foundation within the Cities of *London* and *Weſtminſter*, or their Liberties, ſhall be ſupported, depend, or any otherwiſe bear upon any Sort of Timber or Wood Work (excepting upon Piles and Planks where they are abſolutely neceſſary for Foundations in marſhy and unſound Ground, and excepting likewiſe all Houſes upon *London Bridge*, and on the River of *Thames* below Bridge); upon Pain that every Perſon ſo offending ſhall, for every ſuch Offence, ſuffer Impriſonment for three Months without Bail or Mainprize.

After June 1709 no Brick or Stone-work in the Fronts, &c.

ſhall bear upon Timber, &c. on the Penalty of 3 Months Impriſonment.

'XIII. And whereas, ſince Frames of Wood have been in uſe for Doors and Windows, it has been 'the common Practice of Workmen, to ſet them very near, and often quite ranging with the Outſide 'Face of the Wall, by which Means (being under no Shelter from the Weather) they ſoon rot and pe- 'riſh, occaſioning great Coſt and Expence in perpetual Repairs:' For Prevention of ſuch Evil and unſkilful Practice for the future, be it enacted by the Authority aforeſaid, That from and after the ſaid firſt Day of *June* one thouſand ſeven hundred and nine, no Door Frame, or Window Frame of Wood to be uſed in any Houſe or Building, which ſhall be erected upon old or new Foundations within the aforeſaid Cities of *London* and *Weſtminſter*, or their Liberties (except Houſes on *London Bridge*, and on the River of *Thames* below Bridge) ſhall be ſet nearer to the Outſide Face of the Wall than four Inches.

No Door Frame, &c. of Wood to be nearer the Outſide of the Wall than 4 Inches. *See* 33 *Geo.* 2. *c.* 30. *ſ.* 23.

CAP. XVIII.

An Act to preſerve the Rights of Patrons to Advowſons.

'FORASMUCH as the Pleading in a *Quare Impedit* is found very difficult, whereby many Patrons 'are either defeated of their Rights of Preſentation, or put to great Charge and Trouble to recover 'their Right, which is occaſioned by the Law as it now it is:' For Remedy whereof, be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in Parliament aſſembled, and by the Authority of the ſame, That no Uſurpation upon any Avoidance in any Church, Vicaridge, or other Eccleſiaſtical Promotion, ſhall diſplace the Eſtate or Intereſt of any Perſon entitled to the Advowſon or Patronage thereof, or turn it to a Right, but he or ſhe that would have had a Right, if no Uſurpation had been, may preſent or maintain his or her *Quare Impedit* upon the next, or any other Avoidance, if diſturbed, notwithſtanding ſuch Uſurpation; and if Coparceners, or Joint Tenants, or Tenants in common be ſeized of any Eſtate of Inheritance in the Advowſon of any Church or Vicaridge, or other Eccleſiaſtical Promotion, and a Partition is or ſhall be made between them to preſent by Turns, that thereupon every one ſhall be taken and adjudged to be ſeized of his or her ſeparate Part of the Advowſon to preſent in his or her Turn; as if there be two, and they make ſuch Partition, each ſhall be ſaid to be ſeized, the one of the one Moiety to preſent in the firſt Turn, the other of the other Moiety to preſent in the ſecond Turn; in like Manner, if there be three, four, or more, every one ſhall be ſaid to be ſeized of his or her Part, and to preſent in his or her Turn.

Refer to 13 *Ed.* 1. *ſtat.* 1. *c.* 5. 17 *Ed.* 2. *c.* 8. 25 *Ed.* 3. *ſtat.* 3. *c.* 3 & 7. 13 *R.* 2. *ſtat.* 1. *c.* 1. 4 *H.* 4. *c.* 22.

No Uſurpation ſhall diſplace the Eſtate of the Patron; but he may maintain a Quare impedit.

If Coparceners, &c. be ſeized of an Advowſon, &c. and a Partition is made to preſent by Turns, each ſhall be ſeized of a ſeparate Eſtate to preſent accordingly.

CAP.

CAP. XIX.

An Act to enable Infants who are ſeized or poſſeſſed of Eſtates in Fee, in Truſt, or by Way of Mortgage, to make Conveyances of ſuch Eſtates.

'WHEREAS many Inconveniences do and may ariſe by Reaſon that Perſons under the Age of 'one and twenty Years, having Eſtates in Lands, Tenements, or Hereditaments, only in Truſt 'for others, or by Way of Mortgage, cannot (though by the Direction of the *Ceſtuy que Truſt*, or Mort-'gagor) convey any ſure Eſtate in any ſuch Lands, Tenements, or Hereditaments, to any other Perſon 'or Perſons:' For Remedy thereof, be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the tenth Day of *May* one thouſand ſeven hundred and nine, it ſhall and may be lawful to and for any ſuch Perſon or Perſons, under the Age of one and twenty Years, by the Direction of the High Court of *Chancery* or the Court of *Exchequer*, ſignified by an Order made upon hearing all Parties concerned, on the Petition of the Perſon or Perſons for whom ſuch Infant or Infants ſhall be ſeized or poſſeſſed in Truſt, or of the Mortgagor or Mortgagors, or Guardian or Gardians of ſuch Infant or Infants, or Perſon or Perſons entitled to the Monies ſecured by or upon any Lands, Tenements, or Hereditaments, whereof any Infant or Infants are or ſhall be ſeized or poſſeſſed by Way of Mortgage, or of the Perſon of Perſons entitled to the Redemption thereof, to convey and aſſure any ſuch Lands, Tenements, or Hereditaments, in ſuch Manner as the ſaid Court of *Chancery* or the Court of *Exchequer* ſhall, by ſuch Order ſo to be obtained, direct, to any other Perſon or Perſons; and ſuch Coveyance or Aſſurance ſo to be had and made as aforeſaid, ſhall be as good and effectual in Law, to all Intents and Purpoſes whatſoever, as if the ſaid Infants or Infant were, at the Time of making ſuch Conveyance or Aſſurance, of the full Age of one and twenty Years; any Law, Cuſtom, or Uſage to the contrary in any wiſe notwithſtanding.

After 10 May 1709, any Perſon under the Age of 21, being Truſtee, &c. may by the Directions of the Courts of Chancery, or Exchequer, convey ſuch Lands, &c.

and ſuch Conveyance ſhall be good.

II. And be it further enacted by the Authority aforeſaid, That all and every ſuch Infant or Infants, being only Truſtee or Truſtees, Mortgagee or Mortgagees as aforeſaid, ſhall and may be compelled by ſuch Order, ſo as aforeſaid to be obtained, to make ſuch Conveyance or Conveyances, Aſſurance or Aſſurances as aforeſaid, in like Manner as Truſtees or Morgagees of full Age are compellable to convey or aſſign their Truſt Eſtates, or Mortgages.

An Infant being Truſtee, &c. may be compelled to make ſuch Conveyance, &c.

CAP. XX.

An Act for the publick regiſtring of Deeds, Conveyances, and Wills, and other Incumbrances which ſhall be made of, or that may effect any Honors, Manors, Lands, Tenements, or Hereditaments, within the County of *Middleſex*, after the twenty-ninth Day of *September* one thouſand ſeven hundred and nine.

'WHEREAS by the different and ſecret Ways of conveying Lands, Tenements, and Hereditaments, ſuch as are ill-diſpoſed have it in their Power to commit Frauds, and frequently do ſo, by Means 'whereof ſeveral Perſons (who through many Years Induſtry in their Trades and Employments, and by 'great Frugality, have been enabled to purchaſe Lands, or to lend Monies on Land Security) have been 'undone in their Purchaſes and Mortgages by prior and ſecret Conveyances, and fraudulent Incum-'brances; and not only themſelves, but their whole Families thereby utterly ruined:' For Remedy whereof, may it pleaſe your moſt Excellent Majeſty (at the humble Requeſt of the Juſtices of the Peace, Gentlemen and Freeholders of the County of *Middleſex*) that it may be enacted; and be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That a Memorial of all Deeds and Conveyances, which from and after the twenty-ninth Day of *September* in the Year of our Lord one thouſand ſeven hundred and nine, ſhall be made and executed, and of all Wills and Deviſes in Writing, made or to be made and publiſhed, where the Deviſor or Teſtatrix ſhall die after the ſaid twenty-ninth Day of *September*, of or concerning, and whereby any Honors, Manors, Lands, Tenements, or Hereditaments in the ſaid County, may be any Way affected in Law or Equity, may be regiſtred in ſuch Manner as is herein after directed; and that every ſuch Deed or Conveyance, that ſhall at any Time after the ſaid twenty-ninth Day of *September* be made and executed ſhall be adjudged fraudulent and void againſt any ſubſequent Purchaſer or Motrgagee for valuable Conſideration, unleſs ſuch Memorial thereof be regiſtred as by this Act is directed, before the regiſtring of the Memorial of the Deed or Conveyance under which ſuch ſubſequent Purchaſer or Mortgagee ſhall claim; and that every ſuch Deviſe by Will ſhall be adjudged fraudulent and void againſt any ſubſequent Purchaſer or Mortgagee for valuable Conſideration, unleſs a Memorial of ſuch Will be regiſtred at ſuch Times and in ſuch Manner as is herein after directed.

A Memorial of Conveyances, made after Sept. 29, 1709. and of all Wills, &c. that may affect any Honors, &c. within the County of Middleſex, may be regiſtred; and every Conveyance made after ſuch Memorial regiſtred, ſhall be void, &c. unleſs ſuch Memorial be regiſtred before the regiſtring of the Conveyance, under which, &c.

The like of a Deviſe by Will. 6 Annæ, c. 35. Abr. Ca. Eq. 358.

II. And for ſettling and eſtabliſhing a certain Method, with proper Rules and Directions for regiſtring ſuch Memorials as aforeſaid, be it further enacted by the Authority aforeſaid, That one publick Office for regiſtring ſuch Memorials of and concerning any Honors, Manors, Lands, Tenements, and Hereditaments, that are ſituate, lying, and being within the ſaid County, ſhall be erected and eſtabliſhed in Manner following; that is to ſay, That for the better and more effectual putting in Execution the ſeveral Matters and Things in this Act contained, the ſworn Clerk to execute the Office of Inrolment in the

Regiſters appointed.

High Court of *Chancery*, who is appointed to inrol for the County of *Middleſex*, the chief Clerk to inrol Pleas in the *Queen's Bench*, the Clerk of the Warrants in the Court of *Common Pleas*, and the Queen's Remembrancer, or his Deputy in the Court of *Exchequer*, ſhall be the Regiſters or Maſters of the Office for the Matters and Things in this Act contained, and alſo ſhall and may, from Time to Time, nominate and appoint one or more able and ſufficient Perſon or Perſons, for whom they ſhall be accountable, to be their Deputy or Deputies; which ſaid Regiſters or their Deputies ſhall well and truly do and perform all and every the Matters and Things intended by this Act to be done and performed, in ſome convenient Office or Place to be provided by the ſaid Clerks or Regiſters in or near ſome of the Inns of Court or *Chancery*, whereto all Perſons may have free Reſort at the Times appointed by this Act; and that the ſaid Clerks or Regiſters ſhall preſent ſuch Deputy or Deputies to the Lord High Chancellor, or Lord Keeper, or Lords Commiſſioners of the Great Seal of *Great Britain*, to the Chief Juſtice of the *Queen's Bench*, to the Chief Juſtice of the *Common Pleas*, and to the Chief Baron of the Court of *Exchequer* for the Time being, to be by them, or any three of them, approved of, before ſuch Deputy or Deputies ſhall enter upon the Execution of the ſaid Office; and that ſuch Deputy or Deputies ſhall and may be diſplaced and removed by the ſaid Lord High Chancellor, or Lord Keeper, or Lords Commiſſioners of the Great Seal, the Chief Juſtices of the *Queen's Bench* and *Common Pleas*, and Chief Baron, or any three of them, by any Writing under their Hands and Seals; and that the ſaid Lord Chancellor, or Lord Keeper, or Lords Commiſſioners of the Great Seal, the two Chief Juſtices, and Chief Baron, or any three of them, ſhall, from Time to Time, have full Power and Authority to make ſuch Rules and Orders for the better Management and Government of the ſaid Office, agreeable to the Form and true Intention of this Act, as they ſhall find convenient and neceſſary.

See 25 Geo. 2. c. 4. *for appointing Maſter of the Kings Bench one of the Regiſters.*

Who may make a Deputy.

Office to be kept in or near the Inns of Court or Chancery.

Deputy to be approved of by the Lord Chancellor, &c.

and may be diſplaced in like Manner.

Lord Chancellor, &c. may make Rules for the Management of the Office.

III. And be it further enacted, That every ſuch Regiſter or Maſter, before he enter upon the Execution of the ſaid Office, ſhall be ſworn before the Lord Chancellor, or Lord Keeper, or Lords Commiſſioners of the Great Seal of *Great Britain*, or the Chief Juſtice of the *Queen's Bench*, Chief Juſtice of the *Common Pleas*, and Chief Baron of the Court of *Exchequer*, or any one of them (who are hereby impowered and required to adminiſter ſuch Oath) in theſe Words:

Regiſter to be ſworn.

'YOU ſhall ſwear, That you will truly and faithfully perform and execute the Office and Duty that is directed and required by you to be done by Act of Parliament, intituled, *An Act for the publick regiſtring of Deeds, Conveyances, and Wills, and other Incumbrances which ſhall be made of, or that may affect any Honors, Manors, Lands, Tenements, or Hereditaments, within the County of* Middleſex, *after the twenty-ninth Day of* September *one thouſand ſeven hundred and nine*; and that you have not given or promiſed, directly or indirectly, nor authorized any Perſon to give or promiſe any Money, Gratuity, or Reward whatſoever, for procuring or obtaining the ſaid Office for you:'

His Oath.

So help you God.

IV. And be it further enacted by the Authority aforeſaid, That if ſuch Perſon ſo appointed Regiſter or Maſter, ſhall be lawfully convicted of any Neglect, Miſdemeanor, or fraudulent Practice in the Execution of the ſaid Office, he ſhall be liable to pay Treble Damages, with full Coſts of Suit, to every Perſon that ſhall be injured thereby, to be recovered as is herein after directed.

Regiſter miſdemeaning himſelf, how puniſhed.

V. And be it further enacted by the Authority aforeſaid, That all and every Memorials, ſo to be entred and regiſtred, ſhall be put into Writing in Vellum or Parchment, and brought to the ſaid Office, and in caſe of Deeds and Conveyances ſhall be under the Hand and Seal of ſome or one of the Grantors, or ſome or one of the Grantees, his or their Heirs, Executors or Adminiſtrators, Guardians or Truſtees, atteſted by two Witneſſes, one whereof to be one of the Witneſſes to the Execution of ſuch Deed or Conveyance; which Witneſs ſhall, upon his Oath before one of the ſaid Regiſters, or Maſters, or before a Maſter in *Chancery* ordinary or extraordinary, prove the Signing and Sealing of ſuch Memorial, and the Execution of the Deed or Conveyance mentioned in ſuch Memorial; and in caſe of Wills, the Memorial ſhall be under the Hand and Seal of ſome or one of the Deviſees, his or their Heirs, Executors or Adminiſtrators, Guardians or Truſtees, atteſted by two Witneſſes, one whereof ſhall, upon his Oath before the ſaid Regiſters or Maſters, or before ſuch Maſter in *Chancery* as aforeſaid, prove the Signing and Sealing of ſuch Memorial; which reſpective Oaths the ſaid Regiſters or Maſters, and Maſters in *Chancery*, are hereby impowered to adminiſter, and ſhall indorſe a Certificate thereof on every ſuch Memorial, and ſign the ſame.

Memorials to be in Parchment, &c.

Memorials of Deeds, &c. how to be atteſted,

and how Memorials of Wills.

VI. And be it further enacted, That every Memorial of any Deed, Conveyance, or Will, ſhall contain the Day of the Month and the Year when ſuch Deed, Conveyance, or Will bears Date, and the Names and Additions of all the Parties to ſuch Deed or Conveyance, and of the Deviſor or Teſtatrix of ſuch Will, and of all the Witneſſes to ſuch Deed, Conveyance, or Will, and the Places of their Abode, and ſhall expreſs or mention the Honors, Manors, Lands, Tenements, and Hereditaments contained in ſuch Deed, Conveyance, or Will, and the Names of all the Pariſhes, Townſhips, Hamlets, Precincts, or Extraparochial Places within the ſaid County where any ſuch Honors, Manors, Lands, Tenements, or Hereditaments are lying or being, that are given, granted, conveyed, deviſed, or any Way affected or charged by any ſuch Deed, Conveyance, or Will, in ſuch Manner as the ſame are expreſſed or mentioned in ſuch Deed, Conveyance, or Will, or to the ſame Effect; and that every ſuch Deed, Conveyance, and Will, or Probat of the ſame, of which ſuch Memorial is ſo to be regiſtred as aforeſaid, ſhall be produced to the ſaid Regiſters or Maſters at the Time of entring ſuch Memorial, who ſhall indorſe a Certificate on every ſuch Deed, Conveyance, and Will, or Probat thereof, and therein mention the certain Day, Hour, and Time on which ſuch Memorial is ſo entred or regiſtred, expreſſing alſo in what

Memorials to contain the Day and Year of the Date, &c.

Every ſuch Deed, &c. ſhall be produced to the Regiſters, &c. who ſhall indorſe a Certificate,

which ſhall be allowed as Evidence.

The Page of the Regiſter Books, and the Memorials entred ſhall be numbred.

Regiſter to keep an Alphabet of all Pariſhes, &c. and duly file the Memorials in order of Time.

Book, Page, and Number the ſame is entred; and that the ſaid Regiſters or Maſters ſhall ſign the ſaid Certificate when ſo indorſed; which Certificates ſhall be taken and allowed as Evidence of ſuch reſpective Regiſtries in all Courts of Record whatſoever; and that every Page of ſuch Regiſter Books, and every Memorial that ſhall be entred therein, ſhall be numbred, and the Day of the Month, and the Year, and hour, or Time of the Day when every Memorial is regiſtred, ſhall be entred in the Margents of the ſaid Regiſter Books and in the Margents of the ſaid Memorial; and that every ſuch Regiſter or Maſter ſhall keep an Alphabetical Kalendar of all Pariſhes, Extraparochial Places and Townſhips within the ſaid County, with Reference to the Number of every Memorial that concerns the Honors, Manors, Lands, Tenements, or Hereditaments in every ſuch Pariſh, Extraparochial Place or Townſhip reſpectively, and of the Names of the Parties mentioned in ſuch Memorials; and that ſuch Regiſter or Maſter ſhall duly file every ſuch Memorial in Order of Time as the ſame ſhall be brought to the ſaid Office, and enter or regiſter the ſaid Memorials in the ſame Order that they ſhall reſpectively come to his Hands.

If there be more Writings than one which affect the ſame Hereditaments, &c. they need be named but once in the Memorial, and the Dates, &c. of the reſt only to be ſet down.

VII. Provided always, and be it enacted, That where there are more Writings than one, for making and perfecting any Conveyance or Security, which do name, mention, or any Ways affect or concern the ſame Honors, Manors, Lands, Tenements or Hereditaments, it ſhall be a ſufficient Memorial and Regiſter thereof, if all the ſaid Honours, Manors, Lands, Tenements and Hereditaments, and the Pariſhes, Townſhips, Hamlets or Extraparochial Places wherein the ſame lie, be only once named or mentioned in the Memorial or Regiſter of any one of the Deeds or Writings made for the perfecting of ſuch Conveyance or Security; and that the Dates of the reſt of the ſaid Deeds or Writings relating to the ſaid Conveyance or Security, with the Names and Additions of the Parties, and Witneſſes, and the Places of their Abodes, be only ſet down in the Memorials and Regiſters of the ſame, with a Reference to the Deed or Writing whereof the Memorial is ſo regiſtred, that contains or expreſſes the Parcels mentioned in all the ſaid Deeds, and Directions how to find the regiſtring the ſame.

Memorials of Wills to be regiſtred in 6 Months after Teſtator's Death, dying within Great Britain, and 3 Years if beyond Sea.

VIII. Provided alſo, and it is hereby enacted, That all Memorials of Wills that ſhall be regiſtred in Manner as aforeſaid, within the ſpace of ſix Months after the Death of every reſpective Deviſor or Teſtatrix, dying within the Kingdom of *Great Britain*, or within the Space of three Years after the Death of every reſpective Deviſor or Teſtatrix, dying upon the Sea, or in any Parts beyond the Seas, ſhall be as valid and effectual againſt ſubſequent Purchaſers, as if the ſame had been regiſtred immediately after the Death of ſuch reſpective Deviſor or Teſtatrix; any thing herein contained to the contrary thereof in any wiſe notwithſtanding.

If the Deviſee be diſabled, the Regiſtry in 6 Months after the Diſability removed ſhall be ſufficient.

IX. Provided always, That in caſe the Deviſee, or Perſon or Perſons intereſted in the Honors, Manors, Lands, Tenements or Hereditaments, deviſed by any ſuch Will, as aforeſaid, by Reaſon of the Concealment, or Suppreſſion, or conteſting ſuch Will, or other inevitable Difficulty, without his, her, or their wilful Neglect and Default, ſhall be diſabled to exhibit a Memorial for the Regiſtry thereof within the reſpective Times herein before limited, and that a Memorial ſhall be entred in the ſaid Office of ſuch Conteſt, or other Impediment within the Space of two Years after the Death of ſuch Deviſor or Teſtatrix, who ſhall die within the Kingdom of *Great Britain*, or within the Space of four Yrars next after the Deceaſe of ſuch Perſon who ſhall die upon the Sea, or beyond the Seas; then, and in ſuch Caſe, the Regiſtry of the Memorial of ſuch Will, within the Space of ſix Months next after his, her, or their Attainment of ſuch Will, or a Probat thereof, or Removal of the Impediment whereby he, ſhe, or they are diſabled or hindred to exhibit ſuch Memorial, ſhall be a ſufficient Regiſtry within the Meaning of this Act; any thing herein contained to the contrary thereof in any wiſe notwithſtanding.

Will concealed, &c. if not regiſtred in 5 Years after the Deviſor's Death, ſhall not defeat a Purchaſe.

X. Provided nevertheleſs, That in caſe of any Concealment, or Suppreſſion of any Will, or Deviſe, any Purchaſer or Purchaſers ſhall not be diſturbed, or defeated in his or their Purchaſe, unleſs the Will be actually regiſtred within five Years after the Death of the Deviſor or Teſtatrix.

Fees of the Regiſter.

XI. And be it further enacted, That every ſuch Regiſter or Maſter ſhall be allowed for the Entry of every ſuch Memorial, as is by this Act directed, the Sum of one Shilling, and no more, in caſe the ſame do not exceed two hundred Words; but if ſuch Memorial ſhall exceed two hundred Words, then after the Rate and Proportion of ſix Pence an Hundred for all the Words contained in ſuch Memorial, over and above the firſt two hundred Words, and the like Fees for the like Number of Words contained in every Certificate or Copy given out of the ſaid Office, and no more, and for every Search in the ſaid Office, one Shilling and no more.

Regiſter to give due Attendance,

and make Searches when required.

XII. And be it further enacted by the Authority aforeſaid, That every ſuch Regiſter or Maſter ſhall give due Attendance at his Office every Day in the Week (except *Sundays* and Holy-days) between the Hours of Nine and Twelve in the Forenoon, and the Hours of Two and Five in the Afternoon, for the Diſpatch of all Buſineſs belonging to the ſaid Office; and that every ſuch Regiſter or Maſter, as often as required, ſhall make Searches concerning all Memorials that are regiſtred, as aforeſaid, and give Certificates concerning the ſame under his Hand (if required by any Perſon) teſtified by two credible Witneſſes.

Regiſter, &c. to enter into a Recognizance for the faithful Performance of his Office.

XIII. And be it further enacted by the Authority aforeſaid, That each of the ſaid Regiſters or Maſters at the Time of his being ſworn into the ſaid Office, as aforeſaid, ſhall enter into a Recognizance with two or more ſufficient Sureties (to be approved of by the Lord Chancellor, or Lord Keeper, or Lords Commiſſioners of the Great Seal of *Great Britain*, or the Chief Juſtice of the *Queen's Bench*, Chief Juſtice of the *Common Pleas*, and Chief Baron of the Court of *Exchequer*, or any one of them) of the Penalty of two thouſand Pounds unto her Majeſty, her Heir and Succeſſors, to be taken by one of the ſaid Chief Juſtices, conditioned for his true and faithful Performance of his Duty in the Execution of his ſaid Office, in all Things directed and required by this Act; the ſame to be tranſmitted by ſuch Chief Juſtice within one Month next after the Date thereof, into the Office of her Majeſty's Remembrancer of the Exchequer, there to remain amongſt the Records of the ſaid Court.

XIV. And

XIV. And be it further enacted, That the Damages before-mentioned, to be forfeited by any ſuch Regiſter or Maſter, for any Neglect, Miſdemeanor, or fraudulent Practice in the Execution of his Office, ſhall be recovered by Action of Debt, Bill, Plaint, or Information in any of her Majeſty's Courts of Record at *Weſtminſter*, wherein no Eſſoin, Protection, Privilege, or Wager of Law ſhall be allowed, nor any more than one Imparlance. Forfeiture for his Neglect, how to be recovered.

XV. And be it further enacted, That if any Perſon or Perſons ſhall at any Time forge or counterfeit any Entry of the Acknowledgment of any ſuch Memorial, Certificate or Indorſement, as is herein mentioned or directed, and be thereof lawfully convicted, ſuch Perſon or Perſons ſhall incur and be liable to ſuch Pains and Penalties as in and by an Act made in the fifth Year of Queen ELIZABETH, intituled, *An Act againſt Forgers of falſe Deeds and Writings*, are impoſed upon Perſons for forging and publiſhing of falſe Deeds, Charters or Writings, ſealed Court Rolls or Wills, whereby the Freehold or Inheritance of any Perſon or Perſons of, in or to any Lands, Tenenements, or Hereditaments ſhall or may be moleſted, troubled or charged; and that if any Perſon or Perſons ſhall at any Time forſwear himſelf before the ſaid Regiſters or Maſters, or before any Judge, or Maſter in *Chancery*, in any of the Caſes herein mentioned, and be thereof lawfully convicted, ſuch Perſon or Perſons ſhall incur and be liable to the ſame Penalties as if the ſame Oath had been made in any of the Courts of Record at *Weſtminſter*. Perſons forging an Entry of any Memorial, liable to the Puniſhments in the Act of 5 Eliz. c. 14. Perjury before a Regiſter, how to be puniſhed.

XVI. And be it further enacted by the Authority aforeſaid, That in caſe of Mortgages, whereof Memorials ſhall be entered in the ſaid Regiſter Office purſuant to this Act, if at any Time afterwards a Certificate ſhall be brought to the ſaid Regiſters or Maſters, ſigned by the Mortgagee or Mortgagees in ſuch Mortgage, his, her, or their Executors, Adminiſtrators or Aſſigns, and atteſted by two Witneſſes, whereby it ſhall appear that all Monies due upon ſuch Mortgage have been paid or ſatisfied in Diſcharge thereof, which Witneſſes ſhall upon their Oaths before the ſaid Regiſters or Maſters, or before a Maſter in *Chancery*, ordinary or extraordinary (who are hereby reſpectively impowered to adminiſter ſuch Oath) prove ſuch Monies to be ſatisfied or paid accordingly, and that they ſaw ſuch Certificate ſigned by the ſaid Mortgagee or Mortgagees, his, her, or their Executors, Adminiſtrators or Aſſigns; that then, and in every ſuch Caſe, the ſaid Regiſters or Maſters ſhall make an Entry in the Margents of the ſaid Regiſter Books againſt the Regiſtry of the Memorial of ſuch Mortgage, that ſuch Mortgage was ſatisfied and diſcharged according to ſuch Certificate, to which the ſame Entry ſhall refer, and ſhall after file ſuch Certificate, to remain upon Record in the ſaid Regiſter Office. Upon Certificate and Proof made to the Regiſter, that Money due on a Mortgage entred in the Regiſtry, has been ſatisfied, the Regiſter ſhall make an Entry in the Margent, againſt the Inrolment, &c.

XVII. Provided always, and be it further enacted, That this Act ſhall not extend to any Copyhold Eſtates, or to any Leaſes at a Rack Rent, or to any Leaſe not exceeding one and twenty Years, where the actual Poſſeſſion and Occupation goeth along with the Leaſe, or to any of the Chambers in *Serjeants Inn*, the Inns of Court, or Inns of *Chancery*; any thing in this Act contained to the contrary thereof in any wiſe notwithſtanding. This Act not to extend to Copyhold Eſtates, &c.

XVIII. And be it further enacted by the Authority aforeſaid, That no Judgment, Statute or Recognizance, (other than ſuch as ſhall be entered into in the Name, and upon the proper Account of her Majeſty, her Heirs and Succeſſors) which ſhall be obtained or entered into after the ſaid twenty-ninth Day of *September* in the ſaid Year of our Lord one thouſand ſeven hundred and nine, ſhall affect or bind any Honors, Manors, Lands, Tenements or Hereditaments, ſituate, lying, and being in the ſaid County of *Middleſex*, but only from the Time that a Memorial of ſuch Judgment, Statute, or Recognizance ſhall be entered at the ſaid Regiſter Office, expreſſing and containing, in caſe of ſuch Judgment, the Names of the Plaintiffs, and the Names, Additions, and Places of Abode, (if any ſuch be in ſuch Judgment) of the Defendants, the Sums thereby recovered, and the Time of the ſigning thereof; and in caſe of Statutes and Recognizances, expreſſing and containing the Date of ſuch Statute or Recognizance, the Names, Additions, and Places of Abode of the Cognizors and Cognizees therein, and for what Sums, and before whom the ſame were acknowledged; and that in order to the making an Entry of ſuch Memorials of Judgments, Statutes and Recognizances, as aforeſaid, the Party and Parties deſiring the ſame ſhall produce to, and leave with the ſaid Regiſters or Maſters, to be filed in the ſaid publick or Regiſter Office, a Memorial of ſuch Judgment, Statute, or Recognizance, ſigned by the proper Officer or his Deputy, who ſhall ſign ſuch Judgment in the ſame Office, or by the proper Officer, in whoſe Office ſuch Statute, or Recognizance ſhall be inrolled, together with an Affidavit ſworn before one of the Judges at *Weſtminſter*, or a Maſter in *Chancery*, that ſuch Memorial was duly ſigned by the Officer whoſe Name ſhall appear to be thereunto ſet; which Memorial ſuch reſpective Officer is hereby required to give ſuch Plaintiff or Plaintiffs, Cognizee or Cognizees, or his, her, or their Executors or Adminiſtrators, or Attorney, or any of them, he, ſhe, or they paying for the ſame the Sum of one Shilling, and no more. After 29 Sept. 1709. no Judgments, &c. (other than ſuch as are entred into in the Name of the Queen, &c.) ſhall bind Hereditaments in Middleſex, but from the Time a Memorial thereof ſhall be entred, &c.

XIX. And be it further enacted, That the ſaid Regiſter or Maſter ſhall make an Entry, and likewiſe (if required) ſhall give a Certificate in Writing under his Hand, teſtified by two credible Witneſſes, of every ſuch Memorial of any Judgment, Statute, or Recognizance brought to him to be ſo regiſtred, as aforeſaid, and therein mention the certain Day on which ſuch Memorial is ſo regiſtred or entred, expreſſing alſo in what Book, Page, and Number the ſame is entred. The Regiſter to make an Entry, and (if required) to give a Certificate of ſuch Memorial, &.

XX. And be it further enacted, That this Act ſhall be taken and allowed in all Courts within this Kingdom as a Publick Act, and all Judges, Juſtices, and other Perſons therein concerned, are hereby required as ſuch to take Notice thereof, without ſpecial pleading the ſame. Publick Act.

XXI. And be it enacted by the Authority aforeſaid, That no Member of Parliament ſhall be capable of being Regiſter, or of executing by himſelf or any other Perſon or Perſons, the ſaid Office, or to have, take, or receive any Fee or other Profit whatſoever iſſuing out of the ſaid Office, or for or in Reſpect thereof; nor ſhall any ſuch Regiſter, or his Deputy, or any Perſon or Perſons receiving Profit out of the ſaid Office, be at any Time hereafter capable of being, or being choſen, a Member to ſerve in Parliament. No Member of Parliament capable to be Regiſter, &c Nor any Regiſter to be a Member of Parliament.

25 Geo. 2. c. 4. *See the* 8 *Geo.* 2. *c.* 6. *appointing a Regiſter for the North Riding in Yorkſhire.*

CAP. XXI.

An Act for improving the Union of the Two Kingdoms.

5 *Ann. c.* 8. 6 *Ann. c.* 6.

'WHEREAS nothing can more conduce to the improving the Union of the Two Kingdoms, 'which by her Majeſty's great Wiſdom and Goodneſs hath been happily effected, than that the 'Laws of both Parts of *Great Britain* ſhould agree, as near as may be, eſpecially thoſe Laws which relate 'to High Treaſon, and the proceedings thereupon, as to the Nature of the Crime, the Method of Proſecu-'tion and Trial, and alſo the Forfeitures and Puniſhments of that Offence; which are of the greateſt Con-'cern both to the Crown, and the Subjects:' To the end therefore that the ſaid Union may be more effectually improved, be in it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the firſt Day of *July* in the Year of our Lord one thouſand ſeven hundred and nine, ſuch Crimes and Offences which are High Treaſon or Miſpriſion of High Treaſon within *England*, ſhall be conſtrued, adjudged, and taken to be High Treaſon and Miſpriſion of High Treaſon within *Scotland*; and that from thenceforth no Crimes or Offences ſhall be High Treaſon or Miſpriſion of High Treaſon within *Scotland*, but thoſe that are High Treaſon or Miſpriſion of High Treaſon in *England*; and that from and after the ſaid firſt Day of *July* in the ſaid Year of our Lord one thouſand ſeven hundred and nine, the Queen's Majeſty, her Heirs and Succeſſors, may iſſue out Commiſſions of *Oyer* and *Terminer* in *Scotland*, under the Seal of *Great Britain*, to ſuch Perſons, as her Majeſty, her Heirs and Succeſſors, ſhall think fit, and that Three of the Lords of the Juſticiary be in the ſaid Commiſſion of *Oyer* and *Terminer*, whereof one to be of the *Quorum*, to enquire of, hear and determine ſuch High Treaſons and Miſpriſion of High Treaſon, in ſuch Manner as is uſed in *England*.

After 1 July 1709. High Treaſon and Miſpriſion in England ſhall be ſo in Scotland, and no other. And the Queen, &c. may grant Commiſſions of Oyer and Terminer in Scotland under the Seal of Great Britain to hear and determine ſuch Treaſons, &c.

II. Provided always, and be it enacted by the Authority aforeſaid, That where any Commiſſion of *Oyer* and *Terminer* ſhall iſſue purſuant to this Act, and is to be executed within any Diſtrict where there is a Juſtice General, or Perſon having Right of Juſticiary, who had Juriſdiction in Caſes of High Treaſon and Miſpriſion of High Treaſon at the Time of the making of this Act, from and after the Time that ſuch Right be made appear before the Lords of Seſſion, and by them certified to the Lord Chancellor of *Great Britain*, ſuch Juſtice General, or ſuch Perſon having Right of Juſticiary, or their reſpective Deputy, ſhall be in the ſaid Commiſſion, and one of the *Quorum*.

A Juſtice General who had Juriſdiction before this Act, to be in the Commiſſion, and one of the Quorum.

III. And be it further enacted by the Authority aforeſaid, That from and after the ſaid firſt Day of *July* one thouſand ſeven hundred and nine, the Juſtice Court and other Courts having Power to judge in Caſes of High Treaſon and Miſpriſion of High Treaſon in *Scotland*, ſhall have full Power and Authority, and are hereby required, to enquire by the Oaths of Twelve or more good and lawful Men of the County, Shire or Stewartry where the reſpective Courts ſhall ſit, of all High Treaſons and Miſpriſions of High Treaſon committed within the ſaid Counties, Shires, or Stewartries, and thereupon to proceed, hear and determine the ſaid Offences whereof any Perſon ſhall be indicted before them, in ſuch Manner as the Court of *Queen's Bench* or Juſtices of *Oyer* and *Terminer* in *England* may do by the Laws of *England*: And if any Perſon be indicted of High Treaſon or Miſpriſion of High Treaſon before any Juſtices of *Oyer* and *Terminer*, or in the Circuit Courts, or other Courts having Power to judge in Caſes of High Treaſon or Miſpriſion of High Treaſon in *Scotland*, then upon the Requeſt of the Queen's Advocate General to the Lord High Chancellor or Lord Keeper of the Great Seal of *Great Britain* for the time being, the Lord Chancellor or Lord Keeper ſhall award her Majeſty's Writ of *Certiorari* under the ſaid Great Seal, directed to the Juſtices of *Oyer* and *Terminer*, or the Juſtices of the Circuit Courts, and ſuch other Courts, thereby commanding them, or any of them, to certifie ſuch Indictment into the Juſtice Court; which Court ſhall have full Power and Authority, and is hereby required, to proceed upon, hear and determine the ſame, as the Court of *Queen's Bench* in *England* may do upon Indictments removed or certified into the ſaid Court; and that from and after the ſaid firſt Day of *July* in the ſaid Year of our Lord one thouſand ſeven hundred and nine, all Perſons convicted or attainted of High Treaſon or Miſpriſion of High Treaſon in *Scotland*, ſhall be ſubject and liable to the ſame Corruption of Blood, Pains, Penalties, and Forfeitures, as Perſons convicted or attainted of High Treaſon or Miſpriſion of High Treaſon in *England*.

The Juſtice Court, &c. ſhall try Treaſons in Scotland by a Jury.

Indictments of Treaſon, &c. before Juſtices of Oyer, &c. may be removed by Certiorari into the Juſtice Court,

and there tried as in England.

Perſons attainted of Treaſon in Scotland, to be liable to the ſame Penalties as in England.

IV. Provided always, That where any Perſon now is, or ſhall be, before the ſaid firſt Day of *July*, ſeized of any Meſſuages, Lands, Seigniories, Rents, Tenements, or Hereditaments in *Scotland*, of an Eſtate Tail, that is to ſay, an Eſtate Tailzie, affected with Irritant and Reſolutive, or Prohibitive Clauſes, and is, or before the ſaid firſt Day of *July* ſhall be married, if any Iſſue of that Marriage be living, or there be Poſſibility of ſuch Iſſue at the Time of the High Treaſon committed, that then in ſuch Caſe the ſaid Meſſuages, Lands, Seigniories, Rents, Tenements, and Hereditaments, ſhall not be forfeited upon the attainder of ſuch Perſon for High Treaſon, (but during the Life of the Perſon ſo attainted only) ſo that the Iſſue and Heirs in Tail of ſuch Marriage ſhall inherit the ſame, the ſaid attainder notwithſtanding.

A Perſon ſeized of an Eſtate Tail in Scotland, and married before the ſaid firſt of July, ſhall forfeit his Lands upon ſuch Attainder but for his Life only, and his iſſue ſhall inherit.

V. And be it further enacted by the Authority aforeſaid, That all Treaſons and Miſpriſions of Treaſons, which from and after the ſaid firſt Day of *July* ſhall be done or committed by any Native of *Scotland* upon the High Sea, or in any Place out of this Realm of *Great Britain*, ſhall be enquired of, heard and determined before the ſaid Juſtice Court, or before ſuch Commiſſioners of *Oyer* and *Terminer*, and in ſuch Shire, Stewartry, or County of *Great Britain*, as ſhall be aſſigned by the Queen's Commiſſion, and by good and lawful Men of the ſame Shire, in like Manner to all Intents and Purpoſes as if ſuch Treaſons or Miſpriſions of Treaſons had been done or committed in the ſame Shire where they ſhall be enquired of, heard and determined, as aforeſaid: And that from and after the ſaid firſt Day of *July* in the ſaid Year

Treaſons committed by Scotſmen upon the High Sea, or out of Great Britain, ſhall be determined by the Juſtice Court,

of our Lord one thouſand ſeven hundred and nine, no Perſon accuſed of any capital Offence, or other Crime in *Scotland*, ſhall ſuffer, or be ſubject or liable to any Torture: Provided that this Act ſhall not extend to take away that Judgment which is given in *England* againſt Perſons indicted of Felony, who ſhall refuſe to plead, or decline Trial.

or before Commiſſioners, &c. No Perſon in Scotland ſhall be liable to Torture.

VI. Provided alſo, and be it further enacted by the Authority aforeſaid, That every Perſon may be ſummoned and returned to be a Juryman in any ſuch Trials, as aforeſaid, who ſhall at the Time of ſuch Trial have and be ſeized of in his own Right, or in the Right of his Wife, of Lands or Tenements, of an Eſtate of Inheritance, or for his or her Life, or the Life of ſome other Perſon, within the County, Stewartry, or Place where any ſuch Trial ſhall be, or from whence the Jury is to come, of the yearly Value of forty Shillings Sterling at leaſt; and for want thereof, or for any other lawful Cauſe, ſhall be ſubject to be challenged and ſet aſide.

This Act not to take away Judgment in England, where Felons refuſe to plead.

Qualifications of a Juryman in Scotland.

'VII. And whereas the Crimes after-mentioned are by ſeveral Acts of Parliament in *Scotland* declared 'to be Treaſon, and the Committers thereof are appointed to be puniſhed with the ſame Pains and For-'faultures as Committers of Treaſon, and that after the firſt Day of *July* aforeſaid, the aforeſaid Act of 'Parliament in *Scotland* will have no Force nor Effect, ſeeing no Facts nor Offences are to be deemed 'Treaſon within *Scotland* after that Time, but ſuch as are ſo by the Acts and Statutes now in force in *Eng-'land*;' Be it therefore by the Authority aforeſaid further enacted, That Theft in landed Men, Murder under Truſt, wilful Fire-raiſing, firing Coalheughs, and Aſſaſſination, which were declared to be Treaſon by particular Statutes in *Scotland*, ſhall after the aforeſaid Time be only adjudged and deemed to be capital Offences, and the Committers thereof ſhall be only liable to ſuch Pains and Puniſhments as by the Law of *Scotland* are to be inflicted upon the Committers of capital Crimes and Offences, and the Perſons Committers thereof are to be puniſhed and tried in the ſame Manner as by the Laws of *Scotland* is provided in the Caſes of other capital Crimes; any thing in this Act to the contrary notwithſtanding.

No Offences to be Treaſon in Scotland, but what are ſo by the Laws in England.

VIII. And be it alſo enacted by the Authority aforeſaid, That if any Perſon ſhall, from and after the ſaid firſt Day of *July*, ſlay any of the Lords of Seſſion, Lords of Juſticiary, ſitting in Judgment in the Exerciſe of their Office within *Scotland*, that the doing thereof ſhall be conſtrued, adjudged and taken to be High Treaſon.

Slaying any Lord of Seſſion, &c. High Treaſon.

IX. And be it further enacted by the Authority aforeſaid, That from and after the ſaid firſt Day of *July*, if any Perſon counterfeit her Majeſty's Seals appointed by the twenty-fourth Article of the Union, to be kept, uſed, and continued in *Scotland*, that the doing thereof ſhall be conſtrued and adjudged to be High Treaſon.

Counterfeiting the Great Seal in Scotland High Treaſon.

X. Provided always, and be it further enacted by the Authority aforeſaid, That after the Deceaſe of the Perſon who pretended to be Prince of *Wales* during the Life of the late King JAMES, and ſince pretends to be King of *Great Britain*, and at the End of the Term of three Years after the immediate Succeſſion to the Crown, upon the Demiſe of her preſent Majeſty, ſhall take effect, as the ſame is and ſtands limited by an Act made in the firſt Year of the Reign of their late Majeſties King WILLIAM and Queen MARY, intituled, *An Act for declaring the Rights and Liberties of the Subject, and ſettling the Succeſſion of the Crown*; and by one other Act made in the twelfth Year of the Reign of his late Majeſty King WILLIAM the Third, intituled, *An Act for the further Limitation of the Crown, and better ſecuring the Rights and Liberties of the Subject*, no Attainder for Treaſon ſhall extend to the diſheriting of any Heir, nor to the Prejudice of the Right or Title of any Perſon or Perſons, other than the Right or Title of the Offender or Offenders, during his, her, or their natural Lives only; and that it ſhall and may be lawful to every Perſon or Perſons to whom the Right or Intereſt of any Lands, Tenements or Hereditaments, after the Death of any ſuch Offender or Offenders, ſhould or might have appertained, if no ſuch Attainder had been, to enter into the ſame.

After the Deceaſe of the Pretender, and 3 Years after the Succeſſion to the Crown by the Demiſe of the Queen ſhall take effect, 1 W. & M. Seſſ. 2. c. 2. 12 W. 3. c. 2. 17 Geo. 2. c. 39. no Attainder for Treaſon ſhall diſinherit any Heir; but he may enter after the Death of ſuch Offender.

XI. And be it further enacted by the Authority aforeſaid, That from and after the Deceaſe of the Perſon who pretended to be Prince of *Wales* during the Life of the late King JAMES, and ſince pretends to be King of *Great Britain*, and at the End of the Term of three Years after the immediate Succeſſion to the Crown, upon the Demiſe of her preſent Majeſty, ſhall take effect, as the ſame is and ſtands limited by an Act made in the firſt Year of the Reign of their late Majeſty's King WILLIAM and Queen MARY, intituled, *An Act for declaring the Rights and Liberties of the Subject, and ſettling the Succeſſion of the Crown*, and by one other Act made in the twelfth Year of the Reign of his late Majeſty King WILLIAM the Third, intituled, *An Act for the further Limitation of the Crown, and better ſecuring the Rights and Liberties of the Subject*, when any Perſon is indicted for High Treaſon, or Miſpriſion of Treaſon, a Liſt of the Witneſſes that ſhall be produced on the Trial, for proving the ſaid Indictment, and of the Jury, mentioning the Names, Profeſſion, and Place of Abode of the ſaid Witneſſes and Jurors, be alſo given at the ſame Time that the Copy of the Indictment is delivered to the Party indicted; and that Copies of all Indictments for the Offences aforeſaid, with ſuch Liſts, ſhall be delivered to the Party indicted, ten days before the Trial, and in Preſence of Two or more credible Witneſſes; any Law or Statute to the contrary notwithſtanding. 1 Geo. 1. Stat. 2. c. 48.

After the Times laſt above limited, a Copy of the Indictment for Treaſon, &c. ſhall be delivered to the Party indicted, 10 Days before the Trial, 1 W. & M. Seſſ. 2. c. 4. 12 W. 3. c. 2. *See* 17 *Geo.* 2. *c.* 39. 20 *Geo.* *c.* 30 & 46.

and further, 21 *Geo.* 2. *c.* 19. *and* 22 *Geo.* 2. *c.* 48. *for regulating Trials for High Treaſon in Scotland.*

CAP. XXII.

An Act for the Queen's moſt gracious, general, and free Pardon.

ANNE R.

'THE Queen's moſt Excellent Majeſty calling to mind how many Ways her loving and obedient Sub-'jects have, from time to time, expreſſed their dutiful Affections towards her Majeſty, and conſider-

'ing

'ing that divers of her ſaid Subjects may by ſundry Ways have fallen into the Danger of very many Pe-
'nalties and Forfeitures, ordained by the Laws and Statutes of this Realm, from which they can in no wiſe
'be freed but by her Majeſty's great Goodneſs and Clemency; and being graciouſly inclined to encourage
'and invite all her loving Subjects to live and continue in their due Obedience to her Majeſty, rather by
'Acts of Grace and Mercy, than by a ſevere Execution of Juſtice; and having an eſpecial Truſt and Con-
'fidence in her ſaid Subjects, that they will with more Cheerfulneſs and Affection apply themſelves to the
'Diſcharge of their reſpective Duties towards her Majeſty, and her Goverment, when they ſhall be re-
'leaſed and freed from the many Pains, Penalties, and Forfeitures to which they are now liable, hath
'thought fit to grant her general and free Pardon, in a large and more bountiful Manner than hath
'heretofore been done:' And therefore her Majeſty is well pleaſed and contented that it be enacted by the Authority of this preſent Parliament; And be it enacted, *&c.*

CAP. XXIII.

An Act for raiſing the Militia for the Year one thouſand ſeven hundred and nine, although the Month's Pay formerly advanced be not repaid. EXP.

CAP. XXIV.

An Act for continuing the former Acts for the Encouragement of the Coinage, and to encourage the bringing Foreign Coins and *Britiſh* or Foreign Plate to be coined, and for making Proviſion for the Mints in *Scotland*, and for the proſecuting Offences concerning the Coin in *England*.

18 Car. 2. c. 5. continued by 25 Car. 2. c. 8. and both revived by 1 Jac. 2. c. 7. continued by 4 & 5 W. & M. c. 24. §. 3. and further continued by 12 & 13 W. 3. c. 11. Continued by 9 Geo. 1. c. 19. §. 1. for 7 Years from 1 March 1723. farther continued from March 1730. for 7 Years by 4 Geo. 2. c. 12. The Rates, Duties, &c. granted by 18 Car. 2. c. 5. and continued as above, upon Wines, Vinegar, &c. further continued to the Queen, &c. for 7 Years, to commence 1 March 1708, and till the End of the firſt Seſſion of Parliament, and the ſaid Act of 18 and 25 Car. 2. c. 8. and the Act 4 Annæ, c. 22. are revived and continued for the Time before-mentioned. *Farther continued by* 19 *Geo.* 2. *c.* 14. 27 *Geo.* 2. *c.* 11. 1 *Geo.* 3. *c.* 16.

'WHEREAS great Benefit and Advantage hath accrued to this Kingdom by one Act of Parliament paſſed in the eighteenth Year of the Reign of his Majeſty King CHARLES the Second, intituled, *An Act for encouraging of Coinage*, and continued by another Act made in the five and twentieth Year of the Reign of his ſaid Majeſty King CHARLES, intituled, *An Act for continuing a former Act concerning Coinage*; both which ſaid Acts were revived by an Act made in the firſt Year of the Reign of his Majeſty King JAMES the Second, and were continued by an Act made in the fourth and fifth Year of the Reign of King WILLIAM and Queen MARY, of bleſſed Memory, and were further continued by an Act made in the twelfth and thirteenth Year of the Reign of the late King WILLIAM of glorious Memory, to be in force for ſeven Years, from the firſt Day of *June* one thouſand ſeven hundred and one, and from thence to the End of the firſt Seſſion of Parliament then next following, and no longer; ſo that unleſs the ſaid Acts be revived and continued, the Encouragement given thereby will ceaſe, and this Kingdom be deprived for the future of ſo great a Good as it hath for many Years laſt paſt enjoyed:' Now we your Majeſty's moſt dutiful and loyal Subjects, the Commons of *Great Britain* in Parliament aſſembled, do give and grant unto your Majeſty the Rates, Duties, and Impoſitions herein after mentioned, for and during the Term and Time herein after expreſſed; and do humbly pray that it may be enacted; And be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That ſuch and the like Rates, Duties, and Impoſitions, as by the ſaid Act of Parliament of the eighteenth Year of the Reign of King CHARLES the Second were granted, and by the ſaid ſubſequent Acts were continued, for and upon the Importation of Wines, Vinegar, Cyder, Beer, Brandy, and Strong Waters imported, during the reſpective Terms therein mentioned, ſhall be further continued, and be paid and payable to her Majeſty, her Heirs and Succeſſors, for and upon all Wines, Vinegar, Cyder, Beer, Brandy, and ſtrong Waters, which ſhall be imported or brought into *Great Britain*, within or during the Space of ſeven Years, to commence from the firſt Day of *March* one thouſand ſeven hundred and eight, and until the End of the firſt Seſſion of Parliament then next following, and no longer; and that the ſaid Act of the eighteenth Year of the Reign of King CHARLES the Second, and alſo one other Act made in the five and twentieth Year of the Reign of his ſaid Majeſty King CHARLES the Second, intituled, *An Act for continuing a former Act concerning Coinage*; and one other Act made in the fourth Year of her now Majeſty's Reign, intituled, *An Act to impower the Lord High Treaſurer, or Commiſſioners of the Treaſury, to iſſue out of the Monies ariſing by the Coinage Duty, any Sum not exceeding five hundred Pounds, over and above the Sum of three thouſand Pounds yearly, for the Uſes of the Mint*; and every Clauſe, Article and Sentence in the ſaid Acts, or any of them contained, ſhall be, and are by virtue of this Act, revived and continued, and ſhall be in Force, and be extended to all Wines, and ſuch other Liquors, as aforeſaid, which ſhall be imported or brought into *Great Britain*, for and during all ſuch Term and Time as are before-mentioned.

The Lord High Treaſurer, &c. may require the Maſter of the the Mint to iſſue out of the Overplus Money ariſing by the Coinage Duty, 6000 l. for the Payment of 2 d. ob. per Ounce, of Foreign Coin, Plate, &c. brought into the Mint, after 20 April 1709, till 1 Dec. 1709.

'II. And whereas the giving a further Encouragement at this Time to the Coinage of Silver Money, may 'be an Advantage to the Publick,' Be it enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for the Lord High Treaſurer of *Great Britain*, or Commiſſioners of the Treaſury for the Time being, or any three or more of them, by his or their Warrant or Warrants, to authorize and require the Maſter and Worker of her Majeſty's Mint or Mints for the Time being, out of the Office of Receipt of the ſaid Mint or Mints, according to the Manner and Courſe of the ſame, to iſſue or diſpoſe of the Overplus of the Money that hath ariſen or ſhall ariſe by the Coinage Duty, any Sum or Sums not exceeding ſix thouſand Pounds, for and towards the Payment of any Sum or Sums not exceeding two

Pence,

Pence Halfpenny *per* Ounce for every Ounce of Foreign Coins, and Foreign or *Britiſh* Wrought Plate, of the Standard of eleven Ounces two Penny-weight fine, or reduced thereunto, as ſhall be brought into the ſaid Mint or Mints from and after the twentieth Day of *April* one thouſand ſeven hundred and nine, until the firſt Day of *December* one thouſand ſeven hundred and nine then next following, and no longer, there to be coined into the Current Coins of *Great Britain*; any Law, Statute, or Uſage to the contrary notwithſtanding.

III. Provided alſo, and it is hereby further enacted by the Authority aforeſaid, That over and above the Sums not exceeding three thouſand Pounds *per Annum*, and five hundred Pounds *per Annum*, mentioned in the ſaid former Acts, it ſhall and may be lawful to and for the Lord Treaſurer of *Great Britain*, and Under Treaſurer, or Commiſſioners of the Treaſury, or any three or more of the ſaid Commiſſioners for the Time being, by Order or Warrants, to iſſue out of the Exchequer, or diſpoſe of the Monies ariſing by the ſaid Coinage Duties, yearly and every Year, from and after the Commencement, and during the Continuance of this Act, and no longer, ſuch Sum as he or they ſhall think neceſſary and reaſonable, not exceeding in the whole the Sum of twelve hundred Pounds for the Fees and Salaries of the Officers of the Mint or Mints in *Scotland*, and towards the providing, maintaining, and repairing the Houſes, Offices, and Buildings, and other Neceſſaries for aſſaying, melting down, and coining in the Mints of *Scotland*; any Thing in the ſaid before recited Acts, or any other Law, Statute, or Uſage to the contrary notwithſtanding.

Over and above the 3000 l. per Annum, and the 500 l. per Annum, mentioned in the former Acts, the Lord Treaſurer, &c. may iſſue out of the Exchequer any Sum not exceeding 1200 l. per Annum, for the Salaries of the Officers of the Mint.

IV. Provided always, and it is hereby enacted by the Authority aforeſaid, That (over and above the Sums not exceeding three thouſand Pounds *per Annum*, and five hundred Pounds *per Annum*, mentioned in the ſaid former Acts, for the Uſes of the Mint) it ſhall and may be lawful to and for the Lord High Treaſurer of *Great Britain*, and the Under Treaſurer, or the Commiſſioners of the Treaſury for the Time being, by Orders or Warrants, to iſſue out of the Exchequer, or diſpoſe of the Monies ariſing by the ſaid Coinage Duty, yearly and every Year, from and after the firſt Day of *June* one thouſand ſeven hundred and nine, any Sum or Sums not exceeding the yearly Sum of four hundred Pounds, for the Charges and Expences of the Officers, and others employed and to be employed in the Proſecution of Offences in counterfeiting, diminiſhing, or otherwiſe concerning the current Coins of *Great Britain*, in that Part thereof called *England*; and any Officer or Officers employed, as aforeſaid, may have and receive the ſaid Sum not exceeding four hundred Pounds, or any Part thereof, without being liable to any Forfeiture, Diſability, or Incapacity whatſoever; the ſaid recited Acts, or any other Law, Statute or Uſage to the contrary notwithſtanding.

After 1 June 1709, the Lord Treaſurer, &c. may further iſſue, &c. 400 l. per Annum, for the Charges of Officers, to be imployed in proſecuting Offences in counterfeiting, &c. the Coin of Great Britain.

CAP. XXV.

An Act for making perpetual an Act for the better preventing the Counterfeiting the current Coin of this Kingdom, as alſo an Act for giving like Remedy upon promiſory Notes as is uſed upon Bills of Exchange, and for the better Payment of Inland Bills of Exchange; and alſo for continuing ſeveral Acts made in the fourth and fifth Years of her Majeſty's Reign for preventing Frauds committed by Bankrupts.

'WHEREAS the temporary Laws following, which by Experience have been found beneficial 'and uſeful, are expired, or near expiring;' Therefore for continuing the ſame, be it enacted by Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That an Act made in the Seſſion of Parliament held in the eighth Year of the Reign of his late Majeſty King WILLIAM the Third of glorious Memory, intituled, *An Act for the better preventing the Counterfeiting the current Coin of this Kingdom*, which was to continue for one Year, was by a Clauſe in another Act made in the ninth Year of his ſaid Majeſty's Reign, continued in Force unto the five and twentieth Day of *March* one thouſand ſeven hundred and one; which Act was further continued by an Act made in the firſt Year of her preſent Majeſty's Reign, till the five and twentieth Day of *March* one thouſand ſeven hundred and nine, and from thence to the End of the firſt Seſſion of Parliament then next enſuing, ſhall be, and is hereby continued, and ſhall be in Force, and is hereby made perpetual.

The Act 8 W. 3. c. 26.

Continued by 9 W. 3. c. 2. and further continued by 1 Ann. ſtat. 1. c. 9. made perpetual.

'II. And whereas by an Act made in the eighth Year of his late Majeſty's Reign, intituled, *An Act* '*for the better preventing the Counterfeiting the current Coin of this Kingdom*, it is ordained, That no Proſecu-'tion ſhall be made for any Offence againſt the ſaid Act, unleſs ſuch Proſecution be commenced with three 'Months after ſuch Offence committed;' Be it enacted by the Authority aforeſaid, That the Proſecution of ſuch Perſon or Perſons as offend againſt the ſaid Act, by making or mending, or beginning or proceeding to make or mend any coining Tool or Inſtrument therein prohibited, or by marking of Money round the Edges with Letters or Grainings, may be commenced at any Time within ſix Months after ſuch Offence committed; any thing in the ſaid Act to the contrary in any wiſe notwithſtanding.

8 Annæ, c. 26.

The Proſecution of Offences againſt 8 W. 3. c. 26 may be commenced in 6 Months after the Offence.

III. And be it further enacted by the Authority aforeſaid, That an Act made in the Seſſion of Parliament held in the third and fourth Years of her Majeſty's Reign, intituled, *An Act for giving like Remedy upon promiſory Notes as is uſed upon Bills of Exchange, and for the better Payment of Inland Bills of Exchange*, which was to continue for the Space of three Years from the firſt Day of *May* one thouſand ſeven hundred and five, and from thence to the End of the next Seſſion of Parliament, ſhall be, and is hereby continued, and ſhall be in Force, and is hereby made perpetual.

The Act 3 & 4 Annæ, c. 9 concerning promiſory Notes and Bills of Exchange, made perpetual.

"The Statute 4 Annæ, c. 17. and 5 Annæ, c. 22. concerning Bankrupts, continued from the 25th of "*April* 1709, for five Years, and from thence to the End of the next Seſſion of Parliament. EXP.

CAP. XXVI.

An Act for appointing Commiſſioners to treat and agree for ſuch Lands, Tenements and Hereditaments as ſhall be judged proper to be purchaſed for the better fortifying *Portſmouth*, *Chatham*, and *Harwich*.

'WHEREAS for the better ſecuring her Majeſty's Docks, Ships of War, and Stores, 'tis highly 'neceſſary to enlarge and ſtrengthen the Fortifications at or near *Portſmouth*, *Chatham*, and *Harwich*; and in Order thereunto, to purchaſe ſeveral Lands, Tenements, and Hereditaments, ſome of which 'are or may be the Eſtates of Infants, Femes Covert, Eccleſiaſtical Corporations, or other Perſons who 'by Law are diſabled to make any Contracts or Conveyances; in all which Caſes, as likewiſe where any 'Proprietors deſigning to obſtruct the publick Service, or to make any unreaſonable Gain to themſelves, 'inſiſt on extravagant Rates, 'twill be neceſſary to have Recourſe to the uſual Methods that have been 'taken in ſuch like Caſes;' Be it therefore enacted, *&c.*

"The Queen to appoint Commiſſioners to ſurvey, *&c.* the Lands to be purchaſed. Any five of the Commiſſioners appointed to treat and agree with the Owners of the Lands, *&c.* Perſons refuſing to treat, or uncapable, the Commiſſioners may iſſue Warrants to the Sheriff to impanel and return a Jury, who ſhall enquire into the true Value, *&c.* Farther Proviſion for the Land Owners by 8 Annæ, c. 21. §. 1. and their Verdict ſhall be certified into the Chancery by the 23d of *October* 1709. The Commiſſioners not to be liable to the Penalties in the Act of 25 Car. 2. c. 2. nor 1 W. & M. Seſſ. 1. c. 8. Nor 13 & 14 W. 5. c. 6. The Commiſſioners not to be diſqualified from ſitting in the Houſe of Commons. PR."

Anno Regni ANNÆ Reginæ octavo.

'AT the Parliament ſummoned to be holden at *Weſtminſter* the eighth Day of *July*, *Anno Dom.* 1708. in 'the ſeventh Year of the Reign of our Sovereign Lady *ANNE*, by the Grace of God, of *Great* 'Britain, *France*, and *Ireland*, Queen, Defender of the Faith, *&c.* and by ſeveral Writs of Prorogation 'begun and holden, on the ſixteenth Day of *November* 1708, being the firſt Seſſion of this preſent 'Parliament; and from thence continued by ſeveral Prorogations to the fifteenth Day of *November* one 'thouſand ſeven hundred and nine, * being the ſecond Seſſion of this preſent Parliament.

'* In the Record is added,' and by ſeveral Adjournments continued till the fifth Day of April, in the ninth Year of her Majeſty's Reign.

CAP. I.

An Act for granting an Aid to her Majeſty, to be raiſed by a Land Tax in *Great Britain* for the Service of the Year one thouſand ſeven hundred and ten. 4 s. in the Pound.

7 Annæ, c. 8. §. 9.

'CXIII. AND whereas in and by an Act of Parliament made and paſſed in the ſeventh Year of her 'Majeſty's Reign (amongſt other Things therein contained) it is provided and enacted, That 'it ſhould and might be lawful to and for the Governor and Company of the Bank of *England* (in caſe 'their general Court ſhould ſo think fit) to contract and agree at any Time before the laſt Day of *Decem*'*ber* one thouſand ſeven hundred and nine, with the Lord High Treaſurer of *Great Britain*, to circulate

7 Annæ, c. 7.

'(over and above the Bills undertaken to be circulated by another Act of the ſame Seſſion therein men'tioned) ſuch further Bills not exceeding ſix hundred and twelve thouſand ſeven hundred thirty-nine 'Pounds, as ſhould be made forth at her Majeſty's Exchequer for her Majeſty's Supply: And whereas 'by Indenture bearing Date the eight and twentieth Day of *September* one thouſand ſeven hundred and 'nine, made between the moſt Honourable *Sidney* Earl of *Godolphin*, then and now Lord High Treaſurer 'of *Great Britain*, of the one Part, and the ſaid Governor and Company of the Bank of *England*, of 'the other Part, reciting, That the ſaid Governor and Company of the Bank of *England* in a general 'Court by them holden, did agree to circulate in Exchequer Bills, the Sum of four hundred thouſand 'Pounds, Part of the ſaid Sum not exceeding ſix hundred and twelve thouſand ſeven hundred thirty-nine 'Pounds, it was made known and declared, that in purſuance of the ſaid recited Act of Parliament in 'that Behalf, they the ſaid Governor and Company of the Bank of *England* had contracted and agreed, 'and did by the ſaid Indenture contract and agree with the ſaid *Sidney* Earl of *Godolphin*, Lord High Tre'ſurer of *Great Britain*, to circulate ſuch further and other Bills, for any Sum not exceeding the ſaid 'Sum of four hundred thouſand Pounds, as ſhould be made forth at her Majeſty's Exchequer for her Ma'jeſty's Supply, as aforeſaid:' Now to the Intent that the ſaid Bills which have been made or iſſued, or ſhall be made and iſſued, as aforeſaid, not exceeding the ſaid Sum of four hundred thouſand Pounds, may have and bear the like Credit, Intereſt, Allowances, Currency, Privileges, and Advantages in all Reſpects, as the Bills formerly iſſued in purſuance of the ſaid other Act of Parliament herein before-mentioned, whereby the general Fund for circulating and diſcharging Exchequer Bills was ſettled and eſtabliſhed; Be it enacted, *&c.*

"The

" The Exchequer Bills for 400,000 *l.* and the quarterly Bills to be iſſued, ſhall bear 2 *d. per Cent. per* " *Diem* Intereſt, and 3 *l. per Centum per Annum*, *&c.* Powers of the former Act to be in Force. Defi- " ciency to be made good by Parliament. Monies called in, to be added to the Capital Stock. All Pri- " vileges, *&c.* to extend to the Capital Stock, ſo enlarged. EXP. *See* 8 *Ann. c.* 13. *ſ.* 28. *and* 9 *Ann. c.* 7.

CAP. II.

An Act to prohibit the Exportation of Corn, Malt, Meal, Flour, Bread, Biſcuit, and Starch, and Low Wines, Spirits, Worts, and Waſh drawn from malted Corn.

' WHEREAS the Price of Corn at this Time within the Kingdom of *Great Britain* is become ' very great, and (in ſome Parts thereof) exceſſive, which tends to the Impoveriſhment of many of ' her Majeſty's good Subjects, eſpecially of poor Manufacturers, and others of a meaner Condition, and ' by Reaſon that Corn in ſeveral other Parts of *Europe* is ſcarcer and dearer than in *Great Britain*, it is ' likely that ſeveral Perſons, for their private Advantage or Lucre, will not only export or carry great ' Quantities of Corn from this Kingdom, but likewiſe diſtil exceſſive Quantities of Low Wines and Spi- ' rits from Malt, Corn, or Grain, in order to export the ſame to Foreign Parts, whereby the Price of Corn ' will be further inhanſed, to the Detriment of her Majeſty's good Subjects, and the Deſtruction of many ' of them, if a timely Remedy in this Behalf be not provided;' Be it therefore enacted, *&c.*

" No Corn, Low Wines, *&c.* to be exported before 29 *Sept.* 1710. Maſter and Mariners offending to be " impriſoned for three Months. Officers of the Cuſtoms may ſeize all ſuch Corn, *&c.* Proviſo for Corn, " *&c.* to be exported for Ship's Uſe: Or for the Factories in *Africa*, or Colonies in *America:* Or for the " *Britiſh* Fiſhery in thoſe Parts. Exporter to declare the Colony, *&c.* for which the Corn, *&c.* is bound, " and give Security. Malt or Barley may be tranſported from *Southampton* for *Jerſey* or *Guernſey*, not " exceeding 5000 Quarters. Corn, *&c.* may be carried Coaſtwiſe, *&c.* Her Majeſty by Proclamation " may permit the Exportation of Corn, *&c.* before 29 *Sept.* 1710. Commiſſioners of Cuſtoms to give Ac- " count to next Seſſion of Parliament of all Corn, *&c.* exported. EXP.

CAP. III.

An Act for charging and continuing the Duties upon Malt, Mum, Cyder and Perry, for the Service of the Year one thouſand ſeven hundred and ten.

EXP. *See* 8 *Ann. c.* 13. *ſ.* 28.

CAP. IV.

An Act for continuing Part of the Duties upon Coals, Culm, and Cynders, and granting new Duties upon Houſes having twenty Windows or more, to raiſe the Sum of fifteen hundred thouſand Pounds, by Way of a Lottery, for the Service of the Year one thouſand ſeven hundred and ten.

MAY it pleaſe your moſt Excellent Majeſty; We your Majeſty's moſt dutiful and loyal Subjects, the Commons of *Great Britain* in Parliament aſſembled, being deſirous, by the moſt eaſy and effectual Ways and Means, to raiſe ſuch Supplies as are neceſſary for the Proſecution of the preſent War, and for enabling your Majeſty, at the End thereof, to eſtabliſh a good and laſting Peace, have for that End and Purpoſe given and granted, and do by this preſent Act give and grant unto your Majeſty, the ſeveral and reſpective Rates, Duties, Impoſitions and Sums of Money, as well for and upon ſuch Coals, Culm, and Cynders, as for and upon ſuch Houſes as are herein after mentioned; and do moſt humbly beſeech your Majeſty, that it may be enacted: And be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That for and during the Term of thirty-two Years, commencing from the twenty-ninth Day of *September* in the Year of our Lord one thouſand ſeven hundred and ten, and no longer, there ſhall be raiſed, levied, collected, and paid unto and for the Uſe of her Majeſty, her Heirs and Succeſſors, for and upon all Coals, Culm, and Cynders, herein after expreſſed, (except Charcoals made of Wood) the ſeveral and reſpective additional or new Impoſitions, Rates, Duties, and Sums of Money herein after mentioned, (over and above all ſuch Duties as are already granted or payable for or in reſpect of the ſame, or any of them, by any Law or Statute now in Force) that is to ſay, For all Coals which at any Time or Times, within or during the ſaid Term, ſhall be imported or brought into the Kingdom of *Great Britain* from any Part beyond Sea, (in caſe they are ſuch Coals as are moſt uſually ſold by Weight) the Sum of three Shillings of lawful Money of *Great Britain* for every Tun, reckoning the Tun to conſiſt of twenty hundred Weight and every hundred to conſiſt of one hundred and twelve Pounds Weight of *Aver-dupoize*, and after that Rate for any greater or leſſer Quantity; and for all Coals ſo imported from any Part beyond Sea, being moſt uſually ſold by the Chalder, or by any other Meaſure whatſoever reducible to the Chalder, the Sum of four Shillings and ſix Pence of like Money for every Chalder, reckoning the Chalder to conſiſt of ſix and thirty Buſhels *Wincheſter* Meaſure, and after that Rate for a greater or leſſer Quantity of ſuch Coals ſo imported or brought in from any Foreign Parts; the ſaid Duties for Foreign Coals imported or brought in, as aforeſaid, to be paid by the reſpective Importer or Importers thereof; and for all Sorts of Coals, from time to time, ſhipped or waterborn in order to be ſhipped or laid on board any Ship or Veſſel to be carried by Sea, and which ſhall be carried by Sea in any Ship or Veſſel from any Port or Place within the ſaid Kingdom of *Great Britain*, and which at any Time or Times, within

For 32 Years, from 29 Sept. 1710. the additional Rates following to be paid for all Coals, &c. viz. (made perpetual by 5 Geo. 1. c. 19 ſ. 1.)

For all Coals imported into Great Britain.

3s per Ton.

and 4 s. 6 d. per Chalder.

For Coals waterborn, 3 s. per Chalder.

or during the ſaid Term, ſhall be imported, brought, or landed in any other Port or Place within the ſaid Kingdom of *Great Britain*, being moſt uſually ſold by the Chalder, or by any other Meaſure whatſoever reducible to the Chalder, the Sum of three Shillings of like Money for every Chalder, to be reckoned, as aforeſaid, and after that Rate for a greater or leſſer Quantity; and for all Sorts of Coals from time to time ſo ſhipped or waterborn in order to be ſhipped and carried by Sea from any Port or Place of the Kingdom of *Great Britain*, and which at any Time or Times, during the ſaid Term, ſhall be imported, brought, or landed in any other Port or Place of the ſame (in caſe they are ſuch as are moſt uſually ſold by Weight) the Sum of two Shillings for every Tun, and according to that Proportion for more or leſs, the ſaid ſeveral Duties for Coals ſo ſhipped or waterborn to be ſhipped and carried by Sea, as aforeſaid, from time to time to be paid at the reſpective Ports and Places of Importation or Landing of ſuch Coals, and to be charged upon the reſpective Owner and Owners, Maſter or other Perſon having the Charge of every ſuch Ship or Veſſel, or of the Coals ſo carried, imported, or brought in the ſame; and for all Culm whatſoever, which at any Time, during the ſaid Term of thirty-two Years, ſhall be waterborn in order to be ſhipped within the ſaid Kingdom of *Great Britain*, or brought into the ſame, the Sum of ſeven Pence and two Tenths of a Penny for every Chalder, and after that Rate, to be paid at the reſpective Ports and Places of Importation or Landing of ſuch Culm, and to be charged on the reſpective Owner and Owners, or Maſter or Maſters, or other Perſon having the charge of the Ship or Veſſel, or of the Culm ſo carried, imported, or brought in the ſame; and for all Cynders made of Pit Coal, which at any Time or Times, during the ſaid Term of thirty-two Years, ſhall be ſhipped or waterborn in order to be ſhipped within the ſaid Kingdom of *Great Britain*, or brought into the ſame, the Sum of three Shillings of like Money for every Chalder, reckoning the Chalder to conſiſt of thirty-ſix Buſhels *Wincheſter* Meaſure, and after that Rate for a greater or leſſer Quantity, to be paid at the reſpective Ports and Places of Importation or Landing of ſuch Cynders, and to be charged upon the reſpective Owner and Owners, Maſter and Maſters, or other Perſons having the Charge of the Ship or Veſſel in which the ſaid Cynders ſhall be carried, imported, or brought.

and 2 s. per Tun.

For Culm waterborn 7 d. two Tenths per Chalder.

For Cynders waterborn, 3 s. per Chalder.

II. And for the better levying and raiſing the ſaid ſeveral Duties, and Sums of Money, by this Act impoſed upon ſuch Coals, Culm, and Cynders, as aforeſaid;' It is hereby enacted, That ſuch of the ſaid Duties, and Sums of Money, as ſhall ariſe, or be due or payable in that Part of *Great Britain* called *England*, *Wales*, or the Town of *Berwick* upon *Tweed*, for or upon ſuch Coals, Culm, and Cynders, as aforeſaid, ſhall from time to time, be under the Management and Government of the Commiſſioners of the Cuſtoms in *England* for the Time being, who ſhall cauſe thoſe Duties, from time to time, to be raiſed, levied, collected, and paid to the Receiver or Receivers General of the Cuſtoms in *England* for the Time being; and that ſuch Receiver or Receivers General in *England* for the Time being, ſhall pay all the Monies ariſing thereby (the neceſſary Charges of receiving, levying, managing, paying, and accounting for the ſame, excepted) into her Majeſty's Receipt of Exchequer, diſtinct and apart from all other Branches of the publick Revenue, weekly, to wit, on *Wedneſday* in every Week, if it be not an Holyday, and if it be, then on the next Day after, that is not an Holyday, for the Purpoſes in this Act expreſſed, and under the Penalties, Forfeitures, and Diſabilities herein after mentioned; and that ſuch of the ſaid Duties, and Sums of Money, by this Act impoſed upon Coals, Culm, and Cynders, as aforeſaid, as ſhall ariſe, or be due or payable in that Part of *Great Britain* called *Scotland*, ſhall, from time to time, be under the Management and Government of the Commiſſioners of the Cuſtoms in *Scotland* for the time being, who ſhall cauſe thoſe Duties, from time to time, to be raiſed, levied, collected, and paid to the Receiver or Receivers General of the Cuſtoms in *Scotland* for the Time being; and that ſuch Receiver or Receivers General of the Cuſtoms in *Scotland* for the Time being, ſhall tranſmit and pay, or cauſe to be paid, all the Monies ariſing thereby (the neceſſary Charges of receiving, levying, managing, paying, ad accounting for the ſame, excepted) into her Majeſty's Receipt of Exchequer in *England*, diſtinct and apart, as aforeſaid, from time to time, as ſuch Receiver or Receivers General in *Scotland* ſhall have received any ſuch Monies, as aforeſaid, for the Purpoſes in this Act expreſſed, and under the Penalties, Forfeitures, and Diſabilities herein after mentioned.

Under whoſe Management theſe Duties ſhall be.

III. And it is hereby enacted by the Authority aforeſaid, That the ſaid ſeveral Duties by this Act impoſed within and throughout the ſaid Kingdom of *Great Britain*, for and upon all ſuch Coals, Culm, and Cynders, as aforeſaid, ſhall during all the Time and Term by this Act granted therein, be raiſed, levied, collected, and paid into her Majeſty's Exchequer (for the Purpoſes in this Act expreſſed) in ſuch or the like Manner and Form, and ſubject to ſuch Allowances and Repayments, and under ſuch Penalties, Forfeitures, and Diſabilities, and according to ſuch Rules, Methods, and Directions, as are preſcribed or appointed by any Law or Statute now in force, for and concerning the Duties upon the like Coals, Culm, and Cynders, which have Continuance until the thirtieth Day of *September* one thouſand ſeven hundred and ten, by virtue of the Act of Parliament made in the fourth Year of her Majeſty's Reign, intituled, *An Act for continuing an additional Subſidy of Tonnage and Poundage, and certain Duties upon Coals, Culm, and Cynders, and additional Duties of Exciſe; and for ſettling and eſtabliſhing a Fund thereby, and by other Ways and Means, for Payment of Annuities, to be ſold for raiſing a further Supply to her Majeſty, for the Service of the Year one thouſand ſeven hundred and ſix, and other Uſes therein mentioned*; and that all and every the Powers, Authorities, Rules, Directions, Penalties, Forfeitures, Clauſes, Matters, and Things now in Force, contained in the Act laſt-mentioned, or in any other Acts or Statutes thereby referred unto, for the governing, managing, raiſing, levying, ſecuring, collecting, receiving, paying, and accounting for the ſaid Duties upon Coals, Culm, and Cynders, which were granted or continued until the ſaid thirtieth Day of *September* one thouſand ſeven hundred and ten, as aforeſaid, ſhall be and are, by force and virtue of this preſent Act, revived, and ſhall be in full force, and be duly obſerved, practiſed, and put in Execution, in and

How theſe Duties ſhall be raiſed, &c.

4 Annæ, c. 6.

Concerning Duty on Coals, &c. ſee farther 9 *Ann. c.* 6 & 22. 12 *Ann. St.* 2. *c.* 9. 5 *Geo.* 1. *c.* 9. 6 *Geo.* 1. *c.* 4. 22 *Geo.* 2. *c.* 37. 30 *Geo.* 2. *c.* 19. *ſ.* 28.

and for the governing, managing, raiſing, levying, ſecuring, collecting, receiving, paying, and accounting for the Duties upon Coals, Culm, and Cynders, by this Act granted, for and during the Term hereby granted of and in the ſame, and all Arrearages thereof, as fully and effectually, to all Intents and Purpoſes, as if the ſame Powers, Authorities, Rules, Directions, Penalties, Forfeitures, Clauſes, Matters, and Things were again expreſſed, and particularly repeated and re-enacted in the Body of this preſent Act.

" Twenty Windows to pay 10 s. additional Duty; 30 Windows 20 s. Made perpetual by 3 Geo. 1. c. 8. 7 & 8 W. 3. c. 18.
" §. 17. & 5 Geo. 1. c. 19. §. 1. Repealed 20 Geo. 2. c. 3. To be paid half yearly, *viz.* on 25 *March* 8 & 9 W. 3. c. 20.
" and 29 *Sept.* and to be charged on the Inhabitants. Juſtices of Peace to be Commiſſioners for the Du- 1 Annæ, ſtat. 1.
" ties on Houſes. Her Majeſty may appoint Surveyors, and Receivers General. How theſe Duties ſhall c. 13.
" be raiſed, *&c.* Houſes in *Warwick* having 20 Windows, chargeable, *&c.* Edifices in the Univerſities, 5 Annæ, c. 13.
" having 20 Windows, ſeverally in the Tenure of any Perſon, chargeable. *See* 6 *Geo.* 1. *c.* 21. *ſ.* 61. 7 Annæ, c. 7.
" 21 *Geo.* 2. *c.* 10. 26 *Geo.* 2. *c.* 17.

Appropriation of the ſeveral Duties.

XI. And it is hereby enacted and declared by the Authority aforeſaid, That all the ſaid ſeveral Duties by this Act granted, as well for and upon ſuch Coals, Culm, and Cynders, as upon ſuch Houſes, as aforeſaid, ſhall be liable to, and be charged and chargeable with the yearly Fund herein after mentioned, and all the Annuities to be payable out of the ſame, in purſuance of this Act, during the whole Term of thirty-two Years herein after expreſſed, and all the ſame Duties (except the neceſſary Charges before-mentioned) are and ſhall be appropriated thereunto, in ſuch Manner, that all the Monies which ſhall, from time to time, be or remain due or in Arrear, for or upon the ſaid Annuities, or any of them, or for any Arrears thereof (if any ſuch be) ſhall, from time to time, in the firſt place be paid and ſatisfied out of the ſaid ſeveral and reſpective Duties by this Act granted, or ſome of them, with Preference to any other Payments that ſhall or may hereafter be charged upon the ſame Duties, or any of them, and under ſuch Penalties, Forfeitures, and Diſabilities, as are hereafter in this Act contained in that Behalf. *See* 8 *Ann. c.* 13. *ſ.* 28.

The Officers for managing the Duties liable to the Act 9 & 10 W. 3. c. 44.

XII. And to the end all the Monies ariſing by the ſaid Duties upon Coals, Culm, and Cynders, and by the ſaid Duties upon Houſes by this Act granted, may be duly and certainly raiſed and brought into the ſaid Receipt of Exchequer for the Purpoſes aforeſaid;' It is hereby further enacted by the Authority aforeſaid, That from time to time, during the Continuance of this Act, there ſhall be appointed ſuch and ſo many Juſtices of the Peace, Commiſſioners of the Cuſtoms, Receivers General, Collectors, Surveyors, and other Officers, as ſhall be proper and neceſſary for managing, governing, levying, collecting, receiving, and paying the reſpective Duties by this Act granted, and for keeping and rendring the Accounts of the ſame; and that the ſaid Receivers General, Collectors, Surveyors, and other Officers, who are or ſhall be concerned in the raiſing, collecting, receiving, and paying the ſaid reſpective Duties hereby granted, or any of them, and keeping and rendring the ſeveral Accounts thereof, ſhall perform their ſeveral Duties therein, as to them reſpectively ſhall appertain, under ſuch and the like Penalties, Forfeitures, and Diſabilities, for any Offence or Neglect therein, or for detaining, diverting, or miſapplying any Part of the ſaid Monies, as are preſcribed and to be inflicted by Virtue of an Act of Parliament, made and paſſed in the ninth Year of the Reign of his late Majeſty King WILLIAM the Third, intituled, *An Act for raiſing a Sum not exceeding two Millions, upon a Fund for Payment of Annuities, after the Rate of eight Pounds* per Centum per Annum, *and for ſettling the Trade to the* Eaſt Indies, for the like Offence or Neglect relating to the Duties on Salt, and upon ſtampt Vellum, Parchment, and Paper, thereby granted or referred unto, or for detaining, diverting, or miſapplying any Part of the Monies, which were granted, or appropriated by the Act laſt mentioned. 9 W. 3. c. 44.

135000 l. to be the yearly Fund.

XIII. And be it enacted by the Authority aforeſaid, That yearly and every Year during the ſaid Term of thirty-two Years, reckoning the firſt Year to begin from the nine and twentieth Day of *September* one thouſand ſeven hundred and ten, the full Sum of one hundred thirty-five thouſand Pounds, by or out of the Monies to ariſe by the ſaid Duties on Coals, Culm, and Cynders, and by the ſaid Duties on Houſes by this Act granted, or any of them, and to be brought into the Receipt of the Exchequer, as aforeſaid, in caſe the ſame ſhall extend thereunto, ſhall be the whole and entire yearly Fund; and in caſe all the Monies ariſing into the Exchequer, of or for the ſaid Duties, ſhall not amount to one hundred thirty-five thouſand Pounds *per Annum*, then the Monies ſo ariſing, ſo far as the ſame will extend, ſhall be Part of the yearly Fund, for and towards the anſwering or paying of the Annuities herein after mentioned; and in caſe the ſaid Duties by this Act granted, ſhall at any Time or Times appear to be ſo deficient or low in the Produce of the ſame, as that within any one Year, to be reckoned, as aforeſaid, the ſaid Monies ariſing into the Exchequer, for or upon Account of the ſame Duties, ſhall not amount to ſo much as one hundred thirty-five thouſand Pounds, or to ſo much as ſhall be ſufficient to diſcharge and ſatisfy all the Annuities by this Act appointed, or intended to be paid, within or for the ſame Year reſpectively, That then and ſo often, and in every ſuch Caſe, ſo much as ſhall be wanting to make up the ſaid Fund for every or any ſuch Year, ſhall be ſupplied and made good, from time to time, out of the firſt Aid to be granted in Parliament next after ſuch Deficiency ſhall appear, and ſhall from time to time be transferred thereunto, as ſoon as the ſame ſhall be granted.

Deficiency to be made good by Parliament.

Natives or Foreigners may become Adventurers.

XIV. And be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful for any Perſon or Perſons, Natives or Foreigners, Bodies Politick or Corporate, to contribute for or towards advancing the Sum of one million five hundred thouſand Pounds, for carrying on the ſaid War, by paying, at or before the firſt Day of *September* one thouſand ſeven hundred and ten, to any Receiver or Receivers to be appointed for that Purpoſe, as is herein after mentioned, the Sum of ten Pounds, or divers entire Sums of ten Pounds, upon this Act; and that for the raiſing the ſaid Sum of one million five hundred

thouſand Pounds, any Perſon, who will become an Adventurer, ſhall and may advance the Sum of ten Pounds, for which Sum ſo advanced, he ſhe, or they, for thirty-two Years, ſhall be entitled to receive a Share or Dividend of the ſaid yearly Fund, as hereafter is expreſſed; and that every Adventurer may advance as many entire Sums of ten Pounds, as he, ſhe, or they, ſhall think fit, and for every ſuch Sum of ten Pounds ſo advanced, he, ſhe, or they, is or are to be intereſted in one Lot or Share of and in the ſaid yearly Fund.

" Her Majeſty to appoint Managers for the Lottery. Books to be provided with 3 Columns, *&c.* Receivers " to be appointed by the Lord Treaſurer, *&c.* Managers to examine the Books, and deliver them to " the Receivers, *&c.* Tickets how to be delivered out. Receivers to re-deliver the Books, *&c.* by 12 " *Sept.* 1710. Middle Column Tickets to be rolled up, and put in a Box, marked *A.* Innermoſt to re- " main in the Books. There ſhall be printed one hundred and fifty thouſand Tickets, and three thouſand " ſeven hundred and fifty Tickets ſhall be *Fortunate*; that is to ſay, One of them one thouſand Pounds " yearly; Three of them, ſeverally, five hundred Pounds; Four of them, four hundred Pounds; Four " of them, three hundred Pounds; Four of them, two hundred Pounds, and twenty of them one hundreds, " and thirty of them fifty Pounds, one hundred of them twenty Pounds yearly, ſix hundred and one of " them ten Pounds, and two thouſand nine hundred eighty-three of them, ſeverally, five Pounds, yearly: " Fifty Pounds yearly to the firſt drawn Ticket, and fifty Pounds yearly to the laſt drawn Ticket. If " 1,500,000 l. be not paid in, then the Fund to be proportionable to the Sum advanced. Blanks to have " 14 s. *per Annum* for 32 Years. The Manner of drawing the Tickets. Managers to adjudge to whom " the fortunate Tickets belong. Forging Tickets Felony. Fortunate to be paid their Advantages half " yearly. Unfortunate to be paid yearly, at the Feaſt of St *Michael.* Eight Pounds *per Cent.* allowed " for prompt Payment. A Transfer Office to be kept in *London.* Money lent Tax-free. Half yearly " and yearly Payments to be made in Courſe. Benefit Tickets to be paid in Arithmetical Progreſſion, " and the Tickets for 14 s. *per Annum.* Overplus diſpoſable by Parliament. [Part of theſe Annuities " were ſubſcribed inte *South Sea Stock* purſuant to 5 Geo. 1. c. 19. & 6 Geo. 1. c. 4.]

Coals, &c. carried from Sterling to Dunbar, &c. not taxable.

' XXXIX. And whereas a Doubt may ariſe whether Coals, Culm, or Cynders carried from the Bridge ' of *Sterling*, which is on the Firth of *Forth*, to the Town of *Dunbar*, are liable to the Duties by this ' Act impoſed, as if they were carried to Sea;' It is hereby provided, enacted, and declared, That ſuch Coal, Culm, and Cynders, ſo carried from the Bridge of *Sterling* to the Town of *Dunbar*, or to any Part betwixt them, ſhall not, by reaſon of ſuch Carriage, be liable to the Duties by this Act impoſed; any thing in this Act contained to the contrary notwithſtanding.

CAP. V.

An Act to continue the Act for recruiting her Majeſty's Land Forces and Marines, for the Service of the Year one thouſand ſeven hundred and ten. EXP.

CAP. VI.

An Act for employing the Manufacturers by encouraging the Conſumption of Raw Silk and Mohair Yarn.

' WHEREAS the Maintenance and Subſiſtence of many thouſands of Men, Women, and Chil- ' dren, within this Kingdom of *Great Britain*, depends upon the making of Silk, Mohair, Gimp, ' and Thread Buttons and Button Holes with the Needle, and great Numbers of Throwſters, Twiſters, ' Spinners, Winders, Dyers, and others, are employed in preparing the Materials of which ſuch Buttons ' and Button Holes are made; and whereas the Silk and Mohair wherewith the ſaid Buttons and Button ' Holes are made, is purchaſed in *Turkey* and other Foreign Parts, in Exchange for the Woollen Manufacture ' of *Great Britain*, to the great Conſumption thereof; and for the Encouragement of ſuch numerous Manu-
10 W. 3. c. 2. ' facturers and Manufactures, an Act was made in the tenth Year of the Reign of his late Majeſty King ' WILLIAM the third, of glorious Memory, intituled, *An Act to prevent the making or ſelling Buttons, made ' of Cloth, Serge, Drugget, or other Stuffs or Materials*, under the Forfeitures therein mentioned; but that ' the intended Encouragement by the ſaid Act, has, in a great Meaſure, been rendred ineffectual, by a late ' and unforſeen Practice of making and binding of Button Holes with Cloth, Serge, Drugget, or other ' Stuffs, to the great Diſcouragement of and Abatement in the Conſumption of Raw Silk and Mohair ' Yarn, and the utter Ruin of numerous Families, who uſed to manufacture the ſaid Materials, if not ' ſpeedily prevented:' For Remedy whereof, and making the ſaid recited Act of Parliament more effectual, be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the five and twentieth Day of *March* one thouſand ſeven hundred and ten, no Taylor or other Perſon or Perſons whatſoever within the Kingdom of *Great Britain* ſhall make, ſell, ſet on, uſe or bind, or cauſe to be made, ſold, ſet on, uſed or bound on any Clothes, or Wearing Garments whatſoever, any Butttons or Button Holes made of, or uſed or bound with Serge, Drugget, Frize, Camlet, or any other Stuffs of which Clothes and Wearing Garments are uſually made, upon Forfeiture of the Sum of five Pounds for every Dozen of ſuch Buttons or Button Holes ſo made, ſold, ſet on, uſed or bound, or cauſed to be made, ſold, ſet on, uſed or bound, as aforeſaid, and in like Proportion for any

After March 25, 1710. None ſhall make, ſell, &c. any Buttons or Button Holes made or bound with Serge, &c. on Forfeiture of 5 l. for every Dozen, &c.

any leſſer Quantity; one Moiety thereof to be to the uſe of her Majeſty, her Heirs and Succeſſors, and the other Moiety thereof to him, her, or them that ſhall ſue for the ſame, by Action of Debt, Bill, Plaint, or Information, in any of her Majeſty's Courts of Record, wherein no Eſſoin, Protection, or Wager of Law, or more than one Imparlance ſhall be allowed: Or upon Complaint to any two Juſtices of the Peace of the County, Riding, Diviſion, City, or Town Corporate, where the Matter in Controverſy ariſeth, who are hereby impowered to ſummon and examine Witneſſes on Oath concerning the ſame, and levy the Penalty in this Act mentioned, and return the Overplus, if any be, to the Owner or Owners thereof; but in caſe any Perſon ſhall think himſelf aggrieved by any Judgment or Order of the ſaid Juſtices, it ſhall and may be lawful for ſuch Perſon to appeal againſt the Judgment and Order of the ſaid two Juſtices to the Juſtices of the Peace in the General Quarter-Seſſions of the Peace, which ſhall be held for the ſame County, Riding, Diviſion, City, or Town Corporate, next after Notice of ſuch Order of the ſaid two Juſtices; and the Juſtices of the Peace in the ſaid General Quarter-Seſſions are hereby impowered to ſummon and examine Witneſſes on Oath, and to hear and finally determine the Matter of the ſaid Appeal; and caſe the ſame Juſtices in the ſaid General Quarter-Seſſions ſhall give Judgment againſt ſuch Appellant, then the ſame Juſtices ſhall award and order to the Party, on whoſe behalf the ſame Appeal is determined, ſuch reaſonable Coſts and Charges to be paid by ſuch Appellant, in regard of ſuch Appeal, as to the ſame Juſtices ſhall ſeem meet. And this Act ſhall be taken and allowed in all Courts within this Kingdom as a Publick Act; and all Judges, Juſtices, and all other Perſons therein concerned, are hereby required as ſuch to take Notice hereof, without ſpecial pleading the ſame. [This Act is altered and farther enforced by 4 Geo. 1. c. 7. And by 7 Geo. 1. ſtat. 1. c. 12. §. 1. the Penalty of forty Shillings *per* Dozen is laid on the Wearer.]

One Moiety to the Queen, the other to him who will ſue, &c.

Two Juſtices may by Warrant levy the Penalty.

But Perſons aggrieved may appeal to the Seſſions,

who are impowered to finally determine the Matter.

The Appellant to pay Coſts, if determined againſt him.

This to be taken as a Publick Act.

CAP. VII.

An Act for granting to her Majeſty new Duties of Exciſe, and upon ſeveral imported Commodities, and for eſtabliſhing a yearly Fund thereby, and by other Ways and Means, to raiſe nine hundred thouſand Pounds by Sale of Annuities, and in Default thereof, by another Lottery, for the Service of the Year one thouſand ſeven hundred and ten.

MOST gracious Sovereign; We your Majeſty's moſt dutiful and loyal Subjects, the Commons of *Great Britain* in Parliament aſſembled, being deſirous, by the moſt eaſy and effectual Ways and Means to raiſe the neceſſary Supplies for proſecuting the preſent War, in which your Majeſty is engaged, and for enabling your Majeſty, at the End thereof, to eſtabliſh a good and laſting Peace, have for that End and Purpoſe given and granted, and do by this Act give and grant unto your Majeſty, the ſeveral Rates, Duties, Impoſitions, and Sums of Money, as well for and upon ſuch exciſeable Liquors, as for and upon ſuch Pepper, Raiſins, Spices, and Snuff, as are herein after-mentioned; and do moſt humbly beſeech your Majeſty that it may be enacted; And be it enacted by the Queen's moſt Excellent Majeſty, by and

For the Application of the Duties ariſing by this Act, ſee 8 Annæ, c. 13. §. 28.

For former Proviſions concerning Exciſe, refer to 4 *W. & M. c.* 3.

11 *Car.* 2. *c.* 23 & 24. 15 *Car.* 2. *c.* 11. 16 & 17 *Car.* 2. *c.* 4. 22 & 23 *Car.* 2. *c.* 5. 1 *W. & M. ſt.* 1. *c.* 24. 2 *W. & M. Seſſ.* 2. *c.* 10. 5 *W. & M. c.* 20. 7 *W.* 3. *c.* 30. 8 *W.* 3. *c.* 19. 10 *W.* 3. *c.* 21. 12 *W.* 3. *c.* 11 & 12. 1 *Ann. ſt.* 2. *c.* 3. 4 *Ann. c.* 6.

with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by Authority of the ſame, That from and after the Feaſt of the Annunciation, which ſhall be in the Year of our Lord one thouſand ſeven hundred and ten, there ſhall be, within and throughout the whole Realm of *Great Britain*, raiſed, levied, collected, and paid unto her Majeſty, her Heirs and Succeſſors, for and during the Term and Space of thirty-two Years from thence next and immediately enſuing, and fully to be compleat and ended, for Beer, Ale, Cyder, and other Liquors herein after expreſſed, by Way of Exciſe, over and above all Duties, Charges, and Impoſitions, by any former Act or Acts of Parliament ſet or impoſed, the ſeveral Rates and Duties of Exciſe herein after expreſſed; that is to ſay,

New duties of Exciſe for 32 Years, from 25 March 1710. made perpetual by 6 Geo. 1. c. 4. §. 1.

For every Barrel of Beer or Ale (above ſix Shillings the Barrel, excluſive of the Duties of Exciſe) brewed by the common Brewer, or any other Perſon or Perſons who doth or ſhall ſell or tap out Beer or Ale, publickly or privately, to be paid by the common Brewer, or by ſuch other Perſon or Perſons reſpectively, and ſo proportiably for a greater or leſſer Quantity, three Pence.

Strong Beer.

For every Barrel of ſix Shilling Beer or Ale, or under, brewed by the common Brewer, or any other Perſon or Perſons who doth or ſhall ſell or tap out Beer or Ale, publickly or privately, to be paid by the ſaid common Brewer, or by ſuch other Perſon or Perſons reſpectively, as aforeſaid, and ſo proportionably for a greater or leſſer Quantity, one Penny.

Small Beer.

For all Cyder and Perry made and ſold by Retail, upon every Hogſhead, to be paid by the Retailer thereof, and ſo proportionably for any greater or leſſer Meaſure, five Pence.

Cyder and Perry.

For all Verjuice made for Sale, upon every Hogſhead, to be paid by the Maker thereof, and ſo proportionably for a greater or leſſer Quantity, five Pence.

Verjuice.

For all Metheglin or Mead, made for Sale, whether by Retail, or otherwiſe, to be paid by the Maker thereof, upon every Gallon, one Penny.

Metheglin, or Mead.

For and upon every Barrel of Vinegar, Vinegar Beer, or Liquors preparing for Vinegar, which ſhall be brewed or made of any *Engliſh* or Foreign Materials, by any Perſon or Perſons whatſoever, for Sale, and ſo in Proportion for a greater or leſſer Quantity, to be paid by the Maker thereof, nine Pence.

Vinegar.

For every Gallon of Strong Waters or *Aqua Vitæ*, made for Sale, to be paid by the Maker thereof, one Penny.

Strong Waters.

Spirits.

And for every Gallon of Spirits made in *Great Britain*, of any kind of Wine or Cyder imported, two Pence.

New Duties how to be collected.

II. And be it enacted by the Authority aforesaid, That the said several Rates, Duties, and Impositions upon Beer, Ale, Cyder, and other Liquors aforesaid, and all Arrearages thereof, be raised, levied, collected, and paid unto her Majesty, her Heirs and Successors, during the said Space and Term of thirty-two Years, in the same Manner and Form, and by such Rules, Ways, and Means, and under such Penalties and Forfeitures, and with such Power of Mitigation, and other Powers, and with such Allowances, as any the Duties of Excise upon Beer, Ale, or other Liquors, are by any Act or Acts of Parliament or Law whatsoever, now in Force, enacted, appointed, or allowed to be raised, levied, collected, managed, recovered, and paid; and that so much of the said Acts as are now in Force, for the raising, levying, collecting, paying, or answering the said Duties of Excise, or any of them, formerly granted, shall be continued and revived, and be practised, put in Execution, and observed, in and for the raising, levying, collecting, managing, adjudging, and answering the said Duties of Excise, by this Act granted, for and during the said Term of thirty-two Years, and all Arrearages thereof, for the Purposes in this Act expressed, as fully and effectually as if the same were particularly and at large re-enacted in the Body of this present Act.

Two-penny Ale. This Section explained by 12 Geo. 1. c. 4. §. 62.

III. And be it further enacted by the Authority aforesaid, That for the Barrel of Two-penny Ale, mentioned and described in the seventh Article of the Treaty of Union, there shall be only paid and charged, by Virtue of this Act, such a proportional Part of three Pence, as two Shillings bears to four Shillings and nine Pence, over and above the other Duties wherewith the said Barrel of Ale is charged in the said Article.

Vinegar for Pickles liable to the Duties. *Refer to* 10 & 11 *W.* 3. *c.* 21. *s.* 8.

'IV. And whereas it may be doubted whether such Persons as make Vinegar, and use the same in the 'preparing or making of Pickles for Sale, are Vinegar-makers within the Meaning of this and the other 'Acts relating to the Duties upon Vinegar;' It is hereby declared, That from and after the Commencement of this Act, the Vinegar so made and used is and shall be liable to the Duties by this Act, and the former Acts, whereby the Duties on Vinegar are imposed; and the said Persons shall, to all Intents and Purposes, be deemed and taken to be the Makers of Vinegar for Sale, within the Meaning of the same Acts.

Vinegar for making White Lead not liable.

V. Provided always, That nothing in this or any other Act, shall extend, or be construed to extend, to charge with this or any other Duty, such Vinegar as shall be made by the Manufacturers of White Lead only, and used and consumed by themselves, in the making and preparing the same, and to no other use whatsoever; nevertheless, such Makers of Vinegar, so used in the preparing of White Lead (in case they shall sell or deliver out any Vinegar whatsoever by them made, to any Person or Persons, or employ the same for any other Use) shall from henceforth be chargeable with all Duties payable to her Majesty by Vinegar-makers, for all Vinegar by them made or to be made.

New Duties on Pepper, &c. for 32 Years, from 6 February 1709. Made perpetual by 6 Geo. 1. c. 4. §. 1.

VI. And her Majesty's said dutiful and loyal Subjects, the Commons of *Great Britain* in Parliament assembled, do also most humbly beseech her Majesty, that it may be enacted; And be it enacted by the Authority aforesaid, That there shall be answered and paid unto her Majesty, her Heirs and Successors, for and upon all and all Manner of Pepper, Raisins, Nutmegs, Cinnamon, Cloves, and Mace whatsoever; and for such Snuff as is herein after-mentioned, imported or to be imported into the Kingdom of *Great Britain*, at any Time or Times after the sixth Day of *February* one thousand seven hundred and nine, within or during the Term of thirty-two Years from thence next and immediately ensuing (over and above all Duties, and additional Duties already payable for the same, or any of them, by any other Law now in Force) the several new Rates, Duties, and Sums of Money following; that is to say,

Long Pepper not chargeable with this Duty, 9 Annæ, c. 6. §. 59.

For every Pound of Pepper, *Averdupois* Weight, imported as aforesaid, one Shilling and six Pence.

Raisins.

For every Hundred Weight of Raisins, of what kind soever, imported as aforesaid, accounting one hundred and twelve Pounds *Averdupois* to the Hundred, the Sum of five Shillings.

Nutmegs, &c. See 8 Geo. 1. c. 15. §. 17. *which directs how these Duties are to be paid.*

And for all Nutmegs, Cinnamon, Cloves, and Mace, imported, as aforesaid, as much as the same Spices respectively pay by any Law or Laws now in Force, upon the Importation thereof, it being intended by this Act, that the present Duties upon the Importation of Nutmegs, Cinnamon, Cloves, and Mace, shall be doubled.

Snuff.

And for every Pound Weight *Averdupois* of all Snuff imported as aforesaid, not being of the Product or Manufacture of her Majesty's Plantations, the Sum of three Shillings.

The Old Duty only to be paid for Snuff, by 12 Geo. 1. c. 26. §. 1, 3.

The said respective Duties, for and upon all Pepper, Raisins, Nutmegs, Cinnamon, Cloves, Mace, and Snuff, to be paid or secured in the manner herein after-mentioned.

Pepper imported after 17 February 1709. to be Warehoused,

and Half the Subsidy paid;

VII. And for the better securing the Duties upon Pepper by this and other Acts of Parliament imposed, and to the Intent that the same may not be too burdensome on the Importers of such Pepper, as shall be again exported to Parts beyond the Seas; it is hereby provided, and further enacted by the Authority aforesaid, That from and after the seventeenth Day of *February* one thousand seven hundred and nine, all such Pepper as shall be imported into the Kingdom of *Great Britain*, shall upon Entry thereof, be forthwith carried and put into such Warehouse or Warehouses, as shall for that purpose be provided by and at the Charge of the Importers of the said Pepper, and be approved of by the Commissioners of her Majesty's Customs for the time being; and half the Subsidy which by Law is payable for Pepper, imported after the said seventeenth Day of *February*, shall be paid down in ready Money by the Importer or Importers thereof, who shall have Power to Sift or Garble the said Pepper as hath been usual, and ever practised, to make it Merchantable; which said Pepper so brought into such Warehouse or Warehouses, shall not be taken

taken or carried out thence upon any Account whatſoever, other than as is herein after mentioned; that is to ſay, Such of the ſaid Pepper as ſhall be ſold to be conſumed or ſpent in *Great Britain*, ſhall be delivered out of ſuch Warehouſe or Warehouſes, unto the Perſon or Perſons who ſhall buy the ſame of the Importer or Importers thereof, upon ſuch Perſon or Perſons paying to her Majeſty's Uſe the Duties charged or impoſed, or to be charged or impoſed, by this or any other Act or Acts of Parliament in that Behalf, for or upon ſuch Pepper ſo bought (other than and except the before mentioned half Subſidy;) and ſuch of the ſaid Pepper as ſhall be for Exportation to Parts beyond the Seas, ſhall be delivered out of ſuch Warehouſe or Warehouſes, unto the Importer or Importers thereof, or ſuch Buyer or other Perſon or Perſons, as ſuch Importer or Importers, ſhall appoint in that Behalf, upon ſufficient Security to be firſt given by the Importers, or ſuch Buyers or other Perſons, to her Majeſty, her Heirs and Succeſſors (which Security the ſaid Commiſſioners of her Majeſty's Cuſtoms are hereby required and impowered to take) that the ſame, and every Part thereof, ſhall be exported, and not relanded in *Great Britain*; which ſaid Securities ſhall be diſcharged without Fee or Reward, upon Certificate returned or produced to the ſaid Commiſſioners of the Cuſtoms, under the Common Seal of the Chief Magiſtrate in any Place or Places in Parts beyond the Seas, or under the Hands and Seals of two known *Britiſh* Merchants, then being at ſuch Place or Places, that ſuch Pepper was there landed, or upon Proof by credible Perſons, that ſuch Pepper was taken by Enemies, or periſhed in the Seas; the Examination and Proof thereof being left to the Judgment of the ſaid Commiſſioners of the Cuſtoms for the Time being.

and if to be conſumed in Great Britain, not to be carried out till the whole Duty paid. See 8 Geo. 1. c. 15. §. 15 & 16.

If to be exported, Security to be given, &c.

VIII. And for preventing all clandeſtine importing or bringing any Pepper into this Kingdom of *Great Britain*, be it further enacted by the Authority aforeſaid, That if any Perſon or Perſons, or Bodies Politick or Corporate, from and after the ſaid ſeventeenth Day of *February* one thouſand ſeven hundred and nine, ſhall import or bring any Pepper into any Port of or in this Kingdom of *Great Britain* other than the Port of *London*; or into the Port of *London*, and ſhall not make due Entries of ſuch Pepper ſo imported or brought in, and bring the ſame into the ſaid Warehouſe or Warehouſes as aforeſaid: The ſame ſhall be, and is hereby adjudged, deemed, accounted, and taken to be clandeſtine Running, and unlawful Importation thereof; and ſuch Perſon or Perſons, or Bodies Politick or Corporate, ſo offending therein, and their Abettors, ſhall not only forfeit and loſe all ſuch Pepper ſo clandeſtinely run as aforeſaid, but alſo the Sum of one hundred Pounds, to be recovered and divided, one Moiety to her Majeſty, her Heirs and Succeſſors, and the other Moiety to the Perſon or Perſons that ſhall ſeize, ſue, or inform for the ſame, in any of her Majeſty's Courts of Record at *Weſtminſter*, or in the Court of *Exchequer* in *Scotland*.

What ſhall be deemed clandeſtine Importation of Pepper.

IX. And for preventing the clandeſtine carrying of any of the ſaid Pepper out of the ſaid Warehouſes, be it enacted by the Authority aforeſaid, That the Keeper or Keepers of the ſaid Warehouſe or Warehouſes (who ſhall be provided at the Charge of the Importers) ſhall keep one or more Book or Books, wherein he or they ſhall fairly enter or write down an exact, particular, and true Account of all Pepper which ſhall be brought into and carried out of his or their ſaid Warehouſe or Warehouſes, and the Days and Times when the ſame was ſo brought in and carried out, and how much thereof was delivered out to be conſumed and ſpent in *Great Britain*, and how much for Exportation as aforeſaid; and ſhall at the end of every ſix Months tranſmit in Writing an exact Account thereof, upon Oath, to the Commiſſioners of the Cuſtoms for the Time being, together with an exact Account of how much ſhall be remaining in his or their ſaid Warehouſe or Warehouſes reſpectively, and the ſaid Commiſſioners are hereby impowered and enjoyned, within one Month after the ſame ſhall be tranſmitted to them as aforeſaid, to appoint one or more Perſon or Perſons to inſpect the ſaid Book or Books, Warehouſe or Warehouſes, and to examine the ſaid Accounts; and if upon Examination it ſhall appear that any of the ſaid Pepper was delivered out otherwiſe than as aforeſaid, or before paying the Duties of ſuch of the ſaid Pepper as ſhall be ſold to be conſumed and ſpent in *Great Britain*, or giving ſuch Security as aforeſaid, for ſuch of the ſaid Pepper as ſhall be delivered out for Exportation as aforeſaid, then the Warehouſe-keeper or Warehouſe-keepers, ſo offending therein, ſhall not only forfeit and loſe the Value of the ſaid Pepper ſo carried out as aforeſaid, and be for ever diſabled from any publick Employment for the future, but alſo ſhall forfeit the Sum of one hundred Pounds for every ſuch Offence, to be recovered and divided as aforeſaid.

What ſhall be deemed clandeſtine carrying out of Pepper.

X. And be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for the Proprietor or Proprietors of the ſaid Pepper, ſo lodged in any Warehouſe or Warehouſes as aforeſaid, to affix one Lock to every ſuch Warehouſe, the Key of which ſhall remain in the Cuſtody of ſuch Proprietor or Proprietors; and that he or they may, in the Preſence of the ſaid Warehouſe-keeper or Warehouſe-keepers, who is and are hereby obliged to attend at all ſeaſonable Times for that Purpoſe, view, ſort, and deliver out the ſaid Pepper, or any Part thereof, in Manner following; that is to ſay, Such of the ſaid Pepper as ſhall be ſold to be conſumed and ſpent in *Great Britain*, to the Perſon or Perſons who ſhall buy the ſame, upon paying the Duties charged or impoſed thereon as aforeſaid, and ſuch of the ſaid Pepper as ſhall be ſold for Exportation to Parts beyond the Seas upon giving ſuch Security as is before in that Behalf expreſſed.

Proprietors may affix a Lock on the Warehouſe, &c.

XI. Provided always, and it is hereby enacted by the Authority aforeſaid, That from and after the ſaid ſeventeenth Day of *February* one thouſand ſeven hundred and nine, no other Duty ſhall be taken or demanded upon or at the Importation of any Pepper into *Great Britain*, (but the half Subſidy before-mentioned) and all other the Duties and Impoſitions charged upon or for ſuch Pepper as ſhall be delivered as aforeſaid, out of the Warehouſe, to be conſumed and ſpent in *Great Britain*, ſhall be paid upon ſuch Delivery out of the Warehouſe as aforeſaid, and not otherwiſe: And that from and after the ſaid ſeventeenth Day of *February* one thouſand ſeven hundred and nine, all Duties charged or impoſed on ſuch of the ſaid Pepper, as ſhall be delivered out of the ſaid Warehouſe or Warehouſes to be exported, and ſhall be exported accordingly (except the half Subſidy) ſhall be diſcharged, and from thenceforth no Draw-

Half Subſidy only to be paid on Importation of Pepper, and the other Duties on its Delivery out of the Warehouſe for Conſumption here. On Exportation all other Duties diſcharged.

back or Allowance ſhall be paid or made out of her Majeſty's Cuſtoms, for or on the Account of ſuch Exportation of any of ſuch Pepper; any thing herein, or in any former Act or Acts of Parliament, contained to the contrary thereof, in any wiſe notwithſtanding.

Importers of Raiſins, &c. to have 12 Months for Payment, or 10 l. per Cent. for prompt Payment.

XII. Provided always, and it is hereby enacted by the Authority aforeſaid, That the Importers of the ſaid Raiſins, Nutmegs, Cinnamon, Cloves, Mace, or Snuff, giving Security at the Cuſtom-houſe, ſhall have twelve Months Time for Payment of the Duties by this Act impoſed thereupon; and in caſe ſuch Importer ſhall pay ready Money, he ſhall have ten Pounds *per Centum*, or after that Rate *per Annum*, of the ſaid Duty abated to him for prompt Payment.

Nutmegs, &c. may be imported from any Ports in Britiſh Ships, &c.

Farther Proviſions relating hereto, 6 Geo. 1. c. 21. §. 45.

XIII. Provided alſo, and it is hereby enacted, That it ſhall and may be lawful for any Perſon or Perſons to import into the Kingdom of *Great Britain*, during the Continuance of this Act, Nutmegs, Cinnamon, Cloves, or Mace, ſubject to the ſeveral Duties payable for the ſame, from any Parts beyond the Seas in *Britiſh* Ships, ſo as the Maſter, and at leaſt one fourth of the Mariners during the Continuance of this preſent War, be her Majeſty's Subjects of *Great Britain*, and ſo as after the End of this War, and during the Continuance of this Act, the Maſter, and at leaſt three Fourths of the Mariners be her Majeſty's Subjects of *Great Britain*, and ſo as Notice be firſt given to the Commiſſioners of her Majeſty's Cuſtoms, of the Quality and Quantity of the ſaid Spices, ſo intended to be imported, and the Place in which they intend to import the ſame, and taking a Licence under the Hands of the Commiſſioners of the Cuſtoms for the time being, for the landing and importing thereof as aforeſaid; which Licence they are hereby authorized and required to grant without any Fee or Reward, or any other Charge to the Perſon demanding the ſame; any Law, Cuſtom, or Uſage to the contrary notwithſtanding.

Raiſins, &c. landed without Entry, &c. forfeited.

XIV. And be it enacted by the Authority aforeſaid, That in caſe any of the ſaid Raiſins, Nutmegs, Cinnamon, Cloves, Mace, and Snuff, hereby charged or intended to be charged as aforeſaid, ſhall be landed or put on Shore out of any Ship or Veſſel, before due Entry be made thereof at the Cuſtom-houſe, in the Port or Place where the ſame ſhall be imported, and before the ſaid Duties by this Act charged or chargeable thereupon, ſhall be ſecured or paid, as this Act doth require, or without a Warrant for the landing or delivering the ſame firſt ſigned by the Collectors, or other proper Officer or Officers of the Cuſtoms reſpectively; That all ſuch imported Raiſins, Nutmegs, Cinnamon, Cloves, Mace, and Snuff, as ſhall be ſo landed and put on Shore, or taken out of any Ship or Veſſel, contrary to the true Meaning hereof, or the Value of the ſame, ſhall be forfeited, and ſhall and may be ſeized or recovered of the Importer or Proprietor thereof, (to wit) one Moiety of the ſame to the Uſe of her Majeſty, her Heirs or Succeſſors, and the other Moiety to the Uſe of ſuch Perſon or Perſons as will ſeize, inform, or ſue for the ſame, or the Value thereof, by Action, Bill, Suit, or Information, wherein no Eſſoin, Protection, or Wager of Law ſhall be allowed.

Raiſins, &c. exported in due Time, Duty to be repaid. Theſe 9 and 18 Months enlarged to 3 Years by 7 Geo. 1. ſtat. 1. c. 21. §. 10.

XV. Provided always, and be it further enacted and declared by the Authority aforeſaid, That in caſe any of the ſaid Raiſins, Nutmegs, Cloves, Mace, Cinnamon, and Snuff, upon which the ſaid new Duties, by this Act granted, are paid, or ſecured to be paid, be again exported at any Time or Times within eighteen Months by *Britiſh* Merchants, or within nine Months by Aliens, to be accounted from the reſpective Times of the Sight or Entry of the ſaid Goods Inwards, and that due Proof be firſt made, upon Oath, That the ſaid Raiſins, Nutmegs, Cloves, Mace, and Cinnamon, or Snuff, ſo exported, be the ſame for which the ſaid Duties are paid, or ſecured to be paid as aforeſaid; That then and in every ſuch Caſe, and not otherwiſe, the ſame Duties ſo paid, ſhall, without any Delay or Reward, be wholly repaid out of any the Duties on imported Commodities by this Act granted, or the Security of ſuch of the ſaid Duties as ſhall be ſecured, ſhall be vacated (on a Debenture or Debentures, regularly certified and ſworn to) as to ſo much of the ſaid Raiſins, Nutmegs, Cloves, Mace, and Cinnamon, or Snuff, as ſhall be ſo exported; any Thing in this Act contained to the contrary notwithſtanding.

New Duties how to be levied.

XVI. And be it further enacted by the Authority aforeſaid, That the ſaid new Duties upon Raiſins, Nutmegs, Cloves, Mace, Cinnamon, and Snuff, by this Act impoſed, during the ſaid whole Term of thirty-two Years therein granted, ſhall be aſcertained, ſecured, raiſed, levied, recovered and anſwered, for the Uſes and Purpoſes in this Act expreſſed, by ſuch Rules, Ways, Means and Methods, and under ſuch other Penalties and Forfeitures, and ſubject to ſuch Allowance for Damage, as the other Duties upon the ſame Goods reſpectively are, by any Law or Statute now in Force, to be aſcertained, ſecured, raiſed, levied, recovered or anſwered, during the Continuance thereof reſpectively.

Pepper, &c. or any uncuſtomed Goods, unſhipped without paying the Duties, forfeited, and Treble the Value, &c. by Devenerunt.

Farther Proviſions relating hereto, 8 Geo. 1. c. 18. §. 16.

XVII. And for preventing the Frauds which may be practiſed in unſhipping, to be landed, any Pepper, Raiſins, Mace, Cinnamon, Cloves, Nutmegs, Snuff, or any other Sort of Goods whatſoever, ſubject to the Payment of Duties, without paying the ſame, as alſo to hinder the Importation of any Sort of prohibited Goods into *Great Britain*; Be it further enacted by the Authority aforeſaid, That if any Pepper, Raiſins, Mace, Cinnamon, Cloves, Nutmegs, Snuff, or any other Sort of Goods whatſoever, liable to the Payment of Duties, ſhall be unſhipped, with Intention to be laid on Land (Cuſtoms, and other Duties, not being firſt paid or ſecured) or if any prohibited Goods whatſoever, ſhall be imported into any Part of *Great Britain*, then not only the ſaid uncuſtomed and prohibited Goods ſhall be forfeited and loſt, but alſo the Perſons who ſhall be aſſiſting, or otherwiſe concerned in the unſhipping the ſaid prohibited and uncuſtomed Goods, or to whoſe Hands the ſame ſhall knowingly come, after the unſhipping thereof, ſhall forfeit Treble the Value thereof, together with the Veſſels and Boats, and all the Horſes, and other Cattle and Carriages whatſoever, made uſe of in the landing, removing, Carriage, or Conveyance of any of the aforeſaid Goods; one Moiety of all which Forfeitures and Penalties ſhall be to the Uſe of her Majeſty, and the other Moiety to him or them that will ſeize or ſue for the ſame, to be recovered by Bill, Plaint, or Information, wherein no Eſſoin, Protection, or Wager of Law ſhall be allowed.

XVIII. And

'XVIII. And whereas ſeveral Merchants and other wholeſale Traders and Dealers in Pepper, have or 'may have, on the eighth Day of *February* one thouſand ſeven hundred and nine, ſeveral Stocks or Quan-'tities of Pepper;' it is hereby further enacted, That all and every ſuch Merchants, Traders, and Dealers, having on the ſaid eighth Day of *February* one thouſand ſeven hundred and nine, in his, her or their Cuſtody or Poſſeſſion, or in the Cuſtody or Poſſeſſion of any other Perſon or Perſons in Truſt for him, her or them, or for his, her or their Uſe, Benefit or Account, any Stock or Quantity of Pepper, as aforeſaid, within the Realm of *Great Britain*, being for Sale, ſhall yield and pay unto her Majeſty, for every Pound of ſuch Pepper, one Shilling and ſix Pence, to be paid within ſix Months after the ſaid eighth Day of *February* one thouſand ſeven hundred and nine.

Merchants to pay 1 s. 6 d. for Pepper in their Cuſtody on 8 Feb. 1709.

XIX. And to the end the ſaid Stocks of Pepper may be known, and the Duties thereupon duly aſcertained and ſecured; it is hereby enacted, That all and every the ſaid Merchants, Traders, and Dealers in Pepper, ſhall, on or before the eighth Day of *April* one thouſand ſeven hundred and ten, make a juſt Entry thereof at the Cuſtom-houſe neareſt the Place where ſuch Pepper doth remain as aforeſaid, and permit the proper Officers of the Cuſtoms thereunto to be appointed, at any Time before the fifteenth Day of *May* one thouſand ſeven hundred and ten, to enter into his her, or their Warehouſes or other Places, where ſuch Stocks of Pepper are to be found, and to view, weigh, and take account of the ſame; and if any ſuch Merchant, Trader, or Dealer ſhall neglect to make ſuch Entry at the Cuſtom-houſe within the Time aforeſaid, or ſhall refuſe to permit ſuch Officer to enter into his, her or their Warehouſes or other Places (if thereunto required) there to view the ſaid Stock as aforeſaid, or any Part thereof, or ſhall hide, remove, or convey away the ſaid Stock of Pepper, with Intent to defraud her Majeſty, or ſhall not pay her Majeſty's Dues for the ſame, according to the true Meaning of this Act; then for every or any ſuch Offence the Merchant, Trader, or Dealer reſpectively, ſo offending, ſhall forfeit and loſe his, her or their ſaid Stocks of Pepper, or the Value thereof, to be recovered and diſtributed as aforeſaid.

How the Stock in Hand ſhall be aſcertained.

Farther Proviſions concerning Spices, 9 *Ann.* c. 6. *ſ.* 59. 10 *Ann. c.* 26. *ſ.* 45. 6 *Geo.* 1. *c.* 21. *ſ.* 45. 8 *Geo.* 1. *c.* 15. *ſ.* 15. *And* 8 *Geo.* 1. *c.* 18. *ſ.* 21.

XX. Provided, That if ſuch Perſons ſo chargeable for any Stocks of Pepper, ſhall pay her Majeſty's Duties for the ſame before the End of the ſaid ſix Months, then he, ſhe or they, ſhall be allowed for ſuch prompt Payment, after the Rate of ten Pounds *per Centum per Annum* for every Sum ſo advanced, and in caſe of Exportation thereof, or any Part thereof, within eighteen Months after Entry made as aforeſaid, the ſaid Duties payable by this Act for ſuch Stocks of Pepper ſhall be diſcharged or repaid.

10 l. per Cent. for prompt Payment.

XXI. And it is hereby enacted, That if any Diſpute ſhall ariſe whether any Snuff chargeable by this Act upon the Importation thereof, be of the Produce or Manufacture of her Majeſty's Plantations, the *Onus probandi* ſhall lie upon the Owner or Claimer thereof.

Onus probandi.

XXII. And be it enacted and declared by the Authority aforeſaid, That all the ſaid ſeveral Duties ariſing by this Act upon exciſeable Liquors in that Part of *Great Britain* called *England*, *Wales*, and the Town of *Berwick* upon *Tweed*, ſhall from Time to Time be under the Management and Government of the Commiſſioners of Exciſe in *England* for the Time being; and the ſaid Duties upon exciſeable Liquors to ariſe in *Scotland*, ſhall from Time to Time be under the Management and Government of the Commiſſioners of Exciſe in *Scotland* for the Time being; and that ſuch of the Duties impoſed by this Act upon imported Commodities as ſhall ariſe in *England*, *Wales*, and the Town of *Berwick* upon *Tweed*, ſhall be under the Management and Government of the Commiſſioners of the Cuſtoms in *England* for the Time being; and ſuch of the ſaid Duties on imported Commodities as ſhall ariſe in *Scotland*, ſhall be under the Management and Government of the Commiſſioners of the Cuſtoms in *Scotland* for the Time being; and that the Commiſſioners of Exciſe in *England*, and the Receiver General of the Cuſtoms in *England* for the Time being, ſhall pay all the Monies that they reſpectively ſhall receive of the ſaid Duties (the neceſſary Charges of receiving, levying, managing, paying, and accounting for the ſame, excepted) into her Majeſty's Receipt of Exchequer, diſtinct and apart from all other Branches of the publick Revenue weekly (to wit) on *Wedneſday* in every Week, if it be not an Holiday, and if it be, then on the next Day after that is not an Holiday, for the Purpoſes in this Act expreſſed, and under the Penalties, Forfeitures, and Diſabilities herein after mentioned; and that ſuch of the ſaid Rates, Duties, and Sums of Money by this Act impoſed, as ſhall ariſe in *Scotland* (the neceſſary Charges of receiving, levying, managing, paying, and accounting for the ſame, excepted) ſhall from Time to Time be tranſmitted and paid by the Commiſſioners of Exciſe, and Receiver General of the Cuſtoms in *Scotland*, for the Time being reſpectively, into the Receipt of her Majeſty's Exchequer in *England*, diſtinct and apart as aforeſaid, for the Purpoſes in this Act expreſſed, and under the Penalties, Forfeitures, and Diſabilities herein after mentioned.

New Duties on Exciſe to be under the Management of the Commiſſioners of Exciſe, &c. and Cuſtoms under the Commiſſioners of the Cuſtoms. To be paid in to the Exchequer diſtinct, &c.

XXIII. And it is hereby enacted and declared by the Authority aforeſaid, That all the ſaid ſeveral Duties by this Act granted, as well for and upon ſuch exciſeable Liquors, as for and upon ſuch Pepper, Raiſins, Nutmegs, Cinnamon, Cloves, Mace, and Snuff, to be imported, and the ſaid Stocks of Pepper as aforeſaid, ſhall be liable to and charged and chargeable with the yearly Fund herein after mentioned, and all the Annuities of what Kind ſoever, to be payable out of the ſame, in Purſuance of this Act, during the whole Term of thirty-two Years herein after expreſſed in that Behalf; and all the ſame Rates and Duties (except the neceſſary Charges before mentioned) are and ſhall be appropriated thereunto in ſuch Manner, that all the Monies which ſhall from Time to Time be or remain due, or in Arrear, for or upon the ſaid Annuities, or any of them, or for any Arrears thereof, (if any ſuch be) ſhall from Time to Time, in the firſt Place, be paid and ſatisfied out of the ſaid ſeveral and reſpective Rates and Duties by this Act granted, or ſome of them, with Preference to any other Payments, that ſhall or may hereafter be charged upon the ſame Rates and Duties, or any of them, and under ſuch Penalties, Forfeitures, and Diſabilities, as are hereafter in this Act contained in that Behalf.

New Duties appropriated.

Farther Proviſions concerning Exciſe, 10 *Ann.* c. 19 & 26. 12 *Ann. ſtat.* 2. c. 9. 11 *Geo.* 1. *c.* 30. 12 *Geo.* 1. *c.* 28. 1 *Geo.* 2. *c.* 16. 19 *Geo.* 2. *c.* 34. 23 *Geo.* 2. *c.* 26. 32 *Geo.* 2. *c.* 17. 33 *Geo.* 2. *c.* 9. 1 *Geo.* 3. *c.* 7.

XXIV. And to the end all the Monies to ariſe by this Act may be duly and certainly raiſed and brought into the ſaid Receipt of Exchequer for the Purpoſes aforeſaid; it is hereby further enacted by the Autho-

The Officers for managing these Duties liable to the Act 9 W. 3. c. 44.

rity aforesaid, That from time to time, during the Continuance of this Act, there shall be appointed such and so many Commissioners of the Customs and Excise, and other Officers, as shall be proper and necessary for the raising and levying the respective Duties and Sums of Money by this Act granted or chargeable, and for keeping and rendring the Accounts of the same; and that all Receivers General, Collectors, and other Officers, who are or shall be concerned in the raising, collecting, receiving, and paying the said respective Duties hereby granted, or any of them, and keeping and rendring the several Accounts thereof, shall perform the several Duties therein, as to them respectively shall appertain, under such and the like Penalties, Forfeitures and Disabilities, for any Offence or Neglect therein, or for detaining, diverting, or misapplying any Part of the said Monies, as are prescribed, and to be inflicted by virtue of an Act of Parliament made and passed in the ninth Year of the Reign of his late Majesty King WILLIAM the Third, intituled, *An Act for raising a Sum, not exceeding two millions, upon a Fund for Payment of Annuities, after the Rate of eight Pounds* per Centum per Annum, *and for settling the Trade to the* East Indies, for the like Offence or Neglect relating to the Duties on Salt, and upon stampt Vellum, Parchment and Paper, thereby granted or referred unto, or for detaining, diverting, or misapplying any Part of the Monies which were granted or appropriated by the Act last mentioned.

9 W. 3. c. 44.

87,000l. to be the yearly Fund.

XXV. And be it enacted by the Authority aforesaid, That yearly and every Year, during the Term of thirty-two Years, reckoning the first Year to begin from the twenty-ninth Day of *September* one thousand seven hundred and ten, the full Sum of eighty-one thousand Pounds *per Annum*, by or out of the Monies to arise by the said Rates, Duties, and Sums of Money by this Act granted, or chargeable, and to be brought into the Receipt of Exchequer, as aforesaid, in case the same shall extend thereunto, shall be the whole and entire yearly Fund; and in case all the Monies arising into the Exchequer, of or for the said Rates and Duties, shall not amount to eighty-one thousand Pounds *per Annum*, then the Monies so arising, so far as the same will extend, shall be Part of the yearly Fund for or towards the answering or paying of all the several and respective Annuities herein after mentioned; and in case the said Rates, Duties, and Sums of Money by this Act granted, shall at any Time or Times appear to be so deficient or low in the Produce of the same, as that within any one Year to be reckoned, as aforesaid, the said Monies arising into the Exchequer, for or upon Account of the same Rates and Duties shall not amount to so much as eighty-one thousand Pounds, or to so much as shall be sufficient to discharge and satisfy all the Annuities by this Act appointed or intended to be paid within or for the same Year respectively, That then and so often, and in every such Case, so much as shall be deficient or wanting to make up the said Fund for every or any such Year, shall be supplied and made good from time to time out of the Surplus or Remainder of the Monies which, for such Year respectively, shall arise by the Rates and Duties granted by an Act of this Session of Parliament, intituled, *An Act for continuing Part of the Duties on Coals, Culm, and Cynders, and granting new Duties upon Houses having twenty Windows or more, to raise the Sum of fifteen hundred thousand Pounds, by way of a Lottery, for the Service of the Year one thousand seven hundred and ten*, after all the Annuities, Charges and Payments directed or authorized by that Act, until the End of such Year respectively, shall be fully satisfied, paid and discharged, or Monies sufficient shall be reserved for that Purpose (which Surplus or Remainder was reserved to be disposed by Authority of Parliament;) and in Default of such Surplus or Remainder, then the said Deficiency shall be supplied or made up from time to time out of the first Aid to be granted in Parliament, next after such Deficiency shall appear, and shall from time to time be transferred thereunto, as soon as such Aid shall be granted.

Deficiency to be made good out of the Surplus of Coals and Window Act.

8 Annæ, c. 4.

and in Default, by Parliament.

Duties arising before 29 Sept. 1710. to be applied to the Annuities, &c.

XXVI. And it is hereby declared, That so much of the said Duties hereby granted as shall come into the Exchequer before the twenty-ninth Day of *September* one thousand seven hundred and ten, shall go in Aid of the said yearly Fund after the said twenty-ninth Day of *September* one thousand seven hundred and ten, for Payment of the Annuities which shall become payable upon this Act.

Monies arising by the Duties to be entred in a Book.

XXVII. And it is hereby enacted, That all the Monies arising by the Duties hereby granted, and Provisions hereby made for Payment of the several Annuities which shall be payable upon this Act, shall be fairly and duly entred in one or more Book or Books to be kept in the Offices of the Auditor of the Receipt, and Clerk of the Pells, for that Purpose, to which all Persons concerned, at all seasonable Times, shall have free Access, without Fee or Charge.

Natives or Foreigners may advance Money on this Act, &c.

XXVIII. And for the raising any Sum or Sums of Money, not exceeding in the whole the Sum of nine hundred thousand Pounds, for carrying on the said War, and other her Majesty's Occasions; it is hereby further enacted by the Authority aforesaid, That it shall and may be lawful to and for any Person or Persons, Natives or Foreigners, Bodies Politick or Corporate, to contribute, advance and pay into the Receipt of her Majesty's Exchequer, for her Majesty's Use, at or before the respective Days and Times in this Act limited in that Behalf, any Sum or Sums of Money, not exceeding in the whole the said Sum of nine hundred thousand Pounds for the absolute Purchase of any certain Annuity or Annuities, to be paid and payable, during the full Term of thirty-two Years to be reckoned from the twenty-ninth Day of *September* in the Year of our Lord one thousand seven hundred and ten; which certain Annuities shall be computed at the Rate of nine Pounds *per Annum* for every one hundred Pounds, and proportionably for any greater Sum so to be advanced or paid; an the Purchase Money for every such Annuity, at Rate aforesaid, is hereby appointed to be paid into the said Receipt of Exchequer, at or before the respective Days and Times herein after limited; that is to say, One fourth Part thereof on or before the

Times of Payment.

first Day of *May* in the Year of our Lord one thousand seven hundred and ten; one other fourth Part thereof on or before the first Day of *July* in the Year of our Lord one thousand seven hundred and ten; one other fourth Part thereof on or before the first Day of *September* in the Year of our Lord one thousand seven hundred and ten; and the remaining fourth Part thereof on or before the first Day of *November* in the Year of our Lord one thousand seven hundred and ten: All which Annuities so to be purchased, shall

not exceed in the whole the Sum of eighty-one thouſand Pounds *per Annum*, and ſhall be paid and payable at the four moſt uſual Feaſts, or Days of Payment in the Year; that is to ſay the Feaſts of the Birth of our Lord Chriſt, the Annunciation of the bleſſed Virgin *Mary*, the Nativity of St. *John Baptiſt*, and St. *Michael* the Archangel, by even and equal Portions; the firſt Payment thereof to be due at the Feaſt of the Birth of our Lord Chriſt which ſhall be in the Year of our Lord one thouſand ſeven hundred and ten.

Contributors Names to be entred.

XXIX. And it is hereby enacted, That in the Offices of the Auditor of the Receipt, and Clerk of the Pells, in the Exchequer ſeverally, there ſhall be provided and kept a Book or Books, in which there ſhall be fairly entred the Names of all who ſhall be contributors for ſuch certain Annuities, as aforeſaid, and of all Perſons by whoſe Hands the ſaid Contributors ſhall pay in any of the ſaid Sums upon this Act, and alſo the Sum ſo paid for ſuch Annuities: To which Book it ſhall be lawful for the ſaid reſpective Contributors, their Executors, Adminiſtrators, and Aſſigns, from time to time, and at all ſeaſonable Times, to have Reſort, and to inſpect the ſame, without Fee or Reward.

Annuities charged upon the new Duties.

XXX. And be it further enacted by the Authority aforeſaid, That all and every the Annuities ſo to be purchaſed upon this preſent Act, ſhall be and are hereby charged upon, and ſhall be paid and payable, from time to time, out of the Monies ariſing by the ſaid Rates and Duties, and other Proviſions made by virtue of this Act for the Payment thereof; and that all and every Contributor and Contributors upon this Act, duly paying the Conſideration or Purchaſe-money, at the Rate aforeſaid, at or before the reſpective Days or Times in this Act limited in that Behalf, for any ſuch Annuity or Annuities, as aforeſaid, or ſuch as he, ſhe or they ſhall appoint, his, her or their reſpective Executors, Adminiſtrators, Succeſſors and Aſſigns, ſhall have, receive, and enjoy, and be entitled, by virtue of this Act, to have, receive, and enjoy the reſpective Annnity and Annuities ſo to be purchaſed, out of the Monies by this Act appropriated or appointed for the Payment thereof, during the ſaid whole Term of thirty-two Years, to be purchaſed therein, as is above-mentioned; and that all and every ſuch Purchaſers, their Executors, Adminiſtrators, Succeſſors and Aſſigns reſpectively, ſhall have good, ſure, abſolute and undefeaſible Eſtates and Intereſts in the ſeveral Annuities ſo by them reſpectively to be purchaſed, according to the Tenor and true Meaning of this Act; and that all the ſaid Annuities to be purchaſed on this Act, and every of them, during the Term aforeſaid, ſhall be free from all Taxes, Charges and Impoſitions whatſoever.

'Part of theſe Annuities were ſubſcribed into South Sea Stock purſuant to 6 Geo. 1. c. 4.'

Tax free.

Contributors to have Tallies ſtruck,

XXXI. And be it further enacted by the Authority aforeſaid, That every Contributor upon this Act, for any ſuch Annuity or Annuities, as aforeſaid, his, her or their Executors, Adminiſtrators, Succeſſors or Aſſigns, upon Payment of the Conſideration or Purchaſe-money for the ſame, at the Rate aforeſaid, or any Part or Proportion thereof, into the ſaid Receipt of Exchequer, within the Time or Times in this Act limited in that Behalf, ſhall immediately have one or more Talley or Tallies levied, importing the Receipt of ſo much Purchaſe-money as ſhall be ſo paid; and upon Payment of all the Purchaſe-money, for any ſuch Annuity or Annuities, at the Rate aforeſaid, every ſuch Contributor, his, her or their Executors, Adminiſtrators, Succeſſors or Aſſigns reſpectively, ſhall have an Order for paying of the ſaid Annuity and Annuities, for and during the ſaid Term of thirty-two Years to be purchaſed therein; which Order ſhall be ſigned by the Treaſurer and Under Treaſurer of the Exchequer, or any three or more of the Commiſſioners of the Treaſury for the Time being; and after the ſigning thereof, the ſame ſhall be firm, good, valid, and effectual in the Law, according to the Purport and true Meaning thereof, and of this Act; and ſhall not be determinable by or upon the Deaths or Removal of any Treaſurer or Under Treaſurer of the Exchequer, or any Commiſſioner or Commiſſioners of the Treaſury, or by or upon the Determination of the Power, Office or Offices of them or any of them; nor ſhall any Lord High Treaſurer of *Great Britain*, Treaſurer of the Exchequer, or any Commiſſioners of the Treaſury, now or for the Time being, have Power to revoke, countermand, or make void ſuch Orders ſo ſigned, as aforeſaid, or any of them.

and Orders ſigned by the Treaſurer, &c.

8 l. per Cent. for prompt Payment.

XXXII. And for the Encouragement of the Contributors to advance and pay readily into the Receipt of the Exchequer, the Sums by them intended to be advanced upon this Act, It is provided and enacted by the Authority aforeſaid, That every ſuch Contributor who ſhall advance and pay into the ſaid Receipt of Exchequer, within the Times limited by this Act, the Purchaſe-money payable for any ſuch Annuity or Annuities, as aforeſaid, his, her or their Executors, Adminiſtrators, Succeſſors or Aſſigns ſhall be allowed and paid out of the Contribution-money ariſing by this Act, Intereſt after the Rate of eight Pounds *per Centum per Annum*, for the prompt Payment of the Purchaſe-money, or of ſuch Proportions of the Purchaſe-money as ſhall be ſo advanced before the nine and twentieth Day of *September* one thouſand ſeven hundred and ten; the ſaid Intereſt to be computed for the reſpective Sums ſo advanced and paid into the Exchequer, from the Time or reſpective Times of the actual advancing and paying the ſame into the Exchequer, until the ſaid nine and twentieth Day of *September* one thouſand ſeven hundred and ten.

Purchaſers may aſſign their Annuities, &c.

XXXIII. And be it further enacted, That it ſhall and may be lawful to and for any Purchaſer or Purchaſers of any ſuch Annuity or Annuities, as aforeſaid, his, her or their Executors, Adminiſtrators, Succeſſors or Aſſigns, at any Time or Times, during the Continuance of his, her or their Term, Eſtate or Intereſt of and in the ſame, by any Writing under his, her or their Hands and Seals, or under the Common Seal of a Corporation, or by his, her or their laſt Will in Writing, to aſſign or deviſe ſuch Annuity, or any Part thereof, or any Intereſt therein, to any Perſon or Perſons whatſoever, and ſo *toties quoties*, and no ſuch Aſſignment to be revokable, ſo as an Entry or Memorandum of ſuch Aſſignment or Will be made in Books to be kept for that Purpoſe in the ſaid Office of the Auditor of the Receipt, within the Space of three Months after ſuch Aſſignment or Death of the Deviſor; and that upon the producing

ſuch Aſſignment or Will, or Probate thereof, in the ſaid Office of Receipt, to be entred, as aforeſaid, the Party ſo producing the ſame ſhall bring therewith an Affidavit taken before one or more of her Majeſty's Juſtices of the Peace, of the due Execution of the ſaid Aſſignment or Will, which Affidavit ſhall be ſeverally filed in the ſaid Office; which ſaid Entry or Memorandum the proper Officers in the ſaid Receipt of Exchequer are hereby required to make accordingly, and to file the ſaid Affidavits; and in Default of ſuch Aſſignment or Deviſe by Deed or Will, the Intereſt of ſuch Contributor ſhall go to his or her Executors, or Adminiſtrators.

No Purchaſe, unleſs one eighth be paid before 1 May 1710.

XXXIV. Provided always, That no Perſon or Perſons whatſoever ſhall or may purchaſe or obtain, or be admitted to purchaſe or obtain any ſuch certain Annuity or Annuities, as aforeſaid, for which Exchequer Orders are to be made forth, as aforeſaid, upon this Act, unleſs the whole or one Fourth Part at leaſt of the Conſideration-money for the ſame, at ſuch Rate as aforeſaid, be advanced and paid into the ſaid Receipt of Exchequer on or before the ſaid firſt Day of *May* one thouſand ſeven hundred and ten.

Purchaſers not paying in all their Conſideration-money, forfeit what is advanced.

XXXV. Provided alſo, That in caſe any ſuch Contributor, as aforeſaid, who ſhall on or before the ſaid firſt Day of *May* one thouſand ſeven hundred and ten, have advanced into the Exchequer one fourth Part of his, her or their Purchaſe-money, or his, her or their Executors, Adminiſtrators, Succeſſors or Aſſigns do not advance and pay into the ſaid Receipt of Exchequer, one other fourth Part of his or her Conſideration-money, ſo to be paid for ſuch reſpective Annuity or Annuities, as aforeſaid, on or before the ſaid firſt Day of *July* one thouſand ſeven hundred and ten; and one other fourth Part thereof on or before the ſaid firſt Day of *September* one thouſand ſeven hundred and ten; and the remaining fourth Part thereof on or before the ſaid firſt Day of *November* one thouſand ſeven hundred and ten; then, and in every ſuch Caſe reſpectively, no Order ſhall be drawn or ſigned for ſuch reſpective Annuity, for which the Conſideration-money ſhall not be fully paid as aforeſaid, but ſo much of the Conſideration-money as ſhall have been actually paid into the Receipt of Exchequer, for ſuch reſpective Annuity, ſhall be forfeited to her Majeſty, her Heirs and Succeſſors, and ſhall be applied, together with other the Monies to be raiſed by this Act, for ſuch publick Services, as aforeſaid; any thing in this Act contained to the contrary notwithſtanding.

Within 21 Days after 1 May 1710. Treaſury to take an exact Account of all the Sums advanced for Annuities, &c.

XXXVI. And to the end there may be no Failure in raiſing the Supply, intended to be raiſed for her Majeſty's Uſe by this Act, it is hereby further enacted by the Authority aforeſaid, That within one and twenty Days after the ſaid firſt Day of *May* one thouſand ſeven hundred and ten, at the furtheſt, the Lord Treaſurer, or any three or more of the Commiſſioners of the Treaſury for the Time being, ſhall cauſe an exact Account to be taken of all the Sums of Money which ſhall, at or before the ſaid firſt Day of *May* one thouſand ſeven hundred and ten, be advanced or paid by ſuch Purchaſers as aforeſaid, into the Exchequer, and compute how much by the Year the certain Annuities which will be payable to ſuch Purchaſers, their Executors, Adminiſtrators, Succeſſors and Aſſigns (in caſe the Reſidue of their Payments be duly complied with) will in the whole amount unto, and conſequently how much (if any Remainder be) of the ſaid yearly Fund of eighty-one thouſand Pounds will then remain undiſpoſed; which Account being certified by the ſaid Auditor of the Receipt, and Clerk of the Pells, and allowed by the ſaid Lord Treaſurer, or any three or more of the Commiſſioners of the Treaſury for the Time being, ſhall be enrolled and recorded in the reſpective Offices of the ſaid Auditor of the Receipt, and Clerk of the Pells; and Publication ſhall be made thereof, as well in the *London Gazette*, as by affixing the ſame upon the *Royal Exchange* in *London*.

Natives or Foreigners may become Adventurers in the Lottery.

XXXVII. And be it further enacted by the Authority aforeſaid, That in caſe it ſhall appear, by ſuch Account to be taken, certified, enrolled, recorded and publiſhed, as aforeſaid, that there ſhall be ſuch a Reſidue or Remainder of the ſaid yearly Fund of eighty-one thouſand Pounds undiſpoſed, over and above ſo much as ſhall be applicable to the Payment of the certain Annuities to be purchaſed as aforeſaid; then it ſhall and may be lawful for any Perſon or Perſons, Natives or Foreigners, Bodies Politick or Corporate, to contribute for or towards advancing ſo much as (together with the Monies to be raiſed by the Sale of ſuch certain Annuities as are above mentioned) ſhall not in the whole exceed the ſaid Sum of nine hundred thouſand Pounds, by paying, at or before the fifteenth Day of *September* one thouſand ſeven hundred and ten, to any Receiver or Receivers to be appointed for that Purpoſe, as is herein after mentioned, the Sum of ten Pounds, or divers entire Sums of ten Pounds, upon this Act; and that every ſuch Perſon, who will ſo become an Adventurer, ſhall and may advance the Sum of ten Pounds; for which Sum ſo advanced, he, ſhe or they, for thirty-two Years, ſhall be entitled to receive a Share or Dividend of the ſaid Remainder of the ſaid yearly Fund, as hereafter is expreſſed; and that every Adventurer may advance as many entire Sums of ten Pounds, as he, ſhe or they ſhall think fit; and for every ſuch Sum of ten Pounds ſo advanced, he, ſhe or they is or are to be intereſted in one Lot or Share of and in the ſaid Remainder of the ſaid yearly Fund.

" Her Majeſty to appoint Managers for the Lottery. Books to be provided with three Columns, *&c.*
" Receivers to be appointed by the Lord Treaſurer, *&c.* Managers to examine the Books, and deliver
" them to the Receivers, *&c.* Tickets to be delivered out at 10 *l. per* Ticket. Receivers to re-deliver
" the Books, *&c.* by 26 *Sept.* 1710. Middle Column Tickets to be rolled up, and put in a Box. Inner-
" moſt to remain in the Books. Books with two Columns. The fortunate Tickets ſhall be one fortieth
" Part of the whole Number, and the Managers ſhall cauſe ſuch yearly Sums to be written upon the fortu-
" nate Tickets, as the Lord Treaſurer, *&c.* ſhall direct, ſo that the Total thereof, together with twenty
" Pounds yearly to the firſt drawn Ticket, and twenty Pounds to the laſt drawn Ticket, ſhall not charge
" ſo much of the undiſpoſed Remainder of the yearly Fund of eighty-one thouſand Pounds, but that
" every Ticket not having a fortunate Lot, exceeding fourteen Shillings a Year, ſhall be entitled to four-
" teen Shillings a Year for thirty-two Years. Blanks to have 14 s. *per Annum* for 32 Years. The Tickets

to

'. to be put into another Box. No Money to be received after 15 *Sept.* 1710. Publick Notice of the " Time of cutting the Tickets. The Manner of drawing the Tickets. Forging Tickets Felony. For- " tunate to be paid their Advantages Half-yearly. Unfortunate to be paid yearly, at the Feaſt of Saint " *Michael*. Money here lent, Tax-free. Half-yearly and yearly Payments to be made in courſe. Tickets " to be paid in Arithmetical Progreſſion. Overplus diſpoſable by Parliament. EXP."

Perſons to give Security to anſwer Coſts occaſioned by claiming Goods ſeized, otherwiſe Goods to be recovered.

'LXIII. And for preventing the great Charges that the Officers of the Cuſtoms, ſeizing Goods pro- 'hibited and uncuſtomed, are put to, by groundleſs and vexatious Claims entred thereto in the Court 'where ſuch Goods are proſecuted;' Be it enacted by the Authority aforeſaid, That every Perſon upon Entry of any Claim in the Court, where ſuch prohibited and uncuſtomed Goods are proſecuted, ſhall from and after the twentieth Day of *April* one thouſand ſeven hundred and ten be obliged to give Security in the Penalty of thirty Pounds, to anſwer and pay the Coſts occaſioned by ſuch Claim; and in Default of giving ſuch Security within the Time limited by the Courſe of that Court for entring Claims, ſuch Goods ſhall be recovered.

" Miſtake in the Orders upon 5 *Annæ*, *c.* 19. rectified." EXP.

CAP. VIII.

An Act for clearing, preſerving, and maintaining the Habour of *Cat-Water*, lying near *Plymouth*, in the County of *Devon*; and for the cleanſing and keeping clean the Pool, commonly called *Sutton Pool*, lying in *Plymouth* aforeſaid.

'WHEREAS the ancient Borough of *Plymouth* in the County of *Devon*, is very conſiderable for 'the Port there, and is of great Importance, as well for advancing her Majeſty's Service and Re- 'venue, as for promoting and carrying on the Trade of this Kingdom; near unto which Borough hath 'been Time out of Mind, and yet is a Harbour commonly called *Cat-water*, the which was a very com- 'modious and ſafe Station, as well for her Majeſty's Ships of War, as for other Ships employed by Mer- 'chants, until of late that ſeveral Shoals and great Banks of Sand have been cauſed there by the Tides 'and Violence of Storms; which Shoals and Banks have yearly increaſed, whereby the ſaid Harbour is 'not only at preſent rendered unſafe to Ships in their going into and out of the ſaid Harbour, but is like to 'be entirely ruined, unleſs a timely and effectual Care be taken to prevent the ſame: And whereas the Pool 'of Water, commonly called *Sutton Pool*, (lying in the Boſom of the ſaid Town of *Plymouth*, and there- 'by of great Uſe and Advantage, as well to her Majeſty's Ships for their Supply of Proviſions, as to all 'Merchants, who have Occaſion to bring up their Veſſels to lade or unlade their Cargoes at the Cuſtom- 'houſe, and other Keys lying within the ſaid Town) hath been of late Years, ſo filled and choaked up 'with Ouſe and Mud, as that, by Means thereof the ſaid Pool is likely to become wholly unſerviceable 'for the Uſes aforeſaid, if due care be not forthwith taken for preſerving the ſame, by deepning thereof, 'and cleanſing the ſame: And whereas *Benjamin Joules* of *Plymouth* aforeſaid, hath made Propoſals for the 'deepning and cleanſing, and for the keeping clean and clear the ſaid Harbour and Pool, at his own pro- 'per Coſts and Charges, ſo and in ſuch Manner, as that the doing thereof will be a great Benefit to the 'Publick:' To the end therefore, that ſo good a Work may be effected, and that the ſaid Harbour and Pool may be reſtored to their former Uſefulneſs, and may continue the ſame, and that the ſaid *Benjamin Joules* may receive a ſuitable Encouragement for ſuch his Undertakings, and his Performance of the ſaid Work; Be it enacted, *&c.*

" *Benjamin Joules*, &c. ſhall cleanſe the Harbour of *Cat-water*, ſo as to encreaſe the Water in Depth one " Foot yearly for five Years ſucceſſively, to be computed from *March* 25, 1710. and for ſuch further Time " as the Surveyors hereby appointed ſhall order, till a fourth Rate Ship may go over the Shoal at half " Flood without Danger. The ſaid *Benjamin Joules*, &c. to keep the Water at the ſame Depth, at his " own Coſts, during the Continuance of this Act. He ſhall likewiſe carry away 2000 Tun of Ouze, *&c.* " and make Proof of having ſo done at the End of every Year, to the Satisfaction of the Surveyors. " Surveyors appointed. After 25 *March* 1710. the ſaid *Benjamin Joules*, &c. to have the ſole Privilege " of Ballaſting, *&c.* for 71 Years. Maſters of Ships, *&c.* to receive Ballaſt from no other Perſon. He " may take the Gravel, *&c.* of *Cat-water* for Ballaſt. Rates appointed for Ballaſting. He ſhall employ " ſuch a Number of Hoys, *&c.* for carrying Ballaſt as the Surveyors ſhall judge ſufficient. Hoys, *&c.* to " be gaged. He ſhall attend the Ballaſting. Proviſo, that the Maſter, *&c.* give 24 Hours Notice, what " Ballaſt he ſhall want. Lime Stones or Shindle to be furniſhed at the ſame Rates as other Ballaſt. No " Ballaſt to be thrown into any of the Harbours, *&c.* No Maſter, *&c.* to detain the Hoys, *&c.* longer " than needful. This Act not to prejudice the Right, *&c.* of any Perſon to the ſaid Water, *&c.* nor to " hinder any Bargeman, *&c.* from dredging, *&c.* If the ſaid *Benjamin Joules*, &c. do not perform, *&c.* " all the Orders, *&c.* above ſpecified, all the Grants contained in this Act ſhall ceaſe. The Surveyors " not liable to any Penalty for not receiving the Sacrament. Continuance of this Act for 73 Years, from " 25 *March* 1710. Not to prejudice the Rights of the Borough of *Saltaſh*. This Act not to hinder the " clearing of the Harbour of *Cat-water*. Saving the Rights of the Queen, and of all Perſons claiming " by any Grant from the Crown, any Privilege, *&c.* in the Harbours, *&c.* PR.

CAP.

CAP. IX.

An Act for laying certain Duties upon Candles, and certain Rates upon Monies to be given with Clerks, and Apprentices, towards raiſing her Majeſty's Supply, for the Year one thouſand ſeven hundred and ten.

For the Application of Duties ariſing from this Act, ſee 8 Annæ, c. 13. §. 28.

MAY it pleaſe your moſt Excellent Majeſty; We your Majeſty's moſt dutiful and loyal Subjects, the Commons of *Great Britain* in Parliament aſſembled, duly conſidering your Majeſty's great Occaſions for Money to defray the Expences of the preſent War, and other neceſſary Services, have for that End and Purpoſe cheerfully and unanimouſly given and granted, and do by this Act give and grant to your Majeſty, as well the ſeveral Duties for and upon all Candles made in *Great Britain*, or imported into the ſame, as alſo the ſeveral Duties or Rates upon Monies to be given, or agreed to be given, with ſuch Clerks, Apprentices or Servants, as are herein after-mentioned, for and during the reſpective Terms herein after expreſſed; and do moſt humbly beſeech your Majeſty, that it may be enacted; And be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame,

Duty on Candles for 5 Years, from 1 May 1710, made perpetual by 9 Annæ, c. 21. §. 7.

That there ſhall be raiſed, levied, collected, and paid unto and for the Uſe of her Majeſty, her Heirs and Succeſſors, for and upon all Candles which, at any Time or Times within or during the Term of five Years, to be reckoned from the firſt Day of *May* one thouſand ſeven hundred and ten, ſhall be imported or brought into the Kingdom of *Great Britain* (over and above all Cuſtoms, Subſidies, and other Duties already impoſed thereupon) the ſeveral and reſpective Duties herein after-mentioned; that is to ſay,

Wax Candles imported, 4 d.

Tallow Candles imported, 2 q.

For all Candles made of Wax, or uſually called or ſold for Wax Candles (notwithſtanding the Mixture of any other Ingredients therewith) which ſhall be ſo imported, the Sum of four Pence, for every Pound Weight Averdupois, and after that Rate for a greater or leſſer Quantity; and for all Candles made of Tallow, and other Candles whatſoever (except the Wax Candles before charged) which ſhall be ſo imported, one Halfpenny, for every Pound Weight Averdupois, and after that Rate for a greater or leſſer Quantity; the ſaid ſeveral Duties for and upon all imported Candles, to be paid down in ready Money by the Importers thereof, before the landing of the ſame reſpectively; and there ſhall be raiſed, levied, collected, and paid to and for the Uſe of her Majeſty, her Heirs and Succeſſors, for and upon all Candles, which at any Time or Times, within or during the ſaid Term of five Years, ſhall be made within the ſaid Kingdom of *Great Britain*, the ſeveral and reſpective Duties herein after-mentioned; that is to ſay, For all

Wax Candles made here, 4 d.

Tallow Candles, 2 q.

Candles of Wax, or uſually called or ſold for Wax Candles (notwithſtanding any Mixture as aforeſaid) which ſhall be ſo made in *Great Britain*, the Sum of four Pence, for every Pound Weight Averdupois, and after that Rate for a greater or leſſer Quantity; and for all Candles of Tallow, and other Candles whatſoever (except the Wax Candles before charged) which ſhall be ſo made in *Great Britain*, one Halfpenny, for every Pound Weight Averdupois, and after that Rate for a greater or leſſer Quantity; the ſaid ſeveral Duties for the ſaid Candles ſo to be made in *Great Britain*, to be paid by the Makers thereof reſpectively.

Candles landed before Entry, &c. forfeited, &c.

II. And be it enacted by the Authority aforeſaid, That in Caſe any of the ſaid imported Candles ſhall be landed, or put on Shore out of any Ship or Veſſel, before due Entrey be made thereof at the Cuſtom-houſe in the Port or Place where the ſame ſhall be imported, and before the ſaid Duties by this Act charged or chargeable thereupon ſhall be duly paid, or without a Warrant for the landing or delivering the ſame, firſt ſigned by the Commiſſioners, Collectors, or other proper Officer or Officers of the Cuſtoms reſpectively; that all ſuch imported Candles of what Kind ſoever, as ſhall be ſo landed and put on Shore, or taken out of any Ship or Veſſel, contrary to the true Meaning hereof, or the value of the ſame, ſhall be forfeited, and ſhall and may be ſeized or recovered of the Importer or Proprietor thereof, to wit, one Moiety of the ſame to the Uſe of her Majeſty, her Heirs and Succeſſors, and the other Moiety to the Uſe of ſuch Perſon or Perſons, as will ſeize, inform or ſue for the Candles ſo imported and forfeited, or the Value thereof, in any of her Majeſty's Courts of Record at *Weſtminſter*, or in her Majeſty's Court of *Exchequer* in *Scotland*, by Action, Bill, Suit or Information, wherein no Eſſoin, Protection, or Wager of Law ſhall be allowed.

How theſe Duties ſhall be raiſed.

III. And be it further enacted by the Authority aforeſaid, That the ſaid Duties upon imported Candles, by this Act granted, during the Continuance thereof, ſhall be aſcertained, ſecured, raiſed, levied, recovered and anſwered for the Uſes and Purpoſes in this Act expreſſed, by ſuch Rules, Ways Means and Methods, and under ſuch Penalties and Forfeitures, and in ſuch Manner and Form, as the preſent Duties upon Candles imported, or any of them, are by any Law or Statute now in force, to be aſcertained, ſecured, raiſed, levied, recovered or anſwered, during the Continuance thereof reſpectively.

Candles imported to be under the Management of the Commiſſioners of the Cuſtoms.

IV. And be it enacted and declared by the Authority aforeſaid, That ſuch of the Duties impoſed by this Act upon imported Candles, as ſhall ariſe, in *England*, *Wales*, and the Town of *Berwick* upon *Tweed*, ſhall be under the Management of the Commiſſioners and Officers of the Cuſtoms in *England* for the time being; and ſuch of the Duties impoſed by this Act upon imported Candles, as ſhall ariſe in *Scotland*, ſhall be under the Management of the Commiſſioners and Officers of the Cuſtoms in *Scotland* for the time being; and that the reſpective Receivers General of the Cuſtoms in *England* and *Scotland* for the time being, ſhall, from time to time, pay, or cauſe to be paid, all the Monies that they reſpectively ſhall receive of the ſaid Duties for imported Candles (the neceſſary Charges of raiſing and accounting for the ſame excepted) into the Receipt of her Majeſty's Exchequer in *England*, diſtinctly and apart from all other Branches of the Publick Revenues, for the Purpoſes in this Act expreſſed, and under the like Penalties, Forfeitures, and Diſ-

Diſabilities, as are to be inflicted in this Act, for diverting or miſapplying any Monies by this Act appropriated or appointed for Repayment of Loans or Satisfaction of Intereſt Monies, as is herein after mentioned.

Candles made in Great Britain, under the Commiſſioners of Exciſe.

V. And for the better aſcertaining, charging, collecting, levying, raiſing, and ſecuring the ſeveral Rates and Duties by this Act ſet and impoſed upon all ſorts of Candles made in *Great Britain*, during the Term aforeſaid, according to the true Meaning of this Act, and for preventing of Frauds concerning the ſame, be it further enacted by the Authority aforeſaid, That ſuch of the ſaid Rates and Duties by this Act granted, as are chargeable upon Candles made in *England*, *Wales*, or the Town of *Berwick* upon *Tweed*, ſhall be under the Management of the Commiſſioners and Officers of the Exciſe in *England* for the time being; and ſuch of the Duties as are impoſed by this Act upon Candles made in *Scotland*, ſhall be under the Management of the Commiſſioners and Officers of the Exciſe in *Scotland* for the time being; and that all the Monies ariſing by the ſaid Duties upon Candles made in *Great Britain* (the neceſſary Charges of raiſing and accounting for the ſame excepted) ſhall be paid into the Receipt of her Majeſty's Exchequer in *England*, diſtinctly and apart from all other Branches of the publick Revenues, for the Purpoſes in this Act expreſſed, and under the like Penalties, Forfeitures, and Diſabilities, as are to be inflicted by this Act, for diverting or miſapplying any Monies by this Act appropriated or appointed for Repayment of Loans, or Satisfaction of Intereſt Monies, as is herein after mentioned.

Perſons making Candles, to give Notice of their Work-houſes, &c.

VI. And it is hereby enacted by the Authority aforeſaid, That all and every Perſon and Perſons whatſoever, who, on or before the firſt Day of *May* in the Year of our Lord one thouſand ſeven hundred and ten, ſhall make any Candles for Sale, or not for Sale, ſhall, on or before the ſame firſt Day of *May* one thouſand ſeven hundred and ten, give Notice in Writing, at the Office of Exciſe next to the Place where ſuch Candles ſhall be made, of every Melting-houſe, Work-houſe, Ware-houſe, Store-houſe, Shop, Room, and other Place, by him, her, or them reſpectively made uſe of for the making or keeping of ſuch Candles, or for the melting or keeping any Wax, Tallow, or other Materials proper to be made into Candles, and alſo of all Coppers, Furnaces, Moulds, or other Veſſels by them made uſe of for the melting of Wax, Tallow, or other Materials to be made into Candles: And that from and after the ſaid firſt Day of *May* one thouſand ſeven hundred and ten, during the Continuance of the ſaid Duties upon Candles, no maker of Candles ſhall erect, ſet up, alter, change, enlarge, or make uſe of any Melting-houſe, Work-houſe, Ware-houſe, Store-houſe, Shop, Room, or other Place for the making or keeping of Candles, or for the melting or keeping any Wax, Tallow, or other Materials proper to be made into Candles, or uſe any Copper, Furnace, Moulds, or other Veſſel for the melting of Wax, Tallow, or other Materials to be made into Candles, without firſt giving Notice thereof in Writing, or unleſs Notice thereof ſhall have been before given in Writing, at the next Office of Exciſe: And if any Maker of Candles ſhall erect, ſet up, alter, enlarge, or make uſe of any Melting-houſe, Work-houſe, Ware-houſe, Store-houſe, Shop, Room, or other Place for the making or keeping of Candles, or for the melting or keeping any Wax, Tallow, or other Materials proper to be made into Candles, or ſhall uſe any Copper, Furnace, Moulds, or other Veſſels for the melting of Wax, Tallow, or other Materials to be made into Candles, without giving ſuch Notice thereof, as aforeſaid, contrary to the true Meaning of this Act; then, and in every ſuch Caſe, the Offender therein, for every ſuch Offence, ſhall forfeit and loſe the Sum of fifty Pounds, the one Moiety thereof to the Uſe of her Majeſty, her Heirs and Succeſſors, and the other Moiety to ſuch Perſon or Perſons who will inform, or ſue for the ſame.

and not to alter, &c. the ſame, without like Notice, at the next Office,

on Penalty of 50 l.

Perſons in London, &c. to enter monthly,

VII. And it is hereby enacted by the Authority aforeſaid, That from and after the ſaid firſt Day of *May* one thouſand ſeven hundred and ten, during the Continuance of the ſaid Duty upon Candles hereby granted, all and every Perſon and Perſons whatſoever, who ſhall make any Candles in *London*, *Weſtminſter*, or in any Parts within the Limits of the weekly Bills of Mortality, ſhall monthly, and every Month, and all and every Perſon or Perſons whatſoever, who ſhall make any Candles in any other Part of *Great Britain*, ſhall, once in every ſix Weeks, make a true Entry in Writing, at the next Office of Exciſe, of all the Candles by him or them ſeverally made within ſuch Month or ſix Weeks reſpectively; which ſaid Entries ſhall contain the Weight, Number, and Size of the Candles mentioned therein reſpectively, and what Quantity thereof was made at each Courſe in the ſeveral Weeks to which ſuch Entry ſhall relate, on Pain to forfeit for every Neglect of Entry the Sum of twenty Pounds; which Entries ſhall be made upon Oath by the Makers of ſuch Candles, or by their chief Workman or Servant, employed in making the ſame, according to the beſt of their Knowledge and Belief, unleſs ſuch Maker, Workman, or Servant be a known Quaker, and the ſolemn Affirmation of ſuch Maker, Workman or Servant, to the ſame Effect, in caſe he or ſhe be a known Quaker, ſhall and may be taken inſtead of ſuch Oath; and the ſaid Entries, Oaths, and Affirmations, to verify the ſame, ſhall, for ſuch Candles as ſhall be made within the Limits of the Weekly Bills of Mortality, be made with and adminiſtred by ſuch Officer or Officers as ſhall be appointed by the Commiſſioners of Exciſe in *England*, or the major Part of them, for the time being, who ſhall attend at the general Exciſe Office in *London* for that Purpoſe; and for all Candles made in all other Parts of *Great Britain*, with and by the reſpective Collectors or Superviſors of the Diſtrict or Diviſion within which the reſpective Makers of Candles ſhall inhabit, without any Fee or Charge whatſoever to be demanded or taken for the ſame.

in any other Parts, within 6 Weeks.

Entry to be on Oath, &c.

Entry to be at next Market Town.

VIII. Provided always, That no Maker of Candles ſhall be obliged to go or ſend further than the Market Town where his or her Candles are made, or the next Market Town to the Place where his or her Candles are made, for the making of ſuch Entries, as aforeſaid.

Perſons in London, &c. to clear in four Weeks; in any

IX. And be it further enacted by the Authority aforeſaid, That all and every Perſon and Perſons whatſoever, who ſhall make any Candles in *London*, *Weſtminſter*, or within the Limits of the ſaid Weekly Bills of Mortality, ſhall, within four Weeks, and all and every Perſon and Perſons whatſoever, who ſhall make

any

other Parts in six Weeks after Entry.

any Candles in any other Part of *Great Britain*, ſhall within ſix Weeks after he, ſhe or they ſhall make or ought to have made ſuch Entry, as aforeſaid, pay and clear off all the ſaid Duties for Candles, which ſhall be due from him, her or them reſpectively; and that all and every ſuch Makers of Candles, who ſhall refuſe or neglect to make ſuch Payment as aforeſaid, ſhall forfeit and loſe, for every ſuch Offence, double the Sum of the ſaid Duty whereof the Payment ſhall be ſo refuſed or neglected; and that no ſuch Maker of Candles, after ſuch Default in Payment made, ſhall ſell, deliver or carry out any Candles, until he hath paid and cleared off his Duty as aforeſaid, on Pain to forfeit double the Value of ſuch Candles ſo delivered or carried out.

Penalty, double the Sum, &c.

Officers may enter the Houſe and Weigh the Candles, &c.

X. And be it further enacted by the Authority aforeſaid, That all and every the Officers for the ſaid Duties, ſhall, at all Times, by Day or by Night, and if in the Night, then in the Preſence of a Conſtable, or other lawful Officer of the Peace, be permitted upon his or their Requeſt, to enter the Houſe, Melting-houſe, Ware-houſe, or other Place whatſoever, belonging to, or uſed by any Perſon or Perſons who, within or during the ſaid Term of five Years, ſhall be a Maker or Makers of any Candles whatſoever, and by Weighing or Tale of the Candles, or otherwiſe, as to ſuch Officer ſhall ſeem moſt proper and convenient, to take an Account of the juſt Quantity of the Candles which ſhall have been made by ſuch Maker or Makers of Candles from time to time; and ſhall thereof make Return or Report in Writing to the reſpective Commiſſioners of Exciſe, or ſuch as they ſhall reſpectively appoint to receive the ſame, leaving a true Copy (if demanded) of ſuch Report in Writing under his Hand, with or for ſuch Maker or Makers of Candles reſpectively; and ſuch Report or Return of the ſaid Officer or Officers ſhall be a Charge upon ſuch Maker or Makers of Candles reſpectively; and if the ſaid Officer ſhall refuſe or neglect to give or leave a true Copy of his Report in Writing with or for ſuch Maker or Makers of Candles, at the Time of taking ſuch Account, upon demand, as aforeſaid, every ſuch Officer, for every ſuch Offence, ſhall forfeit and pay the Sum of forty Shillings to every ſuch Maker or Maker of Candles reſpectively.

and make Return thereof to the Commiſſioners. Such Return a Charge on the Maker. A Copy to be left with the Maker on Pain of 40 s.

Officer to be ſworn.

XI. Provided always, That every Officer who ſhall be impowered to make ſuch Charge, as aforeſaid, ſhall in the firſt Place be ſworn for the due and faithful Execution of his Office, and the Oath in that Behalf ſhall and may be adminiſtred by all or any the Commiſſioners of Exciſe, or by any of her Majeſty's Juſtices of the Peace, who ſhall give to ſuch Officer a Certificate thereof; and all and every ſuch Maker and Makers of Candles reſpectively are hereby required to keep ſufficient and juſt Scales and Weights at the Place or Places where he, ſhe or they do make ſuch Candles, and permit and aſſiſt the Officer to make uſe thereof, for the Purpoſes in this Act, under the Penalty of ten Pounds, to be forfeited and loſt for not keeping ſuch Scales and Weights, or for not permitting and aſſiſting the Officer to uſe the ſame, as aforeſaid.

Makers to keep Scales, &c. on Penalty of 10 l.

Officers to take an Account of the Quantities of Wax, Tallow, &c. in Cuſtody of Maker, and afterwards miſſing the ſame, to charge the Maker, &c.

XII. And the better to prevent any Frauds and Concealments, whereby her Majeſty, her Heirs or Succeſſors, may be injured or deprived of the Duties upon Candles granted by this Act; It is hereby likewiſe enacted and declared by the Authority aforeſaid, That all and every the Officers for the ſaid Duties upon Candles, ſhall alſo be permitted to take an Account, by gaging, weighing, or otherwiſe, of the Quantities of Wax, Tallow, and other Materials, proper to be made into Candles, that ſhall be in the Cuſtody or Poſſeſſion of any Maker of Candles, during the Continuance of the ſaid Duties hereby granted; and in caſe ſuch Officer or Officers ſhall miſs any Quantity or Quantities of ſuch Wax, Tallow, and other Materials aforeſaid, which he had taken an Account of at the laſt Time he was at ſuch Makers of Candles, and ſhall not upon reaſonable Demand receive Satisfaction what is become of ſuch Wax, Tallow, and other Materials ſo miſſing; then and in every ſuch Caſe, it ſhall be lawful for ſuch Officer to charge ſuch Maker of Candles, with ſuch Quantity of Candles as ſuch Wax, Tallow, and Materials ſo miſſing, in his Judgment would reaſonably have made, not exceeding one hundred and eight Pounds of Candles, for every one hundred and twelve Pounds of Wax, Tallow, and other Materials ſo miſſing, as aforeſaid, and ſo in Proportion for a greater or leſſer Quantity.

Maker obſtructing Officer, forfeits 20 l.

XIII. And be it enacted, That if any Maker or Makers of Candles ſhall obſtruct or hinder any of the ſaid Officers in the Execution of the Powers and Authorities given to him or them by this Act, for the aſcertaining and ſecuring the ſaid Duties upon Candles, the Perſon or Perſons offending therein ſhall for every ſuch Offence forfeit and loſe the Sum of twenty Pounds.

Maker not to remove Candles before Account taken thereof, on Forfeiture of 20 l.

XIV. And it is hereby further enacted, That no Maker or Makers of Candles, after the ſaid firſt Day of *May* one thouſand ſeven hundred and ten, during the Continuance of the ſaid Duties on Candles, ſhall (under Pain of forfeiting the Sum of twenty Pounds for every Offence) remove, carry, or ſend away, or ſuffer to be removed, carried, or ſent away, any Candles by him her, or them made, of which no Account ſhall have been firſt taken by the proper Officer for the ſaid Duties, from the Place where the ſame Candles ſhall have been made, without giving to the proper Officer or Officers, within the Limits of the Weekly Bills of Mortality, twenty-four hours Notice at the leaſt, and to the proper Officer or Officers, in other Parts of *Great Britain*, two days Notice at leaſt, of his, her or their Intention to remove, carry or ſend away the ſame, that ſo the ſaid Officer, without his own wilful Neglect or Default may have Time to take an Account thereof.

Candles not ſurveyed, to be kept ſeparate on Forfeiture of 5 l.

XV. And for the better aſcertaining the ſaid Duties upon Candles, be it further enacted by the Authority aforeſaid, That all Makers of Candles ſhall from time to time keep all the Candles by them to be made, and which ſhall not have been ſurveyed and taken an Account of by the ſaid Officers for the ſaid Duties on Candles, ſeparate and apart from all other their Candles, which ſhall have been ſurveyed and taken an Account of by ſuch Officers, for the Space of twenty-four Hours after the making thereof, within the Limits of the Weekly Bills of Mortality, or for the Space of two Days after the making the ſaid Candles in any other Parts of *Great Britain*, unleſs ſuch Candles ſhall have been ſooner ſurveyed and taken

taken an Account of by the ſaid Officers reſpectively, on Pain to forfeit for every Offence therein the Sum of five Pounds.

XVI. And be it further enacted, That if any of the ſaid Makers of Candles ſhall fraudulently hide, or conceal, or cauſe to be hid or concealed, any Candles chargeable by this Act, or any the Materials for making the ſame, to the Intent to deceive her Majeſty of her juſt Duties by this Act granted, that then and in every ſuch Caſe, the Party ſo offending ſhall forfeit the Sum of twenty Pounds for every ſuch Offence. Candles concealed forfeit 20 l.

XVII. And be it further enacted by the Authority aforeſaid, That all the Candles, Wax, Tallow, and other Materials for making Candles, which ſhall be found in any private Melting-houſe, Work-houſe, Ware-houſe, and other Place, and all private Coppers, Furnaces, and other Veſſels, for which no Entry ſhall be made, or Notice given, as aboveſaid, ſhall be forfeited and loſt, and the ſame, or the value thereof, ſhall and may be ſeized and recovered by the ſaid Officer or Officers for the ſaid Duties upon Candles, to her Majeſty's Uſe. Candles, &c. found in private Melting-houſe, &c. forfeited.

XVIII. And it is hereby further enacted by the Authority aforeſaid, That during the Continuance of the Duties upon Candles hereby granted, no Perſon or Perſons whatſoever ſhall uſe, or cauſe, procure or ſuffer to be uſed, in the Inſide of his, her or their Dwelling-houſe, any Lamp or Lamps, wherein any Oyl or Fat (other than Oyl made of Fiſh within *Great Britain*) ſhall be burnt for giving Light, under the Penalty of forty Shillings for every Offence therein; and that no Perſons during ſuch Continuance of this Act, ſhall expoſe to Sale any Candles, unleſs it be in his, her, or their Shops or Warehouſes publickly uſed for that Purpoſe, or in ſome publick Fair or Market, under the Penalty of five Pounds for every Offence in ſo doing; any Law, Cuſtom, or Uſage to the contrary notwithſtanding. No Lamps in Dwelling Houſes but with Britiſh Oyl, on Pain of 40 s. No Candles to be ſold, but in Shops or Markets, on Pain of 5 l.

XIX. And is hereby enacted, That all the Candles, and all the Materials and Utenſils for the making of Candles, in the Cuſtody of any Maker or Makers of Candles, or of any Perſon or Perſons, to the Uſe of, or in Truſt for ſuch Maker or Makers of Candles, ſhall be liable and ſubject to, and are hereby made chargeable with all the Debts and Duties for Candles, in Arrear and owing by ſuch Maker or Makers, for any Candles by him, her or them, or in his or their Working-houſe, or Places aforeſaid; and ſhall alſo be ſubject to all Penalties and Forfeitures incurred by ſuch Perſon or Perſons, ſo uſing ſuch Work-houſe, or other Place, for any Offence againſt this Act, relating to the ſaid Duties upon Candles; and that it ſhall and may be lawful, in all ſuch Caſes, to levy Debts and Penalties, and uſe ſuch Proceedings as may lawfully be done by this Act, in caſe the Debtor or Offender were the true and lawful Owner of the ſame. Candles, &c. liable to all Debts and Duties in Arrear.

'XX. And whereas many of her Majeſty's Subjects do make Candles not to ſell, or make any Profit 'thereof, but to be conſumed in their own private Houſes only;' For the better Accommodation of ſuch Perſons, it is hereby further provided and enacted by the Authority aforeſaid, That the ſaid Commiſſioners of Exciſe for the time being reſpectively, or the major Part of them, or ſuch Perſon or Perſons, as they, or the major Part of them reſpectively, ſhall appoint for that Purpoſe, and in Default of ſuch Appointment, then the Collector or Surveyor for the Diſtrict or Diviſion within which ſuch Perſon doth or ſhall inhabit, ſhall and may compound and agree with ſuch Perſon or Perſons, for the ſaid Duties of ſuch Candles, that ſhall grow due or payable from him, her or them, by this Act, from the Commencement thereof, until the End of the Term hereby granted, at the Rate of one Shilling *per Annum*, for every Head, which at any Time or Times, during the Continuance of ſuch Compoſition, ſhall be of the Family of ſuch Perſon or Perſons reſpectively, and to receive ſuch Compoſition-money quarterly; and that the Houſes, Out-houſes, or other Places of ſuch particular Perſons, making ſuch Compoſition and Agreement, and paying ſuch Compoſition-money quarterly, ſhall not be liable to the ſaid Duty upon Candles, or to be ſurveyed or ſearched by any Gager or Officer for the ſaid Duties upon Candles, for or by reaſon of his or their making ſuch Candles, as aforeſaid, or to the ſaid Penalty for uſing Lamps. Commiſſioners of Exciſe, may compound with private Perſons at 1 s. per Head. Such Compounders not liable to the Duty, nor to the Survey of the Gager.

XXI. Provided, That if any ſuch Perſon, after ſuch Compoſition made, ſhall ſell, exchange, barter, or deliver out any Candles to any other Perſon or Perſons, or ſhall permit any other Perſon or Perſons to make any Candles in his, her, or their Houſes or Out-houſes, or ſhall have more Perſons of their Families than they ſhall ſo compound for, without giving Notice of them in Writing, at the next Office of Exciſe, at or before the next Quarter Day, and paying the like Compoſition for them, then every ſuch Perſon ſhall forfeit the Sum of five Pounds, and after ſuch Offence committed ſhall loſe the Benefit of his, her or their Compoſition, and ſhall be liable to the ſaid Duties upon Candles, and to the Survey and Search of ſuch Officers, as if no ſuch Compoſition had been made; and for every Pound of Candles ſo fraudulently ſold, exchanged, bartered, or delivered out, or fraudulently made, every ſuch Perſon ſhall forfeit the Sum of five Shillings; any thing in this Act to the contrary notwithſtanding. Compounders ſelling Candles, &c. forfeit 5 l. and liable to the Duty, &c.

XXII. Provided always, That if any ſuch Compounder ſhall leave off Houſe-keeping before the End of the ſaid Term, and give Notice thereof in Writing at the next Office of Exciſe, and ſhall pay the Duty for the Quantity of Candles made by him or her, that ſhall remain in his or her hands, or in the Hands of any other Perſon or Perſons to his or her Uſe, at the Time of leaving off ſuch Houſe-keeping, and all Arrears of the Payments that ſhall be due on ſuch Compoſition, that then ſuch Compoſition ſhall ceaſe from the End of the Quarter in which he or ſhe ſhall ſo leave off Houſe-keeping; any thing herein contained to the contrary notwithſtanding. Compounder leaving off Houſe-keeping, Compoſition to ceaſe.

XXIII. And be it further enacted by the Authority aforeſaid, That for all Candles which any Wax Chandler, Tallow Chandler, or other Sellers and Dealers in Candles in *Great Britain*, or any Perſon or Perſons, on 1 May, to pay the ſame Duty as Candles made after 1 May. Candles in Cuſtody of Sellers or Dealers in Can-

Perſons in Truſt for him, her or them, or for his, her or their Uſe, ſhall be poſſeſſed of, or intereſted in, upon the ſaid firſt Day of *May* one thouſand ſeven hundred and ten, for Sale, there ſhall be yielded and paid to her Majeſty, the like reſpective Rates as are by this Act to be paid for the like Sorts of Candles to be made after the ſaid firſt Day of *May*; and that all and every the ſaid Wax Chandlers, Tallow Chandlers, or other Sellers and Dealers in Candles, and all and every other Perſon and Perſons, who, in Truſt for them, or any of them, or for the Uſe of them, or any of them, ſhall be poſſeſſed of or have in his, her or their Cuſtody or Poſſeſſion, or in his, her or their Melting-houſe, Work-houſe, Ware-houſe, Store-houſe, Shop, Room, or other Place or Places whatſoever, upon the ſaid firſt Day of *May* one thouſand ſeven hundred and ten, any Stock, Parcel, or Quantity of Wax Candles, Tallow Candles, or other Candles whatſoever, for Sale, ſhall, on or before the ſaid firſt Day of *May* one thouſand ſeven hundred and ten, make a true and particular Entry thereof at the Exciſe Office, within the Limits of which they ſhall reſpectively inhabit, upon Pain to forfeit the Sum of fifty Pounds, and the Candles for which no ſuch Entry ſhall have been made; and within ſix Days after he, ſhe or they ſhall have made, or ought to have made ſuch Entries as aforeſaid, ſhall pay down the Duties hereby payable for ſuch Candles, or within the ſaid ſix Days ſhall give Security to the proper Officers, for paying the ſame Duties to her Majeſty's Uſe within three Months then next enſuing; and in caſe the ſaid Duties for ſuch Stock of Candles be paid down within the ſaid ſix Days, then there ſhall be allowed out of the ſame Duty, for ſuch prompt Payment, an Allowance after the Rate of ten Pounds *per Centum per Annum*, for the ſaid Time of three Months; and that all and every ſuch Chandlers, and other Sellers and Dealers in Candles, who ſhall refuſe or neglect to make ſuch Payment, or to give ſuch Security for Payment of the ſaid Duties for his, her or their ſaid Stock of Candles, within the time by this Act limited for that Purpoſe, ſhall forfeit double the Sum of the ſaid Duty which ſhould have been ſo paid or ſecured by him, her or them as aforeſaid; and that it ſhall and may be lawful to and for the proper Officers for the ſaid Duties reſpectively, to take a true and particular Account of all ſuch Stock or Quantity of Candles, as any ſuch Chandlers, or other Sellers and Dealers in Candles, or any in Truſt for them, ſhall, on the ſaid firſt Day of *May* one thouſand ſeven hundred and ten, have or be poſſeſſed of; and for that Purpoſe ſhall be permitted, in the Day-time, to enter into any Shop, Ware-houſe, Melting-houſe, or any Dwelling-houſe, Out-houſe, or other Places belonging to ſuch Chandlers, and other Sellers and Dealers in Candles, and every of them, who are hereby required to permit ſuch Officer and Officers, upon his or their Requeſt, to make ſuch Entrance on the ſaid firſt Day of *May* one thouſand ſeven hundred and ten, or afterwards, at any Time before the Duty laſt mentioned ſhall be paid or ſecured, and to take an Account of the Quantity of ſuch Candles, under the Penalty of twenty Pounds; and if any Perſon or Perſons having on the ſaid firſt Day of *May* one thouſand ſeven hundred and ten, in his, her or their Cuſtody or Poſſeſſion, any Stock or Quantity of Candles chargeable by this Act with the ſaid Duty for Stock as aforeſaid, ſhall clandeſtinely remove or carry away, or cauſe or ſuffer to be removed or carried away the ſame, or any Part thereof, before her Majeſty's Duties thereupon ſhall be paid or ſecured as aforeſaid, or ſhall fraudulently conceal or hide, any Part of his, her or their ſaid Stock of Candles, that then, and in every ſuch Caſe, he, ſhe or they ſo offending, for every ſuch Offence, ſhall forfeit the Sum of twenty Pounds; and in all and every ſuch Caſe and Caſes, the Stock or Quantity of Candles which ſhall be ſo clandeſtinely removed or carried away or fraudulently concealed or hid, ſhall be forfeited, and ſhall and may be ſeized by any the ſaid Officers for the ſaid Duties on Candles; and the Perſon or Perſons in whoſe Cuſtody ſuch Stock of Candles ſhall be found, who ſhall not, before the Diſcovery thereof, give Notice at the next Office for the ſaid Duties upon Candles of the Stock or Quantity of Candles ſo in his, her or their Cuſtody, ſhall alſo forfeit and loſe the Sum of five Shillings for every Pound Weight.

Stock in Hand on 1 May, to be entred at the Exciſe Office, on Forfeiture of 50l. and Candles;

and Duty to be paid in 6 Days after Entry, or Security to pay in 6 Months, 10l. per Cent. for prompt Payment.

Refuſers to pay, forfeit double the Duty.

Officers may take Account of Stock in Hand on 1 May,

and may enter into any Shop, &c. on Pain of 20l.

Stock of Candles clandeſtinely removed forfeits 20l. and the Candles.

Thoſe in whoſe Cuſtody ſuch Candles found, forfeit 5s. per lb.

XXIV. Provided always, and be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for any Perſon or Perſons, who ſhall have actually paid her Majeſty's Duties by this Act payable for any Quantity of Candles whatſoever, and to and for any other Perſon or Perſons, who ſhall buy or be lawfully entitled to any ſuch Quantity of Candles from the ſaid Perſon or Perſons who actually paid her Majeſty's Duties for the ſame, to export ſuch Candles for any foreign Parts by way of Merchandize, giving ſufficient Security before the ſhipping thereof for Exportation, That the particular Quantity of Candles which ſhall be intended to be exported as aforeſaid, and every Part thereof, ſhall be ſhipped and exported, and that the ſame, or any Part thereof, ſhall not be relanded or brought again into any Part or Parts of *Great Britain*; which Security the Cuſtomer or Collector of the reſpective Port for ſuch Exportation is hereby directed and authorized to take in her Majeſty's Name, and to her Uſe.

Candles, for which the Duty hath been paid, may be exported, &c.

XXV. Provided always, That if after the ſhipping of any ſuch Candles to be exported as aforeſaid, and the giving or tendring ſuch Security as aforeſaid, in order to obtain the Allowance or Drawback herein after mentioned, the Candles ſo ſhipped to be exported, or any of them, ſhall be relanded in any Part of *Great Britain*, that then and in every ſuch Caſe, over and above the Penalty of the Bond, which ſhall be levied and recovered to her Majeſty's Uſe, all the Candles which ſhall be landed, or the Value thereof, ſhall be forfeited.

Such Candles relanded, forfeited, &c.

XXVI. And it is alſo hereby enacted, That any Perſon or Perſons who ſhall export any Candles to any foreign Parts, ſhall or may make Proof upon Oath, or by ſuch Affirmation as aforeſaid, That the Duty of ſuch Candles hath been paid or ſecured according to this Act (which Oath or Affirmation the Collector who received the ſaid Duty is hereby required and impowered to adminiſter) and thereupon the ſaid Collector for the ſaid Duty upon Candles, ſhall give to ſuch Perſon or Perſons *gratis* a Certificate or Certificates, expreſſing the Kinds and Quantities of ſuch Candles, and the Duties paid or ſecured to be paid for the ſame, purſuant to this Act, which Certificate being produced to the Cuſtomer or Collector of the Port where the ſaid Candles ſhall be exported, and Oath or Affirmation as aforeſaid, being alſo made

Exporters of Candles, on Oath that the Duty has been paid, or ſecured, and on Certificate and Debenture, to be repaid the Duty, or Security diſcharged, &c.

made by the Exporter before the ſaid Cuſtomer or Collector of the Port (who is hereby alſo authorized and required to adminiſter the ſame, without Fee or Charge) that the Candles ſo exported are the ſame mentioned in the ſaid Certificate; then the ſaid Cuſtomer or Collector of the Port where ſuch Candles ſhall be exported, ſhall give to the Exporter thereof a Debenture expreſſing the true Quantity of the Candles ſo exported; which Debenture being produced to the Collector appointed to receive the ſaid Duties upon Candles, in ſuch County or Place where the ſaid Candles were exported, he ſhall forthwith pay the ſaid Duty which ſhall have been received upon this Act, to the Perſons or Agents ſo exporting the ſame; and if ſuch Collector ſhall not have Money in his Hands to pay the ſame, then the ſaid reſpective Commiſſioners of Exciſe are hereby required to pay the ſaid Debenture out of the Duties upon Candles ariſing by this Act, or if the Duty of ſuch Candles ſo exported were only ſecured, and ſhall remain unpaid, then the ſame ſhall be diſcharged upon the Securities for the ſame; any Thing in this Act contained to the contrary notwithſtanding.

The Powers of 12 Car. 2. c. 24. and other Exciſe Acts applied to this Duty.

XXVII. And be it further enacted by the Authority aforeſaid, That all and every the Powers, Authorities, Directions, Rules, Methods, Penalties, Forfeitures, Clauſes, Matters, and Things, which in and by an Act made in the twelfth Year of the Reign of King CHARLES the Second, intituled, *An Act for taking away the Court of Wards and Liveries, and Tenures* in Capite, *and by Knights Service, and Purveyance, and for ſettling a Revenue upon his Majeſty in lieu thereof*, or by any other Law now in Force relating to her Majeſty's Revenue of Exciſe upon Beer, Ale, or other Liquors, are provided, ſettled, or eſtabliſhed, for managing, raiſing, levying, collecting, mitigating, or recovering, adjudging, or aſcertaining the Duties thereby granted, or any of them (other than in ſuch Caſes for which other Penalties or Proviſions are made and preſcribed by this Act) ſhall be exerciſed, practiſed, applied, uſed, and put in Execution, in and for the managing, raiſing, levying, collecting, mitigating, recovering, and paying the ſaid Duties upon Candles hereby granted, during the Continuance of this Act, as fully and effectually, to all Intents and Purpoſes, as if all and every the ſaid Powers, Authorities, Rules, Directions, Methods, Penalties, Forfeitures, Clauſes, Matters and Things, were particularly repeated, and again enacted in the Body of this preſent Act.

Fines, &c. how to be recovered.

XXVIII. And be it further enacted by the Authority aforeſaid, That all Fines, Penalties, and Forfeitures, in relation to the ſaid Duties by this Act impoſed upon Candles, ſhall be ſued for, levied, and recovered, or mitigated, by ſuch Ways, Means, and Methods, as any Fine, Penalty, or Forfeiture is or may be recovered or mitigated, by any Law or Laws of Exciſe, or by Action of Debt, Bill, Plaint, or Information, in any of her Majeſty's Courts of Record at *Weſtminſter*, or in the Court of *Exchequer* in *Scotland*; and that one Moiety of every ſuch Fine, Penalty, and Forfeiture ſhall be to her Majeſty, her Heirs and Succeſſors, and the other Moiety to him or them that ſhall diſcover, inform, or ſue for the ſame.

Candles ſpoiled to be defaced, &c.

'XXIX. And whereas Candles are, or often may be cracked, or ſpoiled in making, and unfit for Sale;' it is hereby provided and enacted, That upon ſhewing the ſame to the Officer appointed for charging the ſaid Duties upon Candles, ſuch Officer ſhall quite deface ſuch cracked or ſpoiled Candles, and make an Allowance of the Duty hereby chargeable for the Candles ſo by him utterly defaced; any Thing herein contained to the contrary notwithſtanding.

On Contracts for Candles before 14 March 1709, the Duty to be added to the Price.

'XXX. And whereas ſtanding Contracts may have been made before the fourteenth Day of *March* 'one thouſand ſeven hundred and nine, by Chandlers or other Dealers in Candles, for ſerving Publick 'Offices, Societies, or other Perſons with Candles, to be delivered in Point of Time after the ſaid firſt 'Day of *May* one thouſand ſeven hundred and ten,' It is hereby enacted, That the Perſons ſerving ſuch Candles, after the ſaid firſt Day of *May* one thouſand ſeven hundred and ten, in purſuance of ſuch former Contracts, ſhall be allowed to add the Duties hereby charged upon ſuch Candles to the Price thereof, and ſhall be intituled by virtue of this Act to be paid for the ſame accordingly.

Small Ruſhlights once dipped, not chargeable.

XXXI. Provided always, That this Act ſhall not extend, or be conſtrued to extend, to charge the Duties herein before mentioned, on ſuch ſmall Ruſh Lights as ſhall be made by any Perſons, to be uſed in their own Houſes only, ſo as none of them be ſold or delivered out, or be made for Sale; and ſo as ſuch ſmall Ruſh Lights be only once dipped in, or once drawn throw Greaſe or Kitchen-ſtuff, and not at all through any Tallow melted or refined; any Thing herein contained to the contrary notwithſtanding.

For Duties, &c. on Candles, ſee farther 9 *Ann. c.* 6. 10 *Ann. c.* 26. 11 *Geo.* 1. *c.* 30. 23 *Geo.* 2. *c.* 21. *and* 26 *Geo.* 2. *c.* 32.

From 1 May 1710, 6 d. for every 20 s. of 50 l. or under, and 12 d. for every Sum of above 50 l. to be paid for every Clerk or Apprentice put out, for five Years, made perpetual by 9 Annæ, c. 21. §. 7.

To be paid by the Maſter.

XXXII. And be it further enacted by the Authority aforeſaid, That there ſhall be, throughout the Kingdom of *Great Britain*, raiſed, collected, and paid to her Majeſty, her Heirs and Succeſſors, the further Rates, Duties, and Sums of Money following, that is to ſay, The Duty, Rate, or Sum of ſix Pence for every twenty Shillings, for every Sum of fifty Pounds or under, and the Duty, Rate, or Sum of one Shilling, of every twenty Shillings, of all and every Sum and Sums amounting to more than fifty Pounds, which ſhall, at any Time or Times, from and after the firſt Day of *May* one thouſand ſeven hundred and ten, and during the Term of five Years from thence next enſuing, be given, paid, contracted, or agreed for, with or in Relation to every Clerk, Apprentice, or Servant, which ſhall be, within the Kingdom of *Great Britain*, put or placed to or with any Maſter or Miſtreſs to learn any Profeſſion, Trade, or Employment, and proportionably for greater or leſſer Sums; which ſaid Duties, Rates, and Sums ſhall be paid by the ſaid Maſters or Miſtreſſes reſpectively.

This Duty to be under the Management of the Commiſſioners of the ſtamp Duties.

XXXIII. And be it further enacted by the Authority aforeſaid, That for the better and more effectual levying, collecting, and paying unto her Majeſty, her Heirs and Succeſſors, the ſaid Duties after the Rates of ſix Pence, and one Shilling for every ſuch reſpective Sum of twenty Shillings as aforeſaid, the ſame ſhall be under the Government, Care, and Management of the Commiſſioners for the Time being ap-

appointed to manage her Majesty's Duties on stampt Vellum, Parchment, and Paper; and the same Commissioners shall employ and appoint such inferior Officers as shall be necessary for managing and collecting the Duties last mentioned, and hereby granted, and for keeping Accounts thereof, and for stamping all such Indentures and other Writings, which are hereby required to be stamped, as herein after is mentioned, and otherwise to act in and relating to the same Duties, as her Majesty's Service in this Behalf shall require; and to cause such Sum and Sums of Money to be expended and paid, from Time to Time, out of the Duties last mentioned, and hereby granted, for Salaries, and other incident Charges, as shall be necessary in and for the receiving, collecting, levying, or managing the same Duties during the said Term; any Thing in this Act contained to the contrary notwithstanding.

To be paid to the Receiver General of the stamp Duties, and by him into the Exchequer, weekly.

XXXIV. And it is hereby further enacted by the Authority aforesaid, That the Duties last mentioned, and hereby granted, shall be all paid or transmitted, from Time to Time, as this Act directs, into the Hands of the Receiver General for the Time being of the said Duties on stampt Vellum, Parchment, and Paper, who shall keep a separate and distinct Account thereof, and pay the same into the Receipt of the Exchequer of her Majesty, her Heirs and Successors, weekly, on *Wednesday* in every Week, unless it be an Holiday, and then the next Day after which shall not be an Holiday, for the Purposes in this Act expressed, and under the like Penalties, Forfeitures, and Disabilities, as are to be inflicted by this Act, for diverting or misapplying any Monies by this Act appropriated or appointed for Repayment of Loans, or Satisfaction of Interest Monies as is herein after mentioned.

to be inserted in the Indenture, &c. on Forfeiture of double the Sum,

XXXV. And be it further enacted by the Authority aforesaid, That from and after the said first Day of *May* one thousand seven hundred and ten, the full Sum or Sums of Money received, or in any wise directly or indirectly given, paid, agreed, or contracted for, during the Term aforesaid, with or in Relation to every such Clerk, Apprentice, and Servant as aforesaid, shall be truly inserted and written in Words at length, in some Indenture or other Writing, which shall contain the Covenants, Articles, Contracts, or Agreements, relating to the Service of such Clerk, Apprentice, or Servant as aforesaid, and shall bear Date upon the Day of the signing, sealing, or other Execution of the same; upon Pain, that every Master or Mistress, to or with whom, or to whose Use, any Sum of Money whatsoever shall be given, paid, secured, or contracted, for or in Respect of any such Clerk, Apprentice or Servant as aforesaid, which shall not be truly and fully so inserted and specified in some such Indenture or other Writing, shall, for every such Offence, forfeit double the Sum so given, paid, secured or contracted for; the one Moiety of which Forfeitures shall be to her Majesty, her Heirs or Successors, and the other Moiety, with full Costs, to any Person or Persons who shall inform and sue for the same, by Action of Debt, Bill, Plaint, or Information, in any Court of Record at *Westminster*, or in the *Exchequer* of *Scotland*, at any Time after the executing, making, or signing of any such Indenture or Writing, or making any such Contract or Agreement, and within one Year after the Time limited or appointed for the Service of any such Clerk, Apprentice, or Servant, to or with such Master or Mistress, shall be expired.

Two new Stamps to be provided, &c.

Concerning Stamps, see farther 9 *Ann. c.* 11 & 23. 10 *Ann. c.* 19 & 26. 12 *Ann. stat.* 1. *c.* 2. 12 *Ann. stat.* 2. *c.* 9. 5 *Geo.* 1. *c.* 19. *s.* 48. 6 *Geo.* 1. *c.* 21. 11 *Geo.* 1. *c.* 8. 12 *Geo.* 1. *c.* 33.

XXXVI. And be it further enacted by the Authority aforesaid, That the said Commissioners for managing the said Duties on stampt Vellum, Parchment and Paper, shall, before the said first Day of *May* one thousand seven hundred and ten, provide two new Stamps to be used in pursuance of this Act, (over and besides the Stamps heretofore requisite for or in Respect of such Indenture, or other Writing, by Virtue of the Statutes in that Case made) the one of which new Stamps shall denote the said Duty of six Pence in the Pound, and the other of the said new Stamps shall denote the said Duty of one Shilling in the Pound; and that all such Indentures, or other Writings, containing the Sums truly given, paid, agreed, or contracted for as aforesaid, which shall, within or during the said Term of five Years, be entred into, executed, or signed, within the Cities of *London* or *Westminster*, or within the Limits of the Bills of Mortality, shall be brought to the Head Office for stamping or marking of Vellum, Parchment and Paper, and the Duties hereby charged and payable for the Sums therein to be inserted as aforesaid, shall be paid to the Receiver General for the Time being, of the said Duties on stampt Vellum, Parchment and Paper; and upon such Payment thereof, the same shall be stamped with one of the said new Stamps, as the Case shall require, within one Month after the respective Dates thereof.

9 *Geo.* 2. *c.* 32. 16 *Geo.* 2. *c.* 26. 29 *Geo.* 2. *c.* 12 & 13. 30 *Geo.* 2. *c.* 19. 32 *Geo.* 2. *c.* 35.

Indentures to be brought to the Head Office, &c. in 2 Months after Date,

XXXVII. And be it enacted by the Authority aforesaid, That all the said Indentures, and other Writings, which shall or ought to contain the whole Sum truly given, paid, agreed, or contracted for as aforesaid, which shall, within or during the said Term of five Years, be entred into, executed, or signed, in any Part of *Great Britain*, (not being within the Limits of the said weekly Bills of Mortality) shall (at the Option of the Party concerned) be brought or sent, either to the Head Office within the Limits of the said weekly Bills, or else to some of the Collectors, appointed or to be appointed for her Majesty's Duties upon stampt Vellum, Parchment, and Paper, who shall reside without the Limits of the said weekly Bills, in *England*, *Wales*, or the Town of *Berwick* upon *Tweed*, or to some of the Officers to be appointed for the Duties by this Act granted in *Scotland*, within two Months after the Date, Execution, or Signing of every such Indenture or Writing respectively; and upon producing of every such Indenture or Writing, either at the said Head Office, or to such Collector or other Officer as aforesaid, her Majesty's Duties hereby granted shall be paid, either to the said Receiver General at the said Head Office, or to such Collector or other Officer as aforesaid; and in case the said Payment shall be made to the immediate Hands of the Receiver General in the said Head Office, for her Majesty's Use, then the Indenture or Writing, for which such Payment shall be made, shall be forthwith stamped with one of the said new Stamps, as the Case shall require; and in case such Payment shall be made to the Hands of such Collector, or other Officer, without the Limits of the said weekly Bills, the same Collector or other Officer is hereby required to indorse on such Indenture or other Writing, a Receipt for the Monies so paid, in

and there the Duty to be paid and Indenture stampt, &c. or the Collector to endorse a Receipt, &c.

Words

Words at length, bearing Date the Day on which such Payment shall be made, and to subscribe his Name thereto, (to the Intent that he may thereby be charged with every Sum so paid to him) and forthwith deliver back the said Indenture or Writing so endorsed to the bringer thereof.

Within what Time Indentures shall be stampt.

XXXVIII. And it is hereby enacted by the Authority aforesaid, That every such Indenture or Writing so endorsed (in case the same be entred into, executed or signed within the Space of fifty Miles, to be computed from the Limits of the said weekly Bills of Mortality) shall, within three Months after the Date or making thereof, and if the same be entred into, executed or signed in any Part of *Great Britain* at a greater Distance from the Limits aforesaid, shall, within six Months after the Date or making thereof, be brought or sent to the said Head Office, where the same (being produced with the said Receipt endorsed) shall be immediately stamped with one of the said new Stamps, as the Case shall require, by the Officer appointed, or to be appointed for that Purpose.

Indentures, in which the full Sum received, is not charged, &c. void.

XXXIX. And be it further enacted by the Authority aforesaid, That all such Indentures or Writings as aforesaid, wherein shall not be truly inserted and written the full Sum and Sums of Money received, or in any wise directly or indirectly given, paid, secured, or contracted for, with or in Relation to such Clerk, Apprentice or Servant as aforesaid, or whereupon the Duties payable by this Act shall not be duly paid, or lawfully tendred, or which shall not be stamped, or lawfully tendred to be stamped, according to the Tenor and true Meaning of this Act, within the respective Times herein for that Purpose severally and respectively limited, shall be void, and not available in any Court or Place, or to any Purpose whatsoever, and the Clerk, Apprentice or Servant, whom the same shall concern or relate to, shall in such Case be utterly incapable of being free of any City, Town, Corporation or Company, and of following or exercising the intended Profession, Trade or Employment; any Charter, Law or Custom to the contrary notwithstanding.

And Clerk, &c. incapacitated.

Parish or publick Charities not charged.

XL. Provided always, That nothing in this Act contained shall be construed to extend to charge any Master or Mistress with the Payment of any of the said Duties, in Respect of any Money by him or her received with any Apprentice or Servant, who shall be put or placed out at the common or publick Charge of any Parish or Township, or by or out of any publick Charity, or to require the stamping with any such new Stamp as aforesaid, of any Indenture, Articles, Covenant, Agreement, or Contract relating to such Apprentice or Servant as last mentioned; any Thing herein contained to the contrary notwithstanding.

Forging new Stamps Felony.

XLI. And be it further enacted by the Authority aforesaid, That if any Person shall forge or counterfeit the said new Stamps to be provided in pursuance of this Act, or either of them, or impress any Vellum, Parchment or Paper with any such counterfeit Stamp, or counterfeit any Receipt for any Monies payable by Virtue of this Act, every such Person, being convicted of any of the Offences before mentioned, shall be adjudged a Felon, and suffer as in Cases of Felony, without Benefit of Clergy.

Commissioners to be sworn:

XLII. And be it further enacted by the Authority aforesaid, That every Commissioner and Officer, who shall act in or about the managing or collecting the Duties last mentioned, and hereby granted, shall, before he shall act in or about the same, take the Oath following; that is to say,

The Oath.

'I *A. B.* do swear, That I will faithfully execute the Trust reposed in me pursuant to the Act of Parliament, intituled, *An Act for laying certain Duties upon Candles, and certain Rates upon Monies to be given with Clerks and Apprentices, towards raising her Majesty's Supply, for the Year one thousand seven hundred and ten*, without Fraud or Concealment; and shall from Time to Time true Account make of my Doings therein, and deliver the same to such Person or Persons as her Majesty, her Heirs and Successors, shall appoint to receive such Account; and shall take no Fee, Reward or Profit for the Execution or Performance of the said Trust, or the Business relating thereto, from any Person or Persons, other than such as shall be paid or allowed by her Majesty, her Heirs and Successors, or some other Person or Persons under her or them to that Purpose authorized.'

Which Oath shall and may be administred by any two or more of the Commissioners last mentioned, or any Justice of the Peace.

No Indenture to be admitted in Evidence, unless Oath made of the Sums really paid, &c.

XLIII. And be it further enacted by the Authority aforesaid, That no Indenture or Writing required by this Act to be stamped as aforesaid, shall be given or admitted in Evidence in any Suit to be brought by any of the Parties thereunto, unless such Party, on whose Behalf the same shall be given or admitted in Evidence, do first make Oath, That to the best of his or her Knowledge, the Sum or Sums therein for that Purpose inserted or mentioned was or were really and truly all that was directly or indirectly given, paid, secured or contracted for, on Behalf or in Respect of such Clerk, Apprentice or Servant, to or for the Benefit of the Master or Mistress to or with whom such Clerk, Apprentice or Servant was put or placed.

Commissioners to observe the Orders of the Treasury.

XLIV. And be it further enacted by the Authority aforesaid, That the said Commissioners for managing the said Duties on stampt Vellum, Parchment and Paper, and all other Officers who shall be employed in or about the collecting or managing of the Duties last mentioned, and hereby granted, shall in and for the better Execution of their several Offices and Trusts, observe and perform such Rules, Methods, and Orders, as they respectively shall from Time to Time receive from the Lord High Treasurer now being, or the Lord High Treasurer of the Exchequer, or Commissioners of the Treasury for the Time being; and that no Fee or Reward shall be demanded or taken by any her Majesty's Officers, relating to the said Stamp Duties, from any of her Majesty's Subjects, for any Matter or Thing to be done in pursuance of this Act; and in case any Officer intrusted, or to be intrusted in the Execution of this Act, in Relation to the said Stamp Duties, shall refuse or neglect to perform any Matter or Thing by this Act required to be done or performed by him, whereby any of her Majesty's Subjects shall or may sustain any

No Fee for Stamps.

Officer neglecting his Duty answers full Damages and Treble Costs.

any Damage whatſoever, ſuch Officer ſo offending ſhall be liable, by any Action to be founded on this Statute, to anſwer to the Party grieved all ſuch Damages with Treble Coſts of Suit.

Where any Thing ſhall be given to any Maſter, not being Money, the full Value of ſuch Thing to be anſwered for the Duties.

XLV. And be it declared and further enacted by the Authority aforeſaid, That from and after the ſaid firſt Day of *May* one thouſand ſeven hundred and ten, and during the ſaid five Years, where any Thing or Things, not being lawful Money of *Great Britain*, ſhall directly or indirectly be given, aſſigned, conveyed, delivered, contracted for or ſecured, to or for the Uſe or Benefit of any Maſter or Miſtreſs, with or in Reſpect of any ſuch Clerk, Apprentice or Servant for whom a Duty is chargeable by this Act; the Duties hereby granted and laſt-mentioned ſhall be anſwered and paid for the full Value or Values of ſuch Thing or Things, and the ſame Duties for the ſaid Values ſhall be ſecured and anſwered in the ſame Manner and Form, and under the like Pains, Penalties, Forfeitures and Incapacities as are before in this Act provided for ſecuring the ſaid Rates upon Monies given or paid, or agreed to be given or paid, with ſuch Clerks, Apprentices or Servants as aforeſaid.

See farther concerning Duties on Indentures, 9 Ann. c. 21. ſ. 66. 6 Geo. 1. c. 11. 18 Geo. 2. c. 22. 20 Geo. 2. c. 45. 32 Geo. 2. c. 23.

Borrowing Clauſe of 500,000 l. at 6 l. per Cent.

XLVI. Provided alſo, and it is hereby further enacted by the Authority aforeſaid, That it ſhall and may be lawful, to and for any Perſon and Perſons, Natives or Foreigners, Bodies Politick or Corporate, to advance and lend unto her Majeſty, at the Receipt of her Majeſty's Exchequer, upon Credit of the ſaid ſeveral Duties, Rates and Sums of Money by this Act granted, and to be raiſed in the ſeveral Parts of *Great Britain* as aforeſaid, any Sums which ſhall not exceed in the whole the Sum of five hundred thouſand Pounds, and to have and receive for the Forbearance thereof, Intereſt after the Rate of ſix Pounds *per Centum per Annum*; and moreover, That no Money to be lent upon the Security of this Act, ſhall be rated or aſſeſſed by virtue of this Act, or any other Act of Parliament whatſoever.

Lenders to have Tallies and Orders ſtruck, &c.

XLVII. And it is hereby further enacted, That all and every Perſon or Perſons who ſhall lend any Money upon the Credit of this Act, and pay the ſame into the ſaid Receipt of Exchequer, ſhall immediately have a Talley of Loan ſtruck for the ſame, and an Order for his, her or their Repayment, bearing the ſame Date with his, her or their Tallies; in or upon which Order ſhall be alſo contained a Warrant for Payment of Intereſt for the Forbearance thereof, at the Rate aforeſaid, and to be paid every three Months, until the Repayment of the Principal; and that all ſuch Orders for Repayment of Money to be lent, ſhall be regiſtred in Courſe, according to the Dates reſpectively, without other Preference of one before another; and that all and every Perſon and Perſons ſhall be paid in Courſe, according as their Orders ſhall ſtand regiſtred in the ſaid Regiſter Books, ſo as the ſaid Perſon, Native or Foreigner, his Executors, Adminiſtrators, Succeſſors or Aſſigns, who ſhall have Order or Orders firſt entred in the ſaid reſpective Books of Regiſter, ſhall be taken and accounted the firſt Perſon to be paid out of the Monies to come in by virtue of this Act; and he or they who ſhall have his or their Order or Orders next entred, ſhall be taken and accounted to be the ſecond Perſon to be paid, and ſo ſucceſſively and in Courſe; and that the Monies to come by this Act, of or for the ſaid ſeveral Duties, Rates and Sums of Money to be raiſed in *Great Britain* as aforeſaid, ſhall be in the ſame order liable to the Satisfaction of the Monies to be lent as aforeſaid, to the reſpective Parties, their Executors, Adminiſtrators, Succeſſors or Aſſigns reſpectively, without undue Preference of one before another, and not otherwiſe, and ſhall not br diverted or divertible to any other Uſe, Intent or Purpoſe whatſoever, under the Penalties, Forfeitures and Diſabilities herein after mentioned; and that no Fee, Reward, or Gratuity, directly or indirectly, be demanded or taken of any her Majeſty's Subjects, for providing or making of any ſuch Books or Regiſters, or any Entries, Views or Search, in or for Payment of Money lent, or the Intereſt thereof as aforeſaid, by any of her Majeſty's Officer or Officers, their Clerks or Deputies; on Pain of Payment of Treble Damages to the Party aggrieved by the Party offending, with Treble Coſts of Suit; or if the Officer himſelf take or demand any ſuch Fee or Reward, then he ſhall alſo loſe his Place or Office; and if any undue Preference of one before another ſhall be made, either in Point of Regiſtry or Payment, or if any of the ſaid Money ſhall be diverted or miſapplied contrary to the true Meaning of this Act, by any ſuch Officer or Officers, then the Party offending ſhall be liable by Action of Debt, or on the Caſe, to pay the Value of the Debt, with Damages and Coſts to the Party grieved, and ſhall be forejudged of his Office or Place; and if ſuch Preference be unduly made by any his Deputy or Clerk, without Directions or Privity of his Maſter, then ſuch Deputy or Clerk only ſhall be liable to ſuch Action, Debt, Damages and Coſts, and ſhall be for ever after incapable of his Place or Office; and in Caſe the Auditor of the Receipt ſhall not direct the Order, or the Clerk of the Pells Record, or the Teller make Payment according to each Perſon's due Place and Order as before directed, then he or they ſhall be adjudged to forfeit, and the reſpective Deputies and Clerks herein offending, to be liable to ſuch Action, Debt and Coſts in ſuch Manner as aforeſaid; all which ſaid Penalties, Forfeitures, Damages and Coſts to be incurred by any of the Officers of the Exchequer, or any their Deputies or Clerks, ſhall and may be recovered by Action of Debt, Bill, Plaint or Information in any of her Majeſty's Courts of Record at *Weſtminſter*, wherein no Eſſoin, Protection, Privilege, Wager of Law, Injunction or Order of Reſtraint ſhall be in any wiſe granted or allowed.

No Fee to be demanded.

No undue Preference, &c.

What ſhall not be interpreted undue Preference.

XLVIII. Provided always, and be it hereby declared, That if it happen that ſeveral Tallies of Loan, or Orders for Payment as aforeſaid, bear Date, or be brought the ſame Day to the Auditor of the Receipt to be regiſtred, then it ſhall be interpreted no undue Preference which of thoſe be entred firſt, ſo as he enters them all the ſame Day.

XLIX. Provided alſo, That it ſhall not be interpreted any undue Preference to incur any Penalty in Point of Payment, if the Auditor direct, and the Clerk of the Pells record, and the Tellers do pay ſubſequent Orders to Perſons that come and demand their Monies, and bring their Orders before other Perſons

ſons that did not come to take their Monies, and bring their Orders in their Courſe, ſo as there be ſo much Money reſerved as will ſatisfy precedent Orders, which ſhall not be otherwiſe diſpoſed, but kept for them, Intereſt upon Loan being to ceaſe from the Time Money is ſo reſerved and kept in Bank for them.

L. And be it further enacted, That all and every Perſon and Perſons to whom any Money ſhall be due for Loans to be regiſtred by virtue of this Act, after Order entred in the Book of Regiſter, as aforeſaid, his Executors, Adminiſtrators, or Aſſigns, by proper Words of Aſſignment, to be endorſed and written upon his Order, may aſſign or transfer his Right, Title, Intereſt, and Benefit of ſuch Order, or any Part thereof, to any other, which being notified in the Office of the Auditor of the Receipt aforeſaid, and an Entry or Memorial thereof alſo made in the Book of Regiſtry aforeſaid for Orders, which the Officers ſhall, upon Requeſt, without Fee or Charge, accordingly make, ſhall entitle ſuch Aſſignee, his Executors, Adminiſtrators and Aſſigns, to the Benefit thereof, and Payment thereupon; and ſuch Aſſignee may, in like Manner Aſſign again, and ſo *toties quoties*, and afterwards it ſhall not be in the Power of ſuch Perſon or Perſons who have or hath made ſuch Aſſignments, to make void, releaſe, and diſcharge the ſame, or any the Monies thereby due, or any Part thereof. Orders aſſignable.

CAP. X.

An Act to continue the Act for puniſhing Mutiny and Deſertion, and for the better Payment of the Army and Quarters. EXP.

CAP. XI.

An Act to explain ſo much of the Act for prohibiting the Exportation of Corn, Malt, Meal, Flour, Bread, Biſcuit, and Starch, and Low Wines, Spirits, Worts, and Waſh drawn from malted Corn; by which Act the ſaid Commodities are admitted to be carried from the Iſle of *Wight* to ſeveral Markets; and for giving Liberty to export certain Quantities of Oatmeal for the Uſes of the *Britiſh* Hoſpitals beyond the Seas. After the ſecond of *March* 1710. it ſhall be lawful to export Corn of the Growth of the Iſle of *Wight* to *Southampton*, &c. in any Veſſel whatſoever, but not elſewhere, taking ſuch Cocquets, &c. as by the former Act. After 1 *March* 1710. any Perſon having a Licence from the Queen, may export Oatmeal, not exceeding 400 Buſhels for *Holland*, not exceeding 200 Buſhels to *Barcelona*, and not exceeding the like Quantity to *Liſbon*, for the Uſe of the *Britiſh* Troops in thoſe Places. EXP. 1 Annæ, c. 21. §. 7.

CAP. XII.

An Act for making a convenient Dock or Baſon at *Liverpoole*, for the Security of all Ships trading to and from the ſaid Port of *Liverpoole*. After 24 *June* 1710. the Piece of Ground granted by the Mayor, &c. of *Liverpoole*, for making a Wet Dock, ſhall for ever remain to that Uſe. The ſaid Mayor, &c. impowered to make a Wet Dock. After the ſaid 24th of *June*, for 21 Years, ſhall be paid to the ſaid Mayor, &c. for every Ship, &c. (except the Queen's) the Rates following: For every Ship trading between the ſaid Port and St *David's Head*, or *Carliſle*, for every Tun two Pence; trading between St. *David's Head* and the Land's End, or beyond *Carliſle*, to any Part in or on this Side the *Shetlands*, or to and from the Iſle of *Man*, for every Tun three Pence; trading to *Ireland*, for every Tun four Pence; trading up the Queen's Channel beyond the Land's End, or beyond the *Shetlands*, for every Tun four Pence; trading to *Norway*, *Denmark*, *Holſtein*, *Holland*, *Hamburg*, *Flanders*, or any Parts of *France* without the Streights of *Gibraltar*, or the Iſlands of *Jerſey* or *Guernſey*, for every Tun eight Pence; trading to *Newfoundland*, *Greenland*, *Ruſſia*, and within the *Baltick*, *Portugal*, and *Spain*, without the *Streights*, *Canaries*, *Maderas*, *Weſtern Iſles*, *Azores*, for every Tun twelve Pence; and for every Ship trading to the *Weſt Indies*, *Virginia*, or any other Part of *America*, *Africa*, *Europe*, or *Aſia*, within the *Streights*, or not named before, any Part of *Africa* without the *Streights*, or *Cape de Verde* Iſles, for every Tun one Shilling and ſix Pence. The Mayor, &c. ſhall be Truſtees and make Bye-laws. No Cuſtom-houſe Officer to make out any Cocquet for any Ship, &c. till the ſaid Duties are paid. The Maſter to produce an Acquittance teſtifying the Receipt thereof. The Collector may go on board any Ship to demand the Duties, and if refuſed may diſtrain the Ship, &c. And if not paid in ten Days, then to be appraiſed and ſold, returning the Overplus. No Diſtreſs till ten Days after Demand. The Collector to keep a Book to enter Receipts and Payments, and to deliver in his Accounts upon Oath. The Mayor, &c. may convey the Duties, as a Security for any Sum of Money not exceeding 6000 *l.* After the 24th of *June* 1711. no Ballaſt, &c. to be thrown into the Dock, on Penalty of a Fine not to exceed 5 *l.* The Mayor, &c. may put in or diſplace and Collector, &c. direct the Payments, and inſpect the Accounts, call the Collectors, &c. before them, and levy the Arrears, if any, by Diſtreſs and Sale, and for want of Diſtreſs, commit to Gaol, till paid, or Security given to pay. Not to extend to hinder the Mayor, &c. from enjoying the waſte Ground, or building Cranes, &c. After the Expiration of the 21 Years, one fourth of the Duties ſhall be paid to the Mayor, &c. Nine Commiſſioners to be appointed to inſpect the Accounts; who may call the Collectors, &c. before them, and order the Diſpoſal of the Monies; and ſhall meet at *Liverpoole*. Ships forced in not to be charged. Nor Ships to or from *Cheſter*. Saving to the ſaid Corporation all the Franchiſes, &c. not herein provided for. Perſons ſued may plead the General Iſſue, and give this Act in Evidence; and ſhall recover Full Coſts. To be taken as a publick Act. [Continued by 3 Geo. 1. not printed, and by 11 Geo. 2. c. 32.] PR.

CAP. XIII.

CAP. XIII.

An Act for continuing ſeveral Impoſitions, additional Impoſitions, and Duties upon Goods imported to raiſe Money by Way of Loan, for the Service of the Year one thouſand ſeven hundred and ten; and for taking of the Overſea Duty on Coals exported in *Britiſh* Bottoms; and for better preventing Frauds in Drawbacks upon Certificate Goods; and for aſcertaining the Duties of Corans imported in *Venetian* Ships; and to give further Time to Foreign Merchants for Exportation of certain Foreign Goods imported; and to limit a Time for Proſecutions upon certain Bonds given by Merchants; and for continuing certain Fees of the Officers of the Cuſtoms; and to prevent Imbezilments by ſuch Officers; and for appropriating the Monies granted to her Majeſty; and for replacing Monies paid or to be paid for making good any Deficiencies on the Annuity Acts; and for Encouragement to raiſe Naval Stores in her Majeſty's Plantations; and to give further Time for regiſtring Debentures, as is therein mentioned.

For the Application of the Duties ariſing by this Act, ſee 9 Annæ, c. 21. §. 6.

MOST gracious Sovereign; We your Majeſty's moſt dutiful and loyal Subjects, the Commons of *Great Britain*, in Parliament aſſembled, for the better enabling your Majeſty to defray the Charge of this preſent War, and to finiſh the ſame as ſucceſsfully as the the ſaid War hath hitherto (through the Divine Goodneſs) been carried on, and for other your Majeſty's moſt neceſſary and important Occaſions, have cheerfully and unanimouſly given and granted, and do by this Act give and grant to your Majeſty the ſeveral and reſpective Subſidies, Impoſitions and Duties herein after particularly deſcribed, for and during the Terms herein after expreſſed; and do moſt humbly beſeech your Majeſty that it may be enacted; and be it enacted by the Queens moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by Authority of the ſame, That the ſeveral Impoſitions and Duties upon Wines and Vinegar, granted by an Act made in the firſt Year of the Reign of his late Majeſty King JAMES the Second, intituled, *An Act for granting to his Majeſty an Impoſition upon all Wines and Vinegar imported between the twenty-fourth Day of* June *one thouſand ſix hundred eighty-five and the four and twentieth Day of* June *one thouſand ſix hundred ninety-three*, which ſaid Act by ſeveral ſubſequent Acts of Parliament ſince made, was continud, and is to continue until rhe firſt Day of *Auguſt* one thouſand ſeven hundred and ſixteen, ſhall by virtue of this Act be further continued, and be payable to her Majeſty, her Heirs and Succeſſors, for and upon all Wines, and Vinegar, which ſhall be imported into *Great Britain* from the laſt Day of *July* one thouſand ſeven hundred and ſixteen to the firſt Day of *Auguſt* one thouſand ſeven hundred and twenty, and no longer; and that the ſaid Act ſo made in the firſt Year of the Reign of the ſaid late King JAMES the Second, and all Powers, Proviſions, Penalties, Articles and Clauſes therein contained, for or concerning the ſaid Impoſitions on Wines and Vinegar, ſhall continue and be in full Force and Effect until the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and twenty, and ſhall be applied practiſed, and executed, for raiſing, levying, collecting, anſwering, and paying the ſaid Duties upon Wines and Vinegar hereby continued, and all Arrears thereof, according to the Tenor and Intent of this preſent Act, as fully to all Intents and Purpoſes, as if all and every the Clauſes, Matters and Things in the ſaid Act of the firſt Year of the Reign of the ſaid King JAMES the Second contained, had been again in this Act repeated and particularly enacted.

Impoſitions on Wines and Vinegar, further continued to 1 Aug 1720. made perpetual by 9 Annæ, c. 21. §. 1. 1 Jac. 2. c. 3.

1 Jac. 2. c. 3.

II. And be it further enacted by the Authority aforeſaid, That the Rates, Duties, and Impoſitions upon all Sorts of Tobacco, granted by an Act made in the firſt Year of the Reign of the ſaid late King JAMES the Second, intituled, *An Act for granting to his Majeſty an Impoſition upon all Tobacco and Sugar imported between the twenty-fourth Day of* June *one thouſand ſix hundred eighty-five and the twenty-fourth Day of* June *one thouſand ſix hundred ninety-three*, which ſaid Act, as for and concerning the ſaid Duties and Impoſitions upon Tobacco only, by ſeveral ſubſequent Acts of Parliament ſince made, was continued, and is to continue until the firſt Day of *Auguſt* one thouſand ſeven hundred and ſixteen, ſhall by virtue of this Act be further continued and paid to her Majeſty, her Heirs and Succeſſors, for and upon all Tobacco to be imported into *Great Britain* from the ſaid laſt Day of *July* one thouſand ſeven hundred and ſixteen to the firſt Day of *Auguſt* one thouſand ſeven hundred and twenty, and no longer.

Impoſitions on Tobacco, further continued to 1 Aug. 1720. 1 Jac. 2. c. 4. made perpetual by 9 Annæ, c. 21. §. 1, 2, 3.

Duties on Tobacco to be levied, &c. as by 7 & 8 W. 3. c. 10.

III. Provided always, and be it enacted and declared by the Authority aforeſaid, That the ſaid Duty upon Tobacco, which ſhall be imported within the Times by this Act limited, and all Arrears thereof, ſhall be ſecured, collected, raiſed, levied, anſwered and paid to her Majeſty, in ſuch Method, and with ſuch Diſcount and Allowances, and according to ſuch Rules and Directions, and under ſuch Penalties, as are mentioned, referred to, or preſcribed (as to the Duties or Impoſitions on Tobacco) in and by the Act made in the Parliament holden in the ſeventh Year of the Reign of King WILLIAM the Third, (of glorious Memory) intituled, *An Act for continuing ſeveral Duties granted by former Acts upon Wine, Vinegar, and Tobacco, and* Eaſt India *Goods, and other Merchandizes imported, for carrying on the War againſt* France, and not otherwiſe.

Old Impoſt, &c. further continued to 1 Aug. 1720. 2 W & M. ſſ. 2. c. 4. made perpetual by 9 Annæ, c. 21. §. 1.

IV. And be it further enacted by the Authority aforeſaid, That the ſeveral additional and other Rates, Impoſitions, Duties and Charges upon the ſeveral Sorts of Goods and Merchandizes granted by an Act made in the ſecond Year of the Reign of King WILLIAM the Third and Queen MARY, intituled, *An Act*

for granting to their Majeſties certain Impoſitions upon all East India *Goods and Merchandizes, and upon all wrought Silks, and ſeveral other Goods and Merchandizes to be imported after the twenty-fifth Day of* December *one thouſand ſix hundred and ninety*, and which thereby, and by ſeveral Acts of Parliament already made, have Continuance until the firſt Day of *Auguſt* one thouſand ſeven hundred and ſixteen, ſhall be further continued and paid to her Majeſty, her Heirs and Succeſſors, for and upon the like Commodities to be imported into *Great Britain*, from the ſaid laſt Day of *July* one thouſand ſeven hundred and ſixteen to the firſt Day of *Auguſt* one thouſand ſeven hundred and twenty, and no longer; and that the ſaid Act made in the ſecond Year of their late Majeſties Reign concerning *Eaſt India* Goods, and other Things therein charged, and all Powers, Proviſions, Penalties, Articles and Clauſes therein contained, ſhall continue and be of full Force and Effect, until the firſt Day of *Auguſt* one thouſand ſeven hundred and twenty, and ſhall be applied, practiſed, and executed, for the raiſing, levying, collecting, anſwering and paying the ſaid reſpective Duties hereby continued, and all Arrears thereof, according to the Tenor and Intent of this preſent Act, as fully, to all Intents and Purpoſes, as if the ſaid laſt-mentioned Act, and all and every the Clauſes, Matters and Things therein contained, had been again repeated and particularly enacted; except only as to ſuch Part of the ſaid Acts concerning the ſaid Impoſitions on Wines, Vinegar, Tobacco, *Eaſt India* Goods, and other Merchandizes imported, touching which other Proviſions or Alterations are made by any Act or Acts of Parliament now in Force; which other Proviſions or Alterations are to be obſerved, and to continue during the Continuance of this Act, and the ſaid Act, intituled, *An Act for continuing ſeveral Duties granted by former Acts upon Wine and Vinegar, and upon Tobacco and* East India *Goods, and other Merchandizes imported, for carrying on the War againſt* France, and every Article, Clauſe, Matter, and Thing therein contained, for the raiſing, levying, ſecuring, anſwering, and paying the Impoſitions and Duties on the Merchandizes and Commodities thereby charged, and which are by this Act continued, ſhall be of full Force and Effect until the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and twenty.

7 & 8 W. 3. c. 10. made perpetual by 9 Annæ, c. 21. §. 1.

V. And be it further enacted by the Authority aforeſaid, That the additional and other Rates, Duties, Impoſitions, and Charges upon the ſeveral Sorts of Goods and Merchandizes granted by an Act of Parliament made in the fourth Year of their ſaid late Majeſties Reign, intituled, *An Act for granting to their Majeſties certain additional Impoſitions upon ſeveral Goods and Merchandizes, for proſecuting the preſent War againſt* France, which by ſeveral ſubſequent Acts of Parliament already made, have Continuance until the firſt Day of *Auguſt* one thouſand ſeven hundred and ſixteen, ſhall, by virtue of this Act, be further continued, and be paid and payable to her Majeſty, her Heirs and Succeſſors, throughout *Great Britain*, from the laſt Day of *July* one thouſand ſeven hundred and ſixteen to the firſt Day of *Auguſt* one thouſand ſeven hundred and twenty, and no longer; and that the ſaid Act laſt mentioned, and all the Powers, Proviſions Penalties, Articles and Clauſes therein contained, (except as is herein after is excepted and provided) as for and concerning the ſaid Rates, Duties, and Impoſitions, ſhall continue and be in full Force and Effect until the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and twenty, and ſhall be applied practiſed, and executed, for the raiſing, levying, collecting, anſwering, and paying the ſaid Duties hereby continued, and all Arrears thereof, according to the Tenor and Intent of this preſent Act, as if the ſaid laſt-mentioned Act, and all and every the Clauſes, Matters and Things therein mentioned, had been again repeated, and particularly enacted in this preſent Act. Provided alſo, That in all Caſes where any other Proviſion or Alteration is made by any Act or Acts of Parliament now in Being, in or about any other Matter or Thing contained in the ſaid Act of Parliament for the Impoſitions laſt-mentioned, ſuch other Proviſions or Alterations ſhall be obſerved, during the Continuance of the Term hereby granted; any thing herein contained to the contrary notwithſtanding.

Additional Impoſt further continued to 1 Aug. 1720. 4 & 5 W. & M. c. 5. made perpetual by 9 Annæ, c. 21. §. 1.

4 W. & M. c. 5.

VI. And it is hereby further enacted, That the ſeveral Impoſitions and Duties, for and upon all Whale-fins imported, which by an Act of Parliament in the ninth Year of the Reign of his ſaid late Majeſty King WILLIAM the Third, intituled, *An Act for taking away Half the Duties impoſed on Glaſs Wares, and the whole Duties lately laid on Stone and Earthen Wares, and Tobacco Pipes, and for granting in lieu thereof, new Duties on Whale-fins and* Scotch *Linen*, were granted to his ſaid late Majeſty King WILLIAM, and by ſubſequent Acts already paſſed have Continuance until the firſt Day of *Auguſt* one thouſand ſeven hundred and ſixteen, ſhall be and are hereby continued and payable to her Majeſty, her Heirs and Succeſſors, upon all Whale-fins to be imported into *Great Britain*, from the laſt Day of *July* one thouſand ſeven hundred and ſixteen to the firſt Day of *Auguſt* one thouſand ſeven hundred and twenty, and no longer; and ſhall be raiſed, levied, collected, and paid in ſuch Manner and Form, and by ſuch Ways and Means, and under ſuch Penalties, as are mentioned in the ſaid Act for granting the ſaid Impoſitions on Whale-fins and *Scotch* Linen; which Act with all the Powers, Proviſoes, Penalties, Articles, and Clauſes therein contained, or thereby referred to, ſhall continue and be in full Force until the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and twenty, and ſhall be applied, practiſed, and put in Execution, for raiſing and levying the ſaid Duties on Whale-fins hereby continued, and all Arrears thereof, as fully and effectually as if all the Clauſes, Matters, and Things therein contained, concerning the ſaid Duties on Whale-fins, were repeated, and again enacted in the Body of this preſent Act.

Duties on Whale-fins, further continued to 1 Aug. 1720. 9 & 10 W. 3. c. 45. made perpetual by 9 Annæ, c. 21. §. 1.

'VII. And whereas the ſaid Impoſitions on Wines, Vinegar, and Tobacco, which were firſt granted 'to King JAMES the Second in the firſt Year of his Reign, and the ſaid Impoſitions on *Eaſt India* 'Goods, and other Goods charged therewith, which were firſt granted to their late Majeſties King WIL-'LIAM and Queen MARY in the ſecond Year of their Reign, and the ſaid additional Impoſitions, which 'were firſt granted to them in the fourth Year of their Reign, and the ſaid Duties on Whale-fins im-'ported, which were granted to his ſaid late Majeſty King WILLIAM in the ninth Year of his Reign, 'were by ſeveral ſubſequent Acts of Parliament continued, with ſome Exceptions and Alterations as afore-

1 Jac. 2. c. 3 & 4. 2 W. & M. Seſſ. 2. c. 4. 4 W. & M. c. 5. 9 W. 3. c. 45.

'said, until the first Day of *August* one thousand seven hundred and sixteen, in the Manner therein mentioned, and are thereby made subject and liable (together with such other Duties as are therein expressed) to the Satisfaction of several principal Sums which were borrowed, or authorized to be borrowed, upon those Acts respectively, and the Interest due, and to be due for the same, which Principal and Interest are to be duly paid off and discharged in the first Place: Now it is hereby further declared and enacted by the Authority aforesaid, That from and immediately after the Time that all the Principal and Interest Monies, which by the said former Acts, or any of them, are charged or chargeable on the several Impositions and Duties last particularly mentioned (jointly with other Duties) as aforesaid, shall be fully paid off and satisfied according to the true Meaning of the said former Acts, or that sufficient Money shall be reserved in the Exchequer for that Purpose; then all the Monies which from thenceforth shall arise by the said Impositions upon Wines, Vinegar, and Tobacco, which were first granted to King JAMES the Second in the first Year of his Reign, and the said Impositions on *East India* Goods, and other Goods charged therewith, which were first granted to their late Majesties King WILLIAM and Queen MARY in the second Year of their Reign, and the said additional Impositions which were first granted to them in the fourth Year of their Reign, and the said Duties on Whale Fins imported, which were granted to his late Majesty King WILLIAM in the ninth Year of his Reign, for the Remainders of the Terms formerly granted, and therein then to come and unexpired (except the necessary Charges of raising, levying, collecting, and accounting for the same) shall from time to time be paid into the Receipt of the Exchequer distinctly, for the Purposes in this Act expressed, and for no other Use, Intent or Purpose whatsoever.

After the Principal, &c. of the former Acts are discharged, the several Duties appropriated for the Uses of this Act.

VIII. Provided always, and it is hereby enacted by the Authority aforesaid, That it shall and may be lawful to and for any Person or Persons, Natives or Foreigners, Bodies Politick or Corporate, to advance or lend to her Majesty, at the Receipt of her Majesty's Exchequer, as well upon Credit of the abovementioned Impositions and Duties by this Act granted or continued, as also upon Credit of the Monies which by the said former Acts, after Satisfaction of the Principal and Interest thereupon, as aforesaid, shall arise by the Impositions and Duties thereby granted, any Sums which shall not exceed in the Whole one million two hundred and ninty-six thousand five hundred fifty-two Pounds nine Shillings and eleven Pence three Farthings, for the Service of the War, and other her Majesty's Occasions; and that all the Lenders of such Sums respectively shall have and receive Interest, for the Forbearance thereof, after the Rate of six Pounds *per Centum per Annum*; and that no Money to be lent upon the Security of this Act, shall be taxed, rated or assessed by any Act of Parliament whatsoever.

Borrowing Clause at 6l. per Cent.

IX. And it is hereby further enacted, That all and every Person or Persons, who shall lend any Money upon such Credit, as aforesaid, and pay the same into the Receipt of the Exchequer, shall immediately have a Talley of Loan struck for the same, and an Order for his, her or their Repayment, bearing the same Date with his, her or their Tallies; in or upon which Order shall also be contained a Warrant for Payment of Interest for the Forbearance thereof, at the Rate aforesaid, and to be paid every three Months, until Repayment of the Principal; and that all such Orders for Repayment of Money to be lent, shall be registred in Course, according to their Dates respectively, without other Preference of the one before another; and that all and every Person or Persons shall be paid in Course, according as their Orders shall stand registred in the said Register Book, so as the said Person, Native or Foreigner, his, her or their Executors, Administrators, Successors or Assigns, who shall have his, her or their Order or Orders first entred in the said respective Books of Register, shall be taken and accounted the first Person to be paid out of the Monies to come in by this Act; and he, she or they who shall have his, her or their Order or Orders next entred, shall be taken and accounted to be the second Person to be paid, and so successively and in Course; and that the Monies to come in, of or for the several Impositions or Duties by this Act granted or continued, as aforesaid, as also the Monies, which by the said former Acts (after Satisfaction of the Principal and Interest thereupon, as aforesaid) shall arise by the Impositions and Duties thereby granted, as aforesaid, shall be liable in the same Order to the Satisfaction of the Monies to be lent, as aforesaid, to the respective Parties, their Executors, Administrators, Successors and Assigns respectively, without undue Preference of one before another, and not otherwise; and shall not be diverted or divertible to any other Use, Intent or Purpose whatsoever; and that no Fee, Reward or Gratuity, directly or indirectly be demanded or taken of any of her Majesty's Subjects, for providing or making of any such Books or Registers, or any Entries, Views or Search, in or for Payment of Money lent, or the Interest thereof, as aforesaid, by any of her Majesty's Officer or Officers, their Clerks or Deputies, on Pain of Payment of Treble Damages to the Party grieved by the Party offending, with Treble Costs of Suit; or if the Officer himself take or demand any such Fee or Reward, then he shall also lose his Place or Office; or if any undue Preference of one before another shall be made either in Point of Registry or Payment, or if any of the said Money shall be diverted or misapplied contrary to the true Meaning of this Act, by any such Officer or Officers, then the Party offending shall be liable by Action of Debt, or on the Case, to pay the Value of the Debt, with Damages and Costs to the Party grieved, and shall be forejudged of his Office and Place; and if such Preference be unduly made by any his Deputy or Clerk, without the Direction or Privity of his Master, then such Deputy or Clerk only shall be liable to such Action, Debt, Damages and Costs, and shall be for ever after incapable of his Place and Office; and in Case the Auditor of the Receipt shall not direct, or the Clerk of the Pells record, or the Teller make Payment according to each Person's due Place and Order, as before directed, then he or they shall be adjudged to forfeit, and the respective Deputies and Clerks herein offending, to be liable to such Action, Debt and Costs, in such Manner as aforesaid; all which said Penalties, Forfeitures, Damages and Costs, to be incurred by any of the Officers of the Exchequer, or any of their Deputies or Clerks, shall and may be recovered by Action of Debt, Bill, Suit or Information, in any of her Majesty's Courts of Record at *Westminster*, wherein no

Lenders to have Tallies and Orders.

No Fee for Entries, &c.

No undue Preference, &c.

no Eſſoin, Protection, Privilege, or Wager of Law, Injunction or Order of Reſtraint, ſhall in any wiſe be granted or allowed.

X. Provided always, and it is hereby declared, That if it happen that ſeveral Tallies of Loan, or Orders for Payment, as aforeſaid, bear Date, or be brought the ſame Day to the Auditor of the Receipt to be regiſtred, then it ſhall be interpreted no undue Preference which of thoſe he entred firſt, ſo as he enters them all the ſame Day. Provided alſo, That it ſhall not be interpreted any undue Preference to incur any Penalty in Point of Payment, if the Auditor direct, or the Clerk of the Pells record, or the Tellers do pay ſubſequent Orders to Perſons that come and demand their Monies, and bring their Orders, before other Perſons that did not come to take their Monies, and bring their Orders in their Courſe, ſo as that there be ſo much Money reſerved as will ſatisfy precedent Orders, which ſhall not be otherwiſe diſpoſed, but kept for them, Intereſt upon Loan being to ceaſe from the Time the Money is ſo reſerved and kept in Bank for them. What ſhall not be interpreted undue Preference.

XI. And be it further enacted, That all and every Perſon and Perſons to whom any Money ſhall be due for Loans to be regiſtred by Virtue of this Act, after Order entred in the Book of Regiſter, as aforeſaid, his Executors, Adminiſtrators or Aſſigns, by proper Words of Aſſignment, to be indorſed and written upon his Order, may aſſign or transfer his Right, Title, Intereſt and Benefit of ſuch Order or any Part thereof, to any other, which being notified in the Office of the Auditor of the Receipt aforeſaid, and an Entry or Memorial thereof alſo made in the Book of Regiſtry aforeſaid, for Orders, which the Officer ſhall, upon Requeſt, without Fee or Charge accordingly make, ſhall entitle ſuch Aſſignee, his Executors, Adminiſtrators and Aſſigns, to the Benefit thereof, and Payment thereon; and ſuch Aſſignee may, in like Manner, aſſign again, and ſo *toties quoties*; and afterwards it ſhall not be in the Power of ſuch Perſon or Perſons who have or hath made ſuch Aſſignment, to make void, releaſe and diſcharge the ſame, or any the Monies thereby due, or any Part thereof. Orders aſſignable.

'XII. And whereas in and by one Act of the fifth Year of her Majeſty's Reign, a Credit was given for 'any Sums not exceeding eight hundred twenty-two thouſand three hundred eighty-one Pounds fif- 'teen Shillings and ſix Pence Farthing; and by another Act of the ſixth Year of her Majeſty's Reign 'a further Credit was given for any Sums not exceeding ſeven hundred twenty-nine thouſand and ſixty- 'ſeven Pounds fifteen Shillings and ſix Pence three Farthings; and by another Act of the ſeventh Year 'of her Majeſty's Reign a further Credit was given for any Sums, not exceeding ſix hundred forty-five 'thouſand Pounds, to be borrowed upon thoſe Acts reſpectively, at an Intereſt after the Rate of ſix Pounds 'per Centum per Annum, upon the ſeveral Subſidies, Impoſitions, and Duties in the ſame Acts reſpectively 'mentioned; and the Lord High Treaſurer, or any three or more of the Commiſſioners of the Treaſury 'for the time being, are by the ſame Acts reſpectively authorized and directed to cauſe the Officers of the 'Exchequer to receive from time to time, by way of Loan, at the like Intereſt, at the ſaid Receipt, any 'further Sum or Sums of Money, as ſhould be ſufficient to make good the Payment of all the Intereſt 'Monies appointed or allowed by the ſame Acts reſpectively, every three Months, until the Subſidies, 'Impoſitions, and Duties therein mentioned ſhould come into the Exchequer, and be ſufficient for that 'Purpoſe, purſuant to the Intent and true Meaning of the ſame Acts reſpectively:' Now it is hereby provided and enacted by the Authority aforeſaid, That nothing in this Act contained ſhall extend, or be conſtrued to extend to the taking away, altering or leſſening the ſaid Power and Direction of borrowing Monies to make the Payment of the ſaid Intereſt Monies every three Months, until the ſaid Subſidies, Impoſitions and Duties, in the ſaid reſpective Acts mentioned, ſhall come in, and be ſufficient for that Purpoſe, as aforeſaid, or in any wiſe to alter or prejudice the Security given by the ſaid ſeveral Acts of the fifth, ſixth and ſeventh Years of her Majeſty's Reign, or any of them, for the Payment and Satisfaction of the ſame, or any other Principal and Intereſt Monies, which were ſecured, or intended to be ſecured by the ſame Acts reſpectively; but that the Orders for the ſame ſhall be regiſtred in Courſe, and paid in the ſame Manner, upon each and every of thoſe Acts, as if this Act had never been made; this preſent Act, or any thing therein contained, or any other Matter or Thing whatſoever to the contrary in any wiſe notwithſtanding. 5 Annæ, c. 27. §. 12. 6 Annæ, c. 19. §. 16. 7 Annæ, c. 8. §. 13. This Act not to prejudice the Security of the Acts 5, 6, & 7 Annæ.

'XIII. And whereas by an Act of Parliament made in the fifth Year of the Reign of their ſaid late 'Majeſties King WILLIAM and Queen MARY, intituled, *An Act for granting to their Majeſties certain Rates* 'and Duties upon Salt, and upon Beer, Ale, and other Liquors, for ſecuring certain Recompences and Advantages 'in the ſaid Act mentioned, to ſuch Perſons as ſhall voluntarily advance the Sum of ten hundred thouſand Pounds, 'towards carrying on the War againſt France, certain Duties upon Salt and Rock Salt were granted from 'the five and twentieth Day of *March* one thouſand ſix hundred ninety-four until the ſeventeenth Day 'of *May* one thouſand ſix hundred ninety-ſeven; and by an Act made in the ſeventh Year of the Reign 'of his ſaid late Majeſty King WILLIAM, intituled, *An Act for continuing to his Majeſty certain Duties upon* 'Salt, Glaſs Wares, Stone and Earthen Wares, and for granting ſeveral Duties upon Tobacco Pipes, and other 'Earthen Wares, for carrying on the War againſt France, and for eſtabliſhing a National Land Bank, and 'for taking off the Duties upon Tonnage of Ships, and upon Coals, the ſame Rates and Duties upon Salt and 'Rock Salt were granted or continued to be paid to his ſaid late Majeſty, his Heirs and Succeſſors, Kings 'and Queens of *England*, for ever; and by an Act made in the firſt Year of her now Majeſty's Reign, 'intituled, *An Act for making good Deficiencies, and for preſerving the publick Credit*, the ſaid Hereditary 'Duties upon Salt and Rock Salt are (amongſt other Things) appropriated and directed to be applied to- 'wards making good certain deficient Funds therein mentioned, by the Payment and Satisfaction of all 'the Principal Monies thereupon, then really due, and all Intereſt Monies due and to grow due for the 'ſame in the Manner therein mentioned, as by the ſame Acts may ſeverally appear:' Now to the end a Proviſion may be made for or towards the better Payment of the Intereſt Monies, which ſhall grow due by this preſent Act every three Months, for all the Monies which ſhall be advanced or lent thereupon; 5 & 6 W. & M. c. 7. 7 & 8 W. 3. c. 31. 1 Annæ, ſtat. 1. c. 13.

After all the Monies secured by the Act 1 Annæ, are paid off, then the Duties on Salt, &c. by 7 & 8 W. 3. shall be applied to this Act.

it is hereby further enacted by the Authority aforesaid, That immediately from and after the Time that all the Principal and Interest Monies secured by the said Act of the first Year of her said Majesty's Reign, intituled, *An Act for making good Deficiencies, and for preserving the publick Credit*, shall be fully paid off and satisfied, or that sufficient Monies shall be reserved in the Exchequer for that Purpose, then all the Monies which from thenceforth until the said first Day of *August*, which shall be in the Year of our Lord one thousand seven hundred and sixteen, shall arise, or be due, or payable, or be secured, or in Arrear, of and for the foresaid Duties upon Salt and Rock Salt, granted or continued by the said Act of the seventh Year of the Reign of his said late Majesty King WILLIAM the Third as aforesaid (except the necessary Charges of raising, levying, collecting, and accounting for the same) shall, from time to time be paid into the Receipt of Exchequer, and shall be issued and applied, so far as the same will extend, to and for the Payment and Satisfaction of the Interest which shall, from time to time, grow due for the Monies which shall be lent upon or in pursuance of this Act, or of any the Powers or Clauses therein contained, and to none other Use, Intent or Purpose whatsoever; any Law or Statute to the contrary notwithstanding.

Clause of Loan to secure the intermediate Interest.

XIV. Provided always, and it is hereby enacted by the Authority aforesaid, That it shall and may be lawful to and for the Treasurer of the Exchequer for the time being (or any three or more of the Commissioners of the Treasury for the time being) and they are hereby authorized and directed to cause the Officers of the said Receipt of the Exchequer to receive, from time to time, by way of Loans, from any Person or Persons, Bodies Politick or Corporate, willing to make the same at the said Receipt, such further Sum and Sums of Money (over and above the Sums which shall be lent for the Service of the War, and other her Majesty's Occasions as aforesaid) as shall be sufficient, together with the Monies coming in by the Duties upon Salt and Rock Salt as aforesaid, to compleat and make good the full Payment of all the Interest Monies due or payable by this Act, or by any Clause therein contained, every three Months, until the said Impositions and Duties granted by this Act, or the Arrears arising by the said former Acts, or any of them, first happening, shall come into the Exchequer, and be sufficient for that Purpose, pursuant to the true Intent and Meaning hereof; and that the Loans so to be made for the said intermediate Interest, shall bear the like Interest, and shall be free from Taxes, and the Principal thereof shall be paid in Course, according to the Dates of the respective Tallies for the same, and the Interest thereof, every three Months, out of the Duties granted, and other Provisions made by this Act, in the same Manner, and as fully and effectually as if such Loans were Part of the said Sum not exceeding one million two hundred ninety-six thousand five hundred fifty-two Pounds nine Shillings and eleven Pence three Farthings, hereby authorized to be lent as aforesaid; any thing herein contained to the contrary in any wise notwithstanding.

Oversea Duties on Coals in British Bottoms, after 25 Dec. 1710. to cease. 6 Annæ, c. 22.

'XV. And whereas by an Act of Parliament made in the sixth Year of her Majesty's Reign, intituled, 'An *Act for continuing several Duties therein mentioned upon Coffee, Chocolate, Spices, Pictures, and Muslins, and additional Duties upon several of the said Commodities, and certain Duties upon Callicoes,* China *Wares, and Drugs, and for continuing the Duties called the two Third Subsidies of Tonnage and Poundage, for preserving the publick Credit; and for ascertaining the Duties of Coals exported to Foreign Parts; and for securing the Credit of the Bank of* England; *and for passing several Accounts of Taxes raised in the County of* Monmouth; *and for promoting the Consumption of such Tobacco as shall have paid her Majesty's Duties*; it is amongst other Things enacted, That all Coals exported beyond the Seas, from and after the End of the then present Session of Parliament until the twenty-fifth Day of *March* one thousand seven hundred and fifteen, and from thence to the end of the then next Session of Parliament, from *Great Britain* in *British* Bottoms, shall only pay three Shillings the Chaldron, and after that Rate for greater or lesser Quantities; any former Law or Statute to the contrary notwithstanding, as by the same Act more at large may appear: And whereas the said Duty is a great Hindrance to the *British* Navigation, and lessens the Exportation of Coals from *Great Britain* to Parts beyond the Seas;' Be it therefore enacted by the Authority aforesaid, That from and after the five and twentieth Day of *December* in the Year one thousand seven hundred and ten, the said Duty of three Shillings *per* Chaldron shall cease, and be no longer paid; any thing in the said Act to the contrary thereof in any wise notwithstanding.

Concerning Duty on Coals, see farther 9 *Ann. c.* 6. & 22. 12 *Ann. st.* 2. *c.* 9. 5 *Geo.* 1. *c.* 9. 6 *Geo.* 1. *c.* 4. 22 *Geo.* 2. *c.* 37. 30 *Geo.* 2. *c.* 19. *s.* 28.

Clause to prevent Frauds in Drawbacks upon Certificate Goods.

'XVI. And whereas by the Laws of this Realm, every Person importing Tobacco, and other Foreign Goods, from any Part of *Great Britain*, is intitled to a Drawback of Part of the Duties paid or secured at the Importation thereof; and it hath been found by Experience, that great Quantities of such Tobacco and other Foreign Goods after they have been shipped for Exportation, have been privately relanded in this Realm; and the Remedies already provided by Law, have not been sufficient to obviate a Practice so very prejudicial to her Majesty's Revenue, and to all fair and honest Traders in such Goods:' For the better Prevention whereof for the future, Be it further enacted by the Authority aforesaid, That from and after the seven and twentieth Day of *March* one thousand seven hundred and ten, in case any Tobacco, or other Foreign Goods, contained or specified in any Certificate whereupon any such Drawback is to be made, or whereupon any Debenture is to be made forth for any such Drawback, shall not be really and *bona fide* shipped and exported (the Danger of the Seas and Enemies excepted) or shall be landed again in any Part of *Great Britain*, unless in case of Distress to save the Goods from perishing, which shall be presently made known to the Person or Persons which are or shall be appointed by her Majesty to manage her Customs, or principal Officers of the Port; then not only all such Tobacco and other certificate Goods shall be forfeited and lost, but also the Person or Persons (being the Exporters, or any others) who shall bring back, or cause, or procure to be re-landed such Tobacco, and other certificate Goods, or any of them, in any Part of *Great Britain*, or be assisting, or otherwise concerned in the unshipping the same, or to whose Hands the same shall knowingly come, after the unshipping thereof, or by whose Privity, Knowledge or Direction the said Tobacco and other Goods, or any Part thereof, shall be

See 12 Annæ, stat. 2. c. 8. §. 12. & 5 Geo. 2. c. 11. §. 5.

be ſo re-landed, ſhall forfeit double the Amount of the ſaid Drawback for ſuch Goods, together with the Veſſels and Boats, and all the Horſes or other Cattle and Carriages whatſoever, made uſe of in the Landing, Removing, Carriage or Conveyance of the ſame; one Moiety of all which Penalties or Forfeitures ſhall be to the Uſe of her Majeſty, and the other Moiety to him or them that ſhall inform, ſeize or ſue for the ſame, to be recovered by Bill, Plaint or Information, in any of her Majeſty's Courts of Record at *Weſtminſter*, or in the Court of *Exchequer* in *Scotland*, at any Time or Times within five Years after the Offence ſhall be committed; wherein no Eſſoin, Protection, or Wager of Law ſhall be allowed.

Such Goods re-landed, forfeited, and double the Value of the Drawback, with the Veſſel, &c.

Seizures made by Virtue of this Act, to be determined by two Juſtices of the Peace, 8 Geo. c. 18. §. 16.

XVII. And it is hereby enacted, That if any Officer of the Cuſtoms ſhall connive or aſſiſt in any Fraud, relating to ſuch certificate Goods as aforeſaid, ſuch Officer (over and above any other Penalties to which he is or may be liable by this or any other Act) ſhall forfeit his Office, and be rendered incapable of ſerving her Majeſty for the future, and ſuffer ſix Months Impriſonment, without Bail or Mainprize; and if any Maſter, Commander or other Perſon belonging to any Ship or Veſſel, ſhall aſſiſt in, or connive at the fraudulent landing any ſuch certificate Goods as aforeſaid, he, ſhe or they (over and above all other Penalties provided by this or any other Act or Acts now in force) ſhall for every ſuch Offence ſuffer Impriſonment by the Space of ſix Months, without Bail or Mainprize.

Officers conniving, incapacitated, and impriſoned for 6 Months.

Maſter conniving, impriſone for 6 Months.

XVIII. And for preventing the running of Tobacco into this Kingdom, under Pretence of exporting the ſame to *Ireland*; Be it enacted by the Authority aforeſaid, That no Debenture ſhall be paid or allowed for any Tobacco exported from any Port of *Great Britain*, to the Kingdom of *Ireland*, until a Certificate ſhall be produced under the Hands and Seals of the Collector, Comptroller, and Surveyor of the Cuſtoms of any Port in *Ireland*, or any two of them, where ſuch Goods ſhall be landed, teſtifying the landing thereof, (the Danger of the Seas or Enemies excepted) any Law to the contrary notwithſtanding; which Certificate the Collector, Comptroller, and Searcher of the Cuſtoms, or any two of them, of each Port in *Ireland*, are impowered and required to deliver forthwith, upon the Diſcharge of ſuch Tobacco, and not to take above one Shilling Fee for making out and Delivery of ſuch Certificate.

No Debenture for Tobacco to Ireland, till a Certificate from the Collector, &c. in Ireland, of the landing the ſame there, by 6 Geo. 1. c. 21. §. 48. 2 l. per Cent. to be allowed for Tobacco exported to Ireland in caſe of Waſte. Fees 1 s.

XIX. And as a further Security of her Majeſty's Revenues, both in *Great Britain* and *Ireland*; Be it enacted by the Authority aforeſaid, That the Maſter of every Ship carrying ſuch certificate Goods to *Ireland*, ſhall demand and take from the Collector of every reſpective Port of *Great Britain*, a Duplicate of his Content in Writing, certified under the Hand and Seal of the Collector and Comptroller of ſuch Port (which ſaid Duplicate the Collector and Comptroller of each Port in *Great Britain*, are hereby required to deliver to every Maſter, without Fee or Reward) and ſuch Maſter ſhall be obliged to deliver ſuch Duplicate to the Officers of the Cuſtoms in *Ireland* on his Arrival, before he be permitted to land ſuch Goods there.

Maſter carrying certificate Goods to Ireland to take a Duplicate of his Content from the Collector, &c.

'XX. And whereas an illegal Trade is uſually carried on in ſmall Veſſels or Boats;' Be it enacted by the Authority aforeſaid, That no Debenture ſhall be made forth, nor any Drawback be paid or allowed for any Tobacco exported to any Place, in any Ship or Veſſel under the Burthen of twenty Tuns; any Law, Statute, or Uſage, to the contrary notwithſtanding.

No Debenture for Tobacco exported in any Ship under 20 Tuns.

'XXI. And whereas by an Exception or Clauſe contained in an Act made in the third Year of her 'Majeſty's Reign, intituled, *An Act for granting to her Majeſty a further Subſidy on Wines and Merchandizes 'imported*, it was provided, That ſuch Corans as ſhould be imported in *Engliſh* built ſhipping, navigated 'according to Law, ſhould be exempted from paying the Two thirds Subſidy granted by the ſaid Act: And 'whereas by a Clauſe in an Act made in the fourth Year of her Majeſty's Reign, for continuing an additional Subſidy of Tonnage and Poundage, it was amongſt other Things enacted and declared, That the 'Exception contained in the aforeſaid Act, whereby Corans imported in *Engliſh* built Shipping, navigated 'according to Law, were exempted from the ſaid Duty, ſhould be extended to ſuch Corans as, after the 'five and twentieth Day of *March* one thouſand ſeven hundred and ſix, ſhould be imported in Ships be'longing to any of the Subjects of the Republick of *Venice*, ſo that they alſo ſhould be exempted from 'Payment of the Two thirds Subſidy granted by the aforeſaid Act; any thing therein contained to the 'contrary notwithſtanding: And whereas by an Act made in the ſixth Year of her Majeſty's Reign, for 'continuing the ſeveral Duties therein mentioned, the ſaid Two thirds Subſidies were continued for three 'Years, from the ſeventh Day of *March* one thouſand ſeven hundred and eight, with an Exception as to 'Corans imported in *Engliſh* built Shipping, according to the ſaid Act of the third Year of her Majeſty's 'Reign, and no Notice is taken of the Explanation thereof in the ſaid Act of the fourth of her Majeſty's 'Reign, as to *Venetian* Shipping alſo, whereby ſome Doubts have ariſen, whether Corans imported in *Ve'netian* Shipping ought to be exempted from the Continuation of the Two thirds Subſidy, according to the 'Proviſion before recited in the ſaid Act of the fourth Year of her Majeſty's Reign, extending the Ex'emption to them: For preventing which Doubts, and in Regard it would be very hard to reſtrain the 'Subjects of *Venice* from importing the Goods of their own Growth in their own Shipping;' Be it therefore declared and enacted by the Authority aforeſaid, That the ſaid Clauſe in the Act of the fourth Year of the Queen's Reign, for exempting Corans imported in *Venetian* Shipping from paying the Duty of Two thirds Subſidy, was intended, and is to be underſtood, from the time of paſſing the ſame Act, to be a perpetual Clauſe attending the Continuation of that Duty, and not limited unto the firſt Grant thereof; any thing in the ſaid Act of the ſixth, or in any other ſubſequent Act, to the contrary in any wiſe notwithſtanding.

Recital of 3 & 4 Annæ, c. 5.

4 Annæ, c. 6.

6 Annæ, c. 22.

3 & 4 Annæ, c. 5.

4 Annæ, c. 6.

Corans imported in Venetian Ships ſubject to 4 Annæ.

'XXII. And whereas by an Act of Parliament made and paſſed in the ſecond and third Year of the 'Reign of her preſent Majeſty our moſt gracious Sovereign Lady Queen ANNE, intituled, *An Act for*

Recital of 2 & 3 Annæ, c. 9.

'granting

'*granting to her Majesty an additional Subsidy of Tonnage and Poundage for three Years, and for laying a further* '*Duty upon* French *Wines condemned as lawful Prize, and for ascertaining the Value of unrated Goods imported* '*from the* East Indies, it is therein, amongst other Things, enacted, That all *English* Merchants should, 'from and after the eighth Day of *March* one thousand seven hundred and three, have eighteen Months 'Time allowed them from the Entry inwards for the Exportation of all Tobacco, Sugar, Ginger, Pepper, 'Bugles, Cast and Bar Iron, Dying Wood, Dying Wares, and Drugs, and should have the like Benefit 'and Drawback by such Exportations, as if the same had been exported within twelve Months: And 'whereas the Time allowed to Foreigners for Exportation of such Goods is limited to nine Months, 'which by Experience is found to be too short, and very inconvenient to Trade;' Be it therefore enacted by the Authority aforesaid, That all Foreign Merchants, or all *British* Merchants commissioned by them, shall from and after the seven and twentieth Day of *March* one thousand seven hundred and ten, have fifteen Months Time from the Entry Inwards of all Tobacco, Sugar, Ginger, Pepper, Bugles, Cast and Bar Iron, Dying Wood, Dying Wares, and Drugs (already imported or to be imported) allowed them to export the same, and shall have the like Benefit and Drawback by such Exportation, as if the same had been exported within nine Months, according to the second Rule in the Book of Rates; the said Rule, or any other Law or Custom now in Force relating thereunto notwithstanding: Provided Certificates be taken forth, and Oath made, and all other Requisites performed, according to the Laws now in Being.

Foreign Merchants to have 15 Months Time for Exportation of certain Foreign Goods. These fifteen Months enlarged to 3 Years, &c. by 7 Geo. 1. stat. 1. c. 21. §. 10.

'XXIII. And whereas the Laws of this Realm do require, That for Ships trading to or in her Majesty's 'Plantations, lading Sugars and other enumerated Commodities there, Bonds be given, which are com- 'monly called Plantation Bonds, with Condition to bring the same Goods to *Great Britain*, or to some 'other of her Majesty's Plantations, or to that effect: Now to prevent the Discouragement which Persons 'trading to and from the said Plantations do or may lie under by the said Bonds lying out against them, 'although the Conditions thereof are or shall have been performed;' Be it enacted by the Authority aforesaid, That as to such of the said Plantation Bonds as have been entred into at any Time or Times before the eight and twentieth Day of *March* one thousand seven hundred an ten, and are now remaining in the Hands of any of her Majesty's Officers, in case there shall be no Prosecution for some Breach or Non-performance of the respective Conditions thereof before the eight and twentieth Day of *March* one thousand seven hundred and thirteen, or if upon such Prosecution Judgment be not obtained for her Majesty before the eight and twentieth Day of *March* one thousand seven hundred and fifteen, then such of the said Plantation Bonds, so already entered into, shall (for want of such Prosecution or Judgment) be void; and as to such Plantation Bonds as shall be entred into after the said eight and twentieth Day of *March* one thousand seven hundred and ten, in case there shall be no Prosecution for some Breach or Non-performance of the respective Conditions thereof, within three Years after the Dates thereof, or if upon such Prosecution as is last-mentioned Judgment be not obtained for her Majesty within the Space of two Years after the same Prosecution commenced; then every such Plantation Bond, which shall hereafter be entred into as aforesaid (in Default of such Prosecution to be commenced, and Judgment to be obtained within the Times before limited) shall also be void: And all the said Plantation Bonds so made void by this Act, shall be delivered up by the Officers having the same in their keeping, to be cancelled, without Fee or Reward.

Clause to limit a Time for Prosecutions upon Plantation Bonds. 12 Car. 2. c. 18. 22 & 23 Car. 2. c. 16. 25 Car. 2. c. 7. *Concerning Plantations, see farther* 9 *Ann. c.* 17 & 27. 10 *Ann. c.* 22 & 26. 4 *Geo.* 1. *c.* 11. 8 *Geo.* 1. *c.* 12. 13 *Geo.* 1. *c.* 5. 3 *Geo.* 2. *c.* 12 & 28. 5 *Geo.* 2. *c.* 7 & 9. 6 *Geo.* 2. *c.* 13. 8 *Geo.* 2. *c.* 19. 12 *Geo.* 2. *c.* 30. 15 *Geo.* 2. *c.* 31 & 33. 24 *Geo.* 2. *c.* 51 & 53. 29 *Geo.* 2. *c.* 5 & 35. 30 *Geo.* 2. *c.* 9.

'XXIV. And whereas by an Act made in the eleventh Year of the Reign of his said late Majesty King 'King WILLIAM the Third, intituled, *An Act for the more effectual employing the Poor, by encouraging the* '*Manufactures of this Kingdom*, upon the Exportation of wrought Silks, and other Commodities therein 'mentioned, Security is to be taken in the Manner therein expresst: Now in Regard it may happen some 'of these Goods may be vended in Foreign Parts, from which no Certificate can be produced, as the said 'Act requires, to discharge the Security last-mentioned; Be it enacted by the Authority aforesaid, That as to such of the Securities last-mentioned, as have been entred into at any Time or Times, before the Eight and twentieth Day of *March* one thousand seven hundred and ten, and are now remaining in the Hands of any of her Majesty's Officers, in case there shall be no Prosecution for some Breach, or Non-performance of the respective Conditions thereof, before the eight and twentieth Day of *March* one thousand seven hundred and thirteen, or if upon such Prosecution Judgment be not obtained for her Majesty before the eight and twentieth Day of *March* one thousand seven hundred and fifteen; then such of the said Securities so already entred into upon Exportation of such Silks, and other Commodities last-mentioned, shall (for want of such Prosecution or Judgment) be void; and as to such Securities as shall be entred into, after the said eight and twentieth Day of *March* one thousand seven hundred and ten, upon Exportation of such wrought Silks, and other Commodities as are last-mentioned, in Case there shall be no Prosecution for some Breach, or Non-performance of the respective Conditions thereof, within three Years after the Dates thereof, or if upon such Prosecution as is last-mentioned, Judgment be not obtained for her Majesty within the Space of two Years after the same Prosecution commenced; then every such Security relating to wrought Silks or such other Goods as are last-mentioned, which shall hereafter be entred into as aforesaid, (in Default of such Prosecution to be commenced, and Judgment to be obtained within the Times before limited) shall also be void; and all such Securities so made void by this Act, shall be delivered up by the respective Officers, having the same in their keeping, to be cancelled without Fee or Reward.

Or upon wrought Silk and other Commodities mentioned in 11 & 12 W. 3. c. 10.

XXV. And it is hereby enacted by the Authority aforesaid, That if any Officer of her Majesty's Revenue, having the Custody of any of the Bonds by this Act required to be delivered up to be cancelled as aforesaid,

Officer not delivering up such Bonds to pay Damages and Treble Costs.

aforeſaid, ſhall upon reaſonable Demand refuſe or neglect to deliver up ſuch Bonds, according to the Purport and true Meaning of this Act, then the Officer ſo offending ſhall for every ſuch Offence be and is hereby made liable to anſwer to the Party grieved all his Damages, together with Treble Coſts of Suit.

'XXVI. And in regard the Subſidy of Tonnage and Poundage on Merchandizes exported is to determine from and after the laſt Day of *July* one thouſand ſeven hundred and ten, but it is nevertheleſs neceſſary, that the reſpective Officers of the Cuſtoms, as well outwards as inwards, do continue to perform the Duties of their reſpective Offices, as well to prevent Frauds in Relation to the Drawbacks upon certificate Goods, as to hinder the Exportation of Goods prohibitted to be exported, and for other Cauſes wherein the publick Service is or may be concerned; Be it therefore enacted by the Authority aforeſaid, That the Fees of the Officers of the Cuſtoms, as well in the Port of *London* as in other Ports of *Great Britain*, which were eſtabliſhed or allowed by the Act of Tonnage and Poundage, made in the twelfth Year of the Reign of King Charles the Second, or by any of the Rules annexed thereunto, or by any Act or Acts of Parliament ſince made, touching any ſuch Fees, and which may lawfully be taken by any ſuch Officers, or their Deputies, from any her Majeſty's Subjects or Strangers, until the firſt Day of *Auguſt* one thouſand ſeven hundred and ten, for any Cocquets, Certificates, Entries, Clearings, Bonds, Debentures, Endorſements, Sufferances, Tranſires, Lett-paſſes, Warrants, and other Matters and Things relating to the Duties of their Reſpective Offices, ſhall after the ſaid laſt Day of *July* one thouſand ſeven hundred and ten continue, and be paid and payable for the ſame, until the ſaid Fees, or any of them ſhall be altered by the Commons of *Great Britain* in Parliament, as fully as if the ſaid Fees, or any Table or Tables thereof formerly allowed, were particularly ſet down, or referred to in the Body of this Act; the Determination of the ſaid Subſidy outwards, or any Act or Acts of Parliament, or other Matter or Thing to the contrary notwithſtanding.

Cuſtom Fees allowed by 12 Car. 2. c. 4. continued till altered by Parliament.

XXVII. And be it enacted by the Authority aforeſaid, That if any Officer or Officers of the Cuſtoms, ſhall, contrary to his Duty, imbezil any Goods or Merchandizes lodged in any Warehouſe, in his or their Cuſtody or Poſſeſſion, ſuch Officer and Officers, for every ſuch Offence, ſhall forfeit double the Value of the Goods ſo imbezilled, to the Parties grieved, with full Coſts, to be recovered as other Penalties by this Act are recoverable.

Officer imbezilling any Goods, forfeits double the Value, with Full Coſts.

XXVIII. And be it enacted by the Authority aforeſaid, That all the Monies lent and to be lent unto her Majeſty, on one Act of this Seſſion of Parliament intituled, *An Act for granting an Aid to her Majeſty, to be raiſed by a Land Tax in* Great Britain, *for the Service of the Year one thouſand ſeven hundred and ten*, and ſo much Money (if any ſuch be) of the Tax thereby granted, as ſhall ariſe, and remain after all the Loans made or to be made upon that Act, and the Intereſt thereof, and the Charges thereby allowable for the raiſing the ſaid Tax, ſhall be ſatisfied, or Money ſufficient ſhall be reſerved to diſcharge the ſame; and all the Monies lent and to be lent unto her Majeſty, upon another Act of this Seſſion of Parliament, intituled, *An Act for charging and continuing the Duties upon Malt, Mum, Cyder, and Perry, for the Service of the Year one thouſand ſeven hundred and ten*, and ſo much Money of the ſaid Duties of Malt, Mum, Cyder, and Perry, thereby granted, as ſhall ariſe and remain, after all the Loans made or to be made upon that Act, or thereby tranſferred or directed to be tranſferred thereunto, and the Intereſt thereof, and the Charge thereby allowable for raiſing the ſaid Duties thereby granted, ſhall be ſatisfied, or Money ſufficient ſhall be reſerved to diſcharge the ſame; and all the Money ariſen or to ariſe by another Act of this Seſſion of Parliament, intituled, *An Act for continuing Part of the Duties upon Coals, Culm, and Cynders, and granting new Duties upon Houſes having twenty Windows or more, to raiſe the Sum of fifteen hundred thouſand Pounds, by Way of a Lottery, for the Service of the Year one thouſand ſeven hundred and ten*; and all the Money ariſen or to ariſe by another Act of this Seſſion of Parliament, intituled, *An Act for granting to her Majeſty new Duties of Exciſe, and upon ſeveral imported Commodities; and for eſtabliſhing a yearly Fund thereby, and by other Ways and Means, to raiſe nine hundred thouſand Pounds, by Sale of Annuities; and (in Default thereof) by another Lottery, for the Service of the Year one thouſand ſeven hundred and ten*; and all the Monies lent or to be lent unto her Majeſty upon one other Act of this Seſſion of Parliament, intituled, *An Act for laying certain Duties upon Candles, and certain Rates upon Monies to be given with Clerks and Apprentices, towards raiſing her Majeſty's Supply for the Year one thouſand ſeven hundred and ten*; and the Sums intended to be raiſed by Loans, in purſuance of this preſent Act; ſhall be appropriated for or towards the ſeveral Uſes and Purpoſes herein after expreſſed: That is to ſay, For or towards the defraying the Charges of the Ordinary of her Majeſty's Navy, and for Victuals, Wages, Wear and Tear, and other Services of the Navy, and the victualling thereof, performed and to be performed; and for the Sea Service in the Office of the Ordnance, performed and to be performed; and for or towards the Land Service, performed and to be performed by the Office of the Ordnance, including the Charge of the Fortifications of *Gibraltar*, and to and for Subſiſtence, Off-reckonings and Clearings for one Year, from the three and twentieth Day of *December* one thouſand ſeven hundred and nine, to her Majeſty's Guards and Garriſons in *Great Britain*, and the contingent Charges of the ſame, and for Payment of Invalids for the ſaid Year, beginning from the ſaid three and twentieth Day of *December* one thouſand ſeven hundred and nine; and for or towards the defraying the Charges of her Majeſty's Army, and ſuch Forces as are or ſhall be added thereunto in the Low Countries, or *Germany*, within or for one Year, to be reckoned from the ſaid three and twentieth Day of *December* one thouſand ſeven hundred and nine, and the contingent Charges thereunto belonging; and for or towards her Majeſty's Proportion of the Charge of three thouſand *Palatines*, formerly taken into the Service of her Majeſty and the States General for the Year one thouſand ſeven hundred and ten; and for or towards her Majeſty's Proportion of the Charge of four thouſand ſix hundred thirty-nine *Saxons*, formerly taken into the Service of her Majeſty, and the States General, for the Year one thouſand ſeven hundred and ten; and for or towards her Majeſty's Proportion of the Charge

Appropriation of the Monies given this Seſſion.
8 Annæ, c. 1.
8 Annæ, c. 3.
8 Annæ, c. 4.
8 Annæ, c. 7.
8 Annæ, c. 9.

of *Bothmar's* Regiment of Dragoons, conſiſting of eight hundred Men, formerly taken into the Service of her Majeſty and the States General, for the Year one thouſand ſeven hundred and ten; and for defraying her Majeſty's Proportion of the Charge of the Troops of Augmentation, which have been reſolved to be continued for the Service of the Year one thouſand ſeven hundred and ten; and for defraying the Charge of maintaining the Forces in her Majeſty's Pay, to ſerve in *Spain* and *Portugal* or elſewhere, for the Service of the ſaid Year one thouſand ſeven hundred and ten; and for or towards the Payment of her Majeſty's Proportion of the Subſidies due upon Treaties made or to be made with her Majeſty's Allies, and other Charges for the Service of the War, for any Time before or until the five and twentieth Day of *December* one thouſand ſeven hundred and ten; and for or towards the Payment of a Year's Intereſt further on the unſatisfied Debentures charged upon the *Iriſh* Forfeitures; and for or towards the tranſporting of Land Forces, performed and to be performed; and for or towards the diſcharging the *Præmiums*, and other Charges for the circulating the old Exchequer Bills for another Year; and for or towards the defraying extraordinary Charges of the War already incurred, and not before this Time provided for by Parliament; and for Payment of the General Officers to ſerve in *Flanders* in the Year one thouſand ſeven hundred and ten, according to the Seaſons in which they have or ſhall have ſerved by their reſpective Commiſſions; and to no other Uſe, Intents and Purpoſes whatſoever: Provided always, That out of the Monies to be iſſued to the Guards and Garriſons as aforeſaid, there ſhall and may be taken and applied any Sum not exceeding eighty-ſeven thouſand one hundred twenty-five Pounds and ten Shillings, towards the Charge of maintaining the Soldiers raiſed and to be raiſed for Sea Service, with their Officers, and the contingent Charges thereunto belonging; and out of the Monies to be iſſued for the Service of the Navy and Sea Service as aforeſaid, there ſhall be taken and applied ſuch Sums, as, together with the ſaid Sum, not exceeding eighty-ſeven thouſand one hundred twenty-five Pounds and ten Shillings, ſhall be neceſſary for the Charge of maintaining the ſaid Soldiers for Sea Service, with their Officers, and the contingent Charges thereunto belonging; any Thing herein contained to the contrary notwithſtanding.

Clauſe for replacing Monies paid for making good any Deficiencies on the Annuity Acts. 1 Annæ, ſtat. 2. c. 5. 2 & 3 Annæ, c. 3. 3 & 4 Annæ, c. 2. 5 Annæ, c. 19. 6 Annæ, c. 5 & 11. 8 Annæ, c. 7.

'XXIX. And whereas in ſeveral Acts of Parliament that have paſſed ſince her Majeſty's Acceſſion to the Throne, upon or by virtue whereof certain Annuities for Lives, Years, or in Perpetuity, have been purchaſed, obtained, or ſecured to be paid at the Receipt of her Majeſty's Exchequer, it has been ſpecially provided or enacted to the Purport or Effect following; that is to ſay, That in caſe the Duties or Revenues, ſettled or eſtabliſhed by the ſaid reſpective Acts to be the Fund or Funds upon which ſuch Annuity or Annuities, or any of them, are ſeverally charged, ſhould at the End of any Year of the reſpective Terms, Eſtates, or Intereſts by the ſaid Acts ſeverally granted, of and in ſuch Annuities, exceed, by their Income into the ſaid Exchequer within ſuch Year, all the Monies due for or upon the ſame Annuity or Annuities, in or for the ſame Year reſpectively, and all Arrearages thereof, ſuch Exceſs or Surplus ſhould be diſpoſable, from Time to Time, by Authority of Parliament, for the publick Uſe and Service, and not otherwiſe, as in and by the ſaid ſeveral Acts, Relation being thereunto had, may more fully appear: And whereas ſome Doubt has ariſen, whether the Monies not being Monies of the ſaid Funds, or any of them, which have been, or may be directed to be applied, from Time to Time, to aid the Deficiency or Deficiencies of any of the Funds upon which the ſaid Annuity or Annuities, or any of them, are ſeverally charged, can or may be made good again out of the Exceſs or Surplus, remaining undiſpoſed by Authority of Parliament, of the particular Fund or Funds aided by ſuch Monies or Surplus, when ſuch Exceſs or Surplus ſhall at the End of every Year happen to ariſe:' For Remedy whereof, it is hereby enacted; and be it enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for the Lord High Treaſurer of *Great Britain*, or for any three or more of the Commiſſioners of the Treaſury for the Time being, by Warrant under his or their Hands, at any Time or Times hereafter, to charge the ſaid undiſpoſed Surplus or Exceſs which ſhall remain at the End of every or any Year, of the Fund or Funds which have been or ſhall hereafter happen to be deficient, with the Repayment and Satisfaction of ſuch Sum and Sums of Money as have been, or ſhall, from Time to Time, be applied to aid or make good ſuch particular Deficiency; and all and every ſuch Sum and Sums of Money ſhall and may, from Time to Time, be retained and kept out of every ſuch Exceſs and Surplus, and be iſſued and applied to ſuch Uſes and Purpoſes as the Monies, ſo from Time to Time iſſued to aid or make good ſuch particular Deficiency or Deficiencies, ſhould or might have been applied in caſe ſuch Deficiency or Deficiencies had not happened; any Clauſes, Matters, or Thingr in the ſaid Acts, or any of them, or in any other Act or Acts of Parliament to the contrary thereof in any wiſe notwithſtanding.

Clauſe to encourage the raiſing Naval Stores in her Majeſty's Plantations. 3 & 4 Annæ, c. 10.

'XXX. And whereas by an Act of Parliament made in the third Year of her Majeſty's Reign, intituled, *An Act for encouraging the Importation of Naval Stores from her Majeſty's Plantations in* America, the Sum of four Pounds *per* Ton is allowed, as a *Præmium* or Encouragement for importing of Pitch and Tar; and three Pounds *per* Ton for importing of Roſin and Turpentine from the ſaid Plantations into this Kingdom; as likewiſe ſix Pounds *per* Ton for all water-rotted Hemp, bright and clean; and one Pound *per* Ton for all Maſts, Yards, and Bowſprits imported as aforeſaid; and in Regard it is by Experience found, That the ſaid *Præmiums* and Encouragements are defective, and that the good and profitable Ends by the ſaid Act of Parliament propoſed, cannot be attained without ſufficient Numbers of ſkilful People, and proper Utenſils and Materials neceſſary to be employed for raiſing ſuch Naval Stores;' Be it therefore enacted by the Authority aforeſaid, That it ſhall and may be lawful for her Majeſty to apply any Sum or Sums out of the Supplies granted in this preſent Seſſion of Parliament, not exceeding the Sum of ten thouſand Pounds in the whole, for and towards the Subſiſtence and Employment of a Number of ſkilful People, and for furniſhing of fit Utenſils and Materials for effectually carrying on the ſaid good and profitable Deſigns of raiſing ſuch Naval Stores from the Growths and Products of the ſaid Plantations.

'XXXI. And

'XXXI. And whereas ſeveral Officers and other Proprietors of Debentures made forth by the late Pay-'maſter of the Army, Commiſſioners for Tranſports, and by the Commiſſioners of Accounts in that Be-'half authorized reſpectively, have omitted to regiſter the ſaid Debentures within the Times limited by Acts of Parliament for that Purpoſe:' For the Relief therefore of all ſuch Officers and other Proprietors of the ſaid unregiſtred Debentures, be it enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for all ſuch Officers and other Proprietors of the ſaid unregiſtred Debentures, who have not regiſtred the ſame, to regiſter their Debentures on or before the nine and twentieth Day of *December* one thouſand ſeven hundred and ten; which ſaid Debentures being ſo regiſtred, ſhall and are hereby intitled to all the Benefit of Intereſt, and other Advantages, as if regiſtred on or before the nine and twentieth Day of *September* one thouſand ſeven hundred and nine.

Unregiſtred Debentures may be regiſtred before 29 Dec. 1710.

CAP. XIV.

An Act for the better Security of Rents, and to prevent Frauds committed by Tenants.

FOR the more eaſy and effectual Recovery of Rents reſerved on Leaſes for Life or Lives, Term of Years, at will or otherwiſe; Be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in Parliament aſſembled, and by the Authority of the ſame, That from and after the firſt Day of *May* which ſhall be in the Year of our Lord one thouſand ſeven hundred and ten, no Goods or Chattels whatſoever, lying or being in or upon any Meſſuage, Lands or Tenements, which are or ſhall be leaſed for Life or Lives, Term of Years, at Will or otherwiſe, ſhall be liable to be taken by Virtue of any Execution on any Pretence whatſoever, unleſs the Party at whoſe Suit the ſaid Execution is ſued out, ſhall before the Removal of ſuch Goods from off the ſaid Premiſſes, by Virtue of ſuch Execution or Extent, pay to the Landlord of the ſaid Premiſſes or his Bailiff, all ſuch Sum or Sums of Money as are or ſhall be due for Rent for the ſaid Premiſſes at the Time of the taking ſuch Goods or Chattels by Virtue of ſuch Execution; Provided the ſaid Arrears of Rent do not amount to more than one Year's Rent; and in caſe the ſaid Arrears ſhall exceed one Year's Rent, then the ſaid Party, at whoſe Suit ſuch Execution is ſued out, paying the ſaid Landlord or his Bailiff, one Year's Rent, may proceed to execute his Judgment, as he might have done before the making of this Act; and the Sheriff or other Officer is hereby impowered and required to levy and pay to the Plaintiff as well the Money ſo paid for Rent, as the Execution Money.

After the firſt of May 1710. no Goods, &c. ſhall be taken in Execution, &c. unleſs the Party before Removal of the Goods, &c. pay the Landlord the Rent due. 52 *H.* 3. *c.* 4. 13 *Ed.* 1. *c.* 37. 1 & 2 *P. & M. c.* 12. 2 *W. & M. ſtat.* 1. *c.* 5. Provided it amount to no more than 1 Year's Rent.

II. And be it further enacted by the Authority aforeſaid, That in caſe any Leſſee for Life or Lives, Term of Years, at Will or otherwiſe, of any Meſſuages, Lands, or Tenements, upon the Demiſe whereof any Rents are or ſhall be reſerved or made payable, ſhall, from and after the ſaid firſt Day of *May*, fraudulently or clandeſtinely convey or carry off or from ſuch demiſed Premiſſes his Goods or Chattels, with Intent to prevent the Landlord or Leſſor from diſtraining the ſame for Arrears of ſuch Rent ſo reſerved as aforeſaid, it ſhall and may be lawful to and for ſuch Leſſor or Landlord, or any Perſon or Perſons by him for that Purpoſe lawfully impowered, within the Space of five Days next enſuing ſuch conveying away or carrying off ſuch Goods or Chattels as aforeſaid, to take and ſeize ſuch Goods and Chattels where-ever the ſame ſhall be found, as a Diſtreſs for the ſaid Arrears of ſuch Rent; and the ſame to ſell or otherwiſe diſpoſe of, in ſuch Manner, as if the ſaid Goods and Chattels had actually been diſtrained by ſuch Leſſor or Landlord, in and upon ſuch demiſed Premiſſes for ſuch Arrears of Rent; any Law, Cuſtom, or Uſage to the contrary in any wiſe notwithſtanding.

The Sheriff, &c. to levy the Rent as well as the Execution Money. If any Leſſee, &c. ſhall fraudulently carry off Goods, &c. the Leſſor, &c. may within 5 Days after ſeize ſuch Goods, &c. and ſell the ſame as if they had been diſtrained.

III. Provided nevertheleſs, That nothing in this Act contained ſhall extend, or be conſtrued to extend, to impower ſuch Leſſor or Landlord to take or ſeize any Goods or Chattels as a Diſtreſs for Arrears of Rent, which ſhall be ſold *bona fide*, and for a valuable Conſideration, before ſuch Seizure made; any thing herein contained to the contrary notwithſtanding.

Proviſo, ſuch Leſſor, &c. ſhall not ſeize any Goods, &c. which ſhall be bona fide ſold before. 11 Geo. 2. c. 19.

'IV. And whereas no Action of Debt lies againſt a Tenant for Life or Lives, for any Arrears of Rent, 'during the Continuance of ſuch Eſtate for Life or Lives,' Be it enacted by the Authority aforeſaid, That from and after the ſaid firſt Day of *May* it ſhall and may be lawful for any Perſon or Perſons, having any Rent in Arrear or due upon any Leaſe or Demiſe for Life or Lives, to bring an Action or Actions of Debt for ſuch Arrears of Rent, in the ſame Manner as they might have done, in caſe ſuch Rent were due and reſerved upon a Leaſe for Years.

Debt may be brought againſt Tenant for Life for Rent.

V. And it is hereby further enacted and declared by the Authority aforeſaid, That all Diſtreſſes hereby impowered to be made as aforeſaid, ſhall be liable to ſuch Sales, and in ſuch Manner, and the Monies ariſing by ſuch Sales to be diſtributed in like Manner, as by an Act made in the ſecond Year of the Reign of their late Majeſties King WILLIAM and Queen MARY, intituled, *An Act for enabling the Sale of Goods diſtrained for Rent, in caſe the Rent be not paid in reaſonable Time*, is in that Behalf directed and appointed.

Diſtreſſes liable to ſuch Sales, and to be diſtributed, as by the Act 2 W. & M. ſſ. 1. c. 5.

'VI. And whereas Tenants *pur auter vie* and Leſſees for Years or at Will, frequently hold over the 'Tenements to them demiſed, after the Determination of ſuch Leaſes: And whereas after the Determi-'nation of ſuch, or any other Leaſes, no Diſtreſs can by Law be made for any Arrears of Rent that grew 'due on ſuch reſpective Leaſes before the Determination thereof;' It is hereby further enacted by the Authority aforeſaid, That from and after the ſaid firſt Day of *May* one thouſand ſeven hundred and ten, it ſhall and may be lawful, for any Perſon or Perſons, having any Rent in Arrear or due upon any Leaſe for Life or Lives, or for Years, or at Will, ended or determined, to diſtrain for ſuch Arrears, after the

Rent in Arrear upon a Leaſe for Life, &c. reſerved, may be diſtrained for after the Determination of the Leaſe.

Determination of the ſaid reſpective Leaſes, in the ſame Manner as they might have done, if ſuch Leaſe or Leaſes had not been ended or determined.

Diſtreſs to be within ſix Months after the End of the Leaſe, and during the Landlord's Title and Tenant's Poſſeſſion.

VII. Provided, That ſuch Diſtreſs be made within the Space of ſix Kalendar Months after the Determination of ſuch Leaſe, and during the Continuance of ſuch Landlord's Title or Intereſt, and during the Poſſeſſion of the Tenant from whom ſuch Arrears became due.

This Act ſhall not hinder the Queen, &c. to levy, &c. any Debts, Fines, &c. due to the Crown. *See* 4 *Geo.* 2. *c.* 28. *and* 11 *Geo.* 2. *c.* 19.

VIII. Provided always, and it is hereby enacted and declared by the Authority aforeſaid, That nothing in this Act contained ſhall extend, or be conſtrued to extend, to let, hinder or prejudice her Majeſty, her Heirs or Succeſſors, in the levying, recovering or ſeizing any Debts, Fines, Penalties or Forfeitures, that are or ſhall be due, payable or anſwerable to her Majeſty, her Heirs or Succeſſors; but that it ſhall and may be lawful for her Majeſty, her Heirs and Succeſſors, to levy, recover, and ſeize ſuch Debts, Fines, Penalties and Forfeitures, in the ſame Manner as if this Act had never been made; any Thing in this Act contained to the contrary thereof in any wiſe notwithſtanding.

containing farther Proviſions concerning Diſtreſſes.

CAP. XV.

An Act for explaining and enlarging an Act of the ſixth Year of her Majeſty's Reign, intituled, *An Act for the Security of her Majeſty's Perſon and Government.*

6 Annæ, c. 14.

'WHEREAS by an Act made in the ſixth Year of her preſent Majeſty's Reign, intituled, *An Act for the better Security of her Majeſty's Perſon and Government*, it is amongſt other Things enacted, 'That all Officers, Civil and Military, in that Part of the Kingdom of *Great Britain* called *Scotland*, 'who were obliged and required to take in *Scotland* an Oath, called the Oath of Allegiance and Aſſurance, before the Privy Council there, ſhould be obliged, on or before the twentieth Day of *April* one 'thouſand ſeven hundred and eight, to take and ſubſcribe the Oath by the ſaid Act appointed, before the 'Privy Council while it ſhould continue, and after the Determination thereof before and in the Court of 'Seſſion, or the Court of Juſticiary, or the Court of Exchequer there; and that all others then in any of 'the Affairs aforeſaid, who in Reſpect thereof had uſed and been obliged to take the ſaid Oath of Allegi-'ance and Aſſurance in any other Court and Place, ſhould be obliged to take and ſubſcribe the ſame at 'the next Quarter-Seſſions of the Peace that ſhould be held for any County or Place in which any ſuch 'Officer ſhould be reſident or abiding; and that all and every Perſon or Perſons whatſoever, who ſhould 'after be admitted into any Office, Civil or Military, within that Part of *Great Britain* called *Scotland*, 'ſhould, within three Months after his Admittance into any ſuch Office, be obliged to take the Oath ap-'pointed by the ſaid Acts in the reſpective Courts above mentioned, according to the Diſtinction therein 'and above mentioned, for Perſons then in Office: And whereas ſeveral Perſons bearing ſuch Offices, 'and who were likewiſe Members of Parliament, or otherwiſe neceſſarily abſent, were at the Time of 'making the ſaid Act, detained in *England*, by their Service in Parliament, and upon other publick and 'important Occaſions, ſo that they were rendered incapable of repairing to the Courts aforeſaid, within 'the Time in the ſaid Act directed: And whereas it may happen, that Perſons provided to Offices in '*Scotland*, may, for attending the publick Service, or for other important Cauſes, be detained in *England*, 'and thereby cannot take the Oaths in *Scotland*, within the Time required by the Laws:' For Remedy whereof, Be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and the Commons, in this preſent Parliament aſſembled, and by Authority of the ſame, That if any Perſon or Perſons that have been or are in any Office, Civil or Military in *Scotland* aforeſaid, ſhall, on or before the eight and twentieth Day of *June* one thouſand ſeven hundred and ten, take and ſubſcribe the Oath of Abjuration in the aforecited Act mentioned, and ſhall alſo take and ſubſcribe the Oath of Allegiance, and ſubſcribe the Aſſurance in the Words following, *viz.*

Any Officer, either Civil or Military, in Scotland, may before 28 June 1710, take and ſubſcribe the Oath of Abjuration, &c. and likewiſe ſubſcribe the Aſſurance.

'I *A. B.* do ſincerely promiſe and ſwear, That I will be faithful, and bear true Allegiance to her Majeſty 'Queen ANNE.'

So help me God.

'I *A. B.* do in the Sincerity of my Heart, aſſert, acknowledge, and declare, That her Majeſty Queen 'ANNE is the only lawful undoubted Sovereign of this Realm, as well *de Jure*, that is, of Right Queen, 'as *de Facto*, that is, in the Poſſeſſion and Exerciſe of the Government: And therefore I do ſincerely and 'faithfully promiſe and engage, That I will, with Heart and Hand, Life and Goods, maintain and de-'fend her Majeſty's Title and Government, againſt the pretended Prince of *Wales*, and his Adherents, 'and all other Enemies, who either by open or ſecret Attempts, ſhall diſturb or diſquiet her Majeſty in 'the Poſſeſſion and Exerciſe thereof.'

In any of the Courts of Weſtminſter.

And that either in her Majeſty's Courts of *Chancery*, *Queen's Bench*, *Common Pleas* or *Exchequer* at *Weſtminſter*; the ſame ſhall be, to all Intents, Conſtructions, and Purpoſes, as effectual as if ſuch Perſon or Perſons had taken the Oaths by the ſaid Act appointed, within the Time, and at the Places therein mentioned.

II. And

II. And be it further enacted by the Authority aforeſaid, That in all Time coming all and every Perſon or Perſons whatſoever, who ſhall be admitted into any Office, Civil or Military, within that Part of *Great Britain* called *Scotland*, who by reaſon of ſuch Office are obliged to take the Oaths before-mentioned in *Scotland*, ſhall within three Months after his Admittance into any ſuch Office, take and ſubſcribe the Oaths, and ſubſcribe the Aſſurance aforeſaid, either in her Majeſty's Courts of Seſſion, Juſticiary, or *Exchequer* in *Scotland*, or at the Quarter-Seſſions there, for the City or County where ſuch Perſon or Perſons inhabit or dwell, or in any other Court where the Oaths have uſually been adminiſtred in *Scotland*, or in her Majeſty's Courts of *Chancery*, *Queen's Bench*, *Common Pleas*, or *Exchequer* at *Weſtminſter*.

Officers in Scotland to take the Oaths, &c. there, within three Months after Admittance into their Offices, in the Courts of Seſſion, &c.

III. And be it further enacted by the Authority aforeſaid, That the ſaid Courts of *Chancery*, *Queen's Bench*, *Common Pleas*, and *Exchequer* at *Weſtminſter*, ſhall, from time to time, adminiſter to ſuch Perſons as ſhall tender themſelves to take and ſubſcribe the aforeſaid Oaths, and ſubſcribe the ſaid Aſſurance for Offices, Civil and Military, and in the ſame Manner that other Oaths of the like Nature have been in Uſe to be aſſured; and they ſhall give to all and every Perſon or Perſons taking the Oaths as aforeſaid, a Certificate of their having taken the ſame, for which there ſhall be paid a Sum not exceeding two Shillings.

The Courts at Weſtminſter to adminiſter the Oaths to all Perſons offering to take them, and to give a Certificate thereof.

IV. And be it further enacted, That all and every Perſon who ſhall be employed in any Office, Civil or Military, within that Part of *Great Britain* called *Scotland*, and who, by virtue of this preſent Act, takes the Oaths before and in the Courts of *Chancery*, *Queen's Bench*, *Common Pleas*, or *Exchequer* at *Weſtminſter*, ſhall be obliged to tranſmit, within the Space of three Months, to the Courts of Seſſion of Juſticiary, or *Exchequer* in *Scotland*, or to any the principal Clerks of Seſſion, the principal Clerk of Juſticiary, or the Queen's Remembrancer in the Court of *Exchequer*, the Certificate they ſhall receive in Manner above-mentioned; where the ſaid Certificate ſhall be kept, and to which all Perſons ſhall have free Acceſs, without Fee or Reward.

Officers in Scotland, who ſhall take the Oaths at Weſtminſter, muſt tranſmit the Certificate to the Courts of Seſſion, &c. in Scotland, within three Months.

V. Provided always, That every ſuch Perſon or Perſons who ſhall neglect or refuſe to take and ſubſcribe the Oaths, and ſubſcribe the Aſſurance aforeſaid, either in her Majeſty's Court of *Chancery*, *Queen's Bench*, *Common Pleas*, or *Exchequer* at *Weſtminſter*, or in the proper Courts in *Scotland*, and ſhall after ſuch refuſal or Neglect execute any Office, for and in reſpect of which the Oaths and Aſſurance aforeſaid ought to be taken and ſubſcribed, ſhall incur the Penalties, Diſabilities and forfeitures in the ſaid Act mentioned.

Perſons neglecting or refuſing to take the Oaths, &c. ſhall incur the Penalties in the Act. 6 Annæ, c. 14.

VI. Provided alſo, that every ſuch Perſon or Perſons, who having taken and ſubſcribed the Oaths, and ſubſcribed the Aſſurance aforeſaid, in her Majeſty's Courts of *Chancery*, *Queen's Bench*, *Common Pleas*, or *Exchequer* at *Weſtminſter*, ſhall, within the Space of three Months, neglect to tranſmit the Certificate given by the ſaid Courts in Manner above mentioned, ſhall forfeit his Office, and alſo the Sum of one hundred Pounds, to be recovered by ſuch Perſon or Perſons as ſhall ſue for the ſame, by ſummar Proceſs in the ſaid Court of Seſſion.

Taking the Oaths, &c. and neglecting to tranſmit the Certificate, ſhall forfeit his Office, and 100 l. to any who will ſue for it in the Court of Seſſion.

VII. And be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful for any Perſon or Perſons, that is or ſhall be employed in any Office or Offices in *Scotland* aforeſaid, to take the Oath *de Fideli*, or Oaths for the due Execution of his or their Office or Offices, before one of the Judges of *England*; and that ſuch Oath or Oaths ſo taken, ſhall to all Intents, Conſtructions and Purpoſes, be as effectual as if ſuch Oath or Oaths had been taken before any Judge or Judges of either of her Majeſty's Courts in *Scotland* aforeſaid, or otherwiſe howſoever.

Officer in Scotland may take the Oath de Fideli, before one of the Judges of England.

'VIII. And whereas *Henry Newton* Doctor of Laws, her Majeſty's Envoy extraordinary to the Great 'Duke of *Tuſcany*, being appointed Maſter of St. *Catherine*'s Hoſpital near the Tower of *London*, cannot 'return home till the Time for qualifying himſelf, by receiving the Sacrament of the Lord's Supper, 'taking the Oaths, and making the Declaration and Subſcriptions required by Law, will be expired;' Be it enacted by the Authority aforeſaid, That in caſe the ſaid *Henry Newton* ſhall receive the Sacrament of the Lord's Supper within three Months after his Return from beyond the Seas, and ſhall take the Oaths, and make the Declaration and Subſcriptions required by Law, in one of her Majeſty's Courts of Record at *Weſtminſter* the next Term, or at the next Quarter-Seſſions held for the County of *Middleſex*, after the ſaid three Months, the ſame ſhall be good and available to the ſaid *Henry Newton*, to all Intents, Conſtructions, and Purpoſes whatſoever; and the ſaid *Henry Newton* ſhall be deemed to have qualified himſelf as fully and effectually as if he had taken the ſaid Oaths, and made the ſaid Declaration and Subſcriptions within the preciſe Time required by Law; any Law or Statute to the contrary in any wiſe notwithſtanding.

Clauſe for allowing Dr. Newton, Envoy to the Great Duke of Tuſcany, three Months after his Return to England, to take the Oaths as Maſter of St. Catharine's Hoſpital.

CAP. XVI.

An Act for diſcharging the Attendance of Noblemen, Barons, and Freeholders, upon the Lords of Juſticiary in their Circuits, in that Part of *Great Britain* called *Scotland*, and for aboliſhing the Method of exhibiting criminal Informations by the porteous Roll.

'WHEREAS ſince the Union of the two Kingdoms, the Attendance of Noblemen, Barons, and 'Freholders, in that Part of *Great Britain* called *Scotland*, upon the Lords of Juſticiary in their 'Circuits, in the Manner the ſame was heretofore uſed, is now become burthenſome and unneceſſary;' Be it therefore enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of

After 1 May 1710. none to attend the Lords of Justiciary in their Circuits, except the Sheriff, &c. at the Place and Time where the Circuit Courts are held;

the Lords Spiritual and Temporal, and Commons, in Parliament assembled, and by Authority of the same, That from and after the first Day of *May* one thousand seven hundred and ten, no Person whatsoever shall be obliged, by himself, his Tenants, or Servants, to attend the Lords of Justiciary, either in going to, or coming from the respective Places where the Circuit Courts are held, except the Sheriff, or his Deputies, and their Officers; and that no Sheriff, by himself, or his Deputies, or his Officers, be obliged to attend the said Lords of Justiciary at any Time or Place out of the Bounds of the respective County whereof such Person is Sheriff, except at the Place, and during the Time, where the several Circuit Courts of the respective Districts shall be held.

and except such as are summoned to give Evidence, or on a Jury; or such as are bound to appear, or such as shall make Presentments.

II. And be it further enacted by the Authority aforesaid, That from and after the said first Day of *May* no Person whatsoever shall be obliged to attend at the Place where the Circuit Court is held, during such Time as the said Court shall continue there, except such Person or Persons who shall be summoned upon any Grand or Petty Jury, or who shall be summoned or bound to give Evidence in any Matter or Cause before the said Court, or who shall be bound over to appear at such Justice Court, or such Person or Persons as shall make Presentments, in order to Trials before the said Justices at their Circuits: Provided, That when Presentments are made by the Justices of Peace at their Quarter-Sessions, or at the yearly Meetings in *July* and *February* after mentioned, it shall be lawful to the said Justices to depute one or more of their Number to attend in Place of the whole; and except such other Person or Persons, who, by the Duty of his or their Offices or Trusts, are bound to attend the said Court.

Justices of Peace may depute one of their Number.

Except also those who attend by the Duty of their Offices.

6 Annæ, c. 6.

'III. And whereas by an Act made in the sixth Year of her Majesty's Reign, intituled, *An Act for the rendring the Union of the two Kingdoms more entire and complete*, it is, amongst other Things, enacted, That 'the Justices of the Peace in *Scotland* may do, use, and exercise over all Persons within their several 'Bounds, whatever doth appertain to the Office and Trust of a Justice of Peace, by Virtue of the 'Laws and Acts of Parliament made in *England* before the Union, in Relation to or for the Preser- 'vation of the publick Peace; by virtue of which Powers and Privileges vested in them for the Purposes 'aforesaid, they have sufficient Authority to receive Information concerning Crimes committed within 'the respective Counties, and to commit such Offenders, or take Security or Recognizance, and to do 'other necessary Acts for the effectual Prosecution of the said Crimes, in Consequence whereof the old 'Method of taking up Dittay, and exhibiting Informations against Delinquents by the Stress and porte- 'ous Roll, as the same was grievous, is now become unnecessary;' Be it therefore enacted by the Authority aforesaid, That from and after the said first Day of *May*, the said Method of taking up Dittay, and exhibiting Information by the Stress and porteous Roll, shall be and is hereby totally discharged and abolished to all Intents and Purposes whatsoever; any Law or Statute to the contrary in any wise notwithstanding.

The Manner of taking up Dittay, &c. abolished.

Informations, &c. to be by Presentments, by the Justices in their Quarter-Sessions, &c.

IV. And be it further enacted by the Authority aforesaid, That Informations in order to making up of Dittays, concerning Crimes to be tried in the said Circuits in *Scotland*, from and after the said first Day of *May* next, shall be by Presentments to be made by the Justices of Peace at their Quarter-Sessions, or upon Informations to be taken by the Sheriffs, Stewarts, Baillies of Regalities, and their Deputies, Magistrates of Boroughs, or other inferior Judges and Magistrates within the Jurisdiction of the respective Circuits, concerning such Crimes as are to be tried before the Lords of Justiciary in their Circuits, in the Months of *July* and *February* yearly; and the said Justices of Peace, at least two of them, are hereby required and authorized to meet at the head Burgh of the respective Shires within which they are Justices, and at the ordinary Place and Hour of Meeting, upon the twenty-first Day of the said Months of *July* and *February* respectively yearly, being lawful Days, or on the next lawful Day thereafter, there to receive such Informations as shall be offered, concerning Matters criminal to be tried in the Circuits, and to revise such Informations as have been taken before the Time of the said Meetings by two or more of the Justices of the Peace, otherwise than at their Quarter Meetings; and the said Sheriffs, Stewarts, Baillies of the Regalities, and their Deputies, Magistrates of Boroughs, and other inferior Judges and Magistrates respectively, shall meet upon the twenty-second Days of the said Months of *July* and *February* respectively, yearly, being lawful Days, or on the next lawful Day thereafter, at the ordinary Places and Hour of their Meetings, there to receive such Informations as shall be offered concerning Matters criminal, to be tried in the Circuits; and the said Justices, Sheriffs, Stewarts, Baillies of Regalities, and their Deputies, Magistrates of Burghs, and other inferior Judges and Magistrates, are hereby required and authorized to make up particular Accounts of such criminal Facts happening within their respective Bounds, as are to be tried before the respective Circuits, containing the Names and Designation of the Offenders, the Facts committed, with the Circumstances of Time and Place, and others that may serve to discover the Truth; containing also the Names and Designations of the Witnesses, and Titles of such Writes as are to be made use of at the Trials; which Informations are hereby appointed to be signed by the said Justices, or at least two of them, and their Clerk, or by the said Sheriffs, Stewarts, Baillies of Regalities, or their Deputies and Clerks, or by Magistrates of Boroughs, or other inferior Judges or Magistrates, and their Clerks respectively; and being so signed, the respective Clerks are also hereby required and authorized to transmit the same, together with such Writes or other Evidence or Proof, as are to be made use of in the Trials before the Judges at the respective Circuits, to the Lord Justice Clerk, or his Deputies at *Edinburgh*, at least forty Days before the holding of the respective Circuit Courts; that being given to her Majesty's Advocate, or such as discharge that Trust in *Scotland*, Libels and Indictments may be raised and executed against Parties, Assyzers, and Witnesses, according to the former Laws and Custom.

The Sheriffs, &c. to meet twice in the Year to receive such Informations,

and to make up Accounts of Crimes to be tried in the Circuits.

The Informations to be signed by 2 Justices, &c. and to be transmitted to the Lord Justice Clerk, &c.

V. And be it further enacted by the Authority aforesaid, That the Magistrates of such Cities and Boroughs, where the respective Circuit Courts are held, shall be obliged to attend the said Lords of Justiciary, during their Abode in their respective Cities and Boroughs; and that they prepare convenient Benches and Places for the Justices of the Peace to sit on, and be present at the said Courts; who are hereby declared to have and enjoy the same Privileges in Court, as the Justices of Peace now enjoy in *England*.

The Magistrates of Cities, &c. shall attend the Lords of Justiciary, in their respective Cities, &c. and prepare Benches, &c.

VI. Provided nevertheless, That nothing in this Act contained shall be construed to restrain her Majesty's Advocate, or his Successors in Office, in her Majesty's Name, or any Person or Persons, to inform and prosecute any criminal Action or Cause before the Circuit Court, in the same Way and Manner as is in Use to be done before the Justiciary Court at *Edinburgh*, or to alter or innovate the Method of returning Jurymen or Assysers by the Sheriffs, upon Precepts directed to them as formerly.

The Queen's Advocate shall not be restrained to prosecute any criminal Action. Juries to be returned as formerly.

CAP. XVII.

An Act for explaining and making more effectual an Act for the better enabling the Master, Wardens, and Assistants of *Trinity House* to rebuild the Light House on the *Edystone* Rock.

4 Annæ, c. 20.

'WHEREAS in and by one Act of Parliament made in the fourth and fifth Years of the Reign of her present Majesty Queen Anne, intituled, *An Act for the better enabling the Master, Wardens, and Assistants of* Trinity House *to rebuild the Light House on the* Edystone *Rock*; It is enacted, 'That from and after the placing a Light useful for Shipping, in the Light House intended to be rebuilt 'on the said Rock, there shall be paid to the said Master, Wardens, and Assistants, their Successors, 'and Assigns, by the Masters and Owners of all *English* Ships, Hoys and Barques, which shall pass by 'the same (except Coasters) the Duty of one Penny *per* Ton outwards bound, and also one Penny *per* 'Ton inwards bound; that is to say, of the Merchant one Moiety, and of the Owner of the Ship, 'Hoy or Barque, the other Moiety; and of all such Strangers or Aliens Ships and Vessels as shall 'happen to pass by the said Light House, the Sum of two Pence for every Tun of the Burden of the said 'Ship or Vessel; and that every Coaster passing by the said Light House shall pay the Duty of two 'Shillings, and no more, for every Time they shall pass by the said Light House; the said Duties 'to be collected by such Persons as the said Master, Wardens, and Assistants, or their Successors, shall 'appoint, in such Port or Place whence such Ship, Hoy or Barque shall set forth, or where such Ship 'Hoy or Barque shall arrive, before they load or unload the Goods therein; and to be recovered by 'Action of Debt, in any Court of Record at *Westminster*, wherein no Essoin, Wager of Law, or Protection shall be allowed, nor more than one Imparlance: And whereas the said Master, Wardens and 'Assistants, having a due Regard to the Safety and Preservation of the Shipping and Navigation of this 'Kingdom, did, soon after the passing the said Act, cause the said Light House to be begun, and to be 'rebuilt, and by the great Care and Diligence of the Persons employed therein, the said Work was carried on with such Expedition, that a Light useful for Shipping was placed therein on the eight and 'twentieth Day of *July* one thousand seven hundred and eight; and the said Light House hath since, 'with much Hazard and Difficulty, and a very great Expence, been fully built and compleated, to the 'great Satisfaction of the Flag Officers and Commanders of her Majesty's Fleet and Ships of War, and 'of all others concerned in Trade and Navigation: And whereas since the rebuilding of the said Light 'House, several Foreign Ships that passed by, and had the Benefit of the said Light, and arrived in some 'of the Ports of the Kingdom of *Ireland*, have avoided Payment of the said Duties, upon Pretence that 'the said Act did not extend to the said Kingdom of *Ireland*:' For Prevention whereof, and to the End a Work of that publick Nature, and so greatly beneficial to Navigation, may have all due and proper Encouragement; Be it enacted, &c.

See 8 *El.* c. 13.

"The respective Duties in the said Act, to be paid by the Master of every Ship, &c. passing by the "*Edystone* Light House, &c. How the said Duties to be recovered. No Custom House Officer to make "out any Cocquet, &c. till the Duties are paid, and an Acquittance produced to him. Such Persons "as are mentioned in the former Act, may go on board any Foreign Ship, &c. to receive the Duties; "and distrain for Non-payment. The Distress to be appraised and sold, if the Duties be not paid in "three Days; rendring the Overplus to the Master, &c. This and the former Act to be allowed as "Publick Acts in *Great Britain* and *Ireland*. P R.

CAP. XVIII.

An Act to regulate the Price and Assize of Bread.

51 H. 3. stat. 6.

'WHEREAS by the Statute made in the one and fiftieth Year of the Reign of King Henry the 'Third, intituled, [*Assisa Panis et Cervisiæ*] Provision was made, amongst other Things, for set'tling the Assise of Bread; but the said Statute is expressed in Terms so obscure and impracticable in these 'Times, that many Doubts and Difficulties have arisen, and daily do arise, in the Construction thereof, 'whereby little or no Observance hath in many Places been made, either of the due Assise, or reasonable 'Price of Bread; and covetous and evil-disposed Persons taking Advantage of the same, have, for their 'own Gain and Lucre, deceived and oppressed her Majesty's Subjects, and more especially the poorer 'Sort of people:' For Remedy whereof for the future, and that a plain and constant Rule and Method

may

may henceforward be duly obſerved and kept, in the making and aſſizing of the ſeveral Sorts of Bread made for Sale; Be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That ſo much of the ſaid Statute, [intituled, *Aſſiſa Panis et Cerviſiæ*] as relates to the Aſſiſe of Bread, ſhall be and is hereby repealed, annulled and made void; and that from and after the firſt Day of *May* in the Year of our Lord one thouſand ſeven hundred and ten, the Court of Lord Mayor and Aldermen, within the City of *London*, and the Liberties thereof, or the Lord Mayor of the ſaid City for the time being, by the Order of the ſaid Court, and the Mayor, Bailiffs, Aldermen or other Chief Magiſtrates for the time being, of any other City, Town Corporate or Borough, or two or more Juſtices of the Peace, in ſuch Towns and Places where there ſhall be no ſuch Mayor, Bailiffs, Aldermen or Chief Magiſtrates, ſhall ſeverally and reſpectively, and from time to time, as there ſhall be Occaſion, ſet, aſcertain and appoint, within their ſeveral and reſpective Juriſdictions, the Aſſiſe and Weight of all Sorts of Bread, to be ſold or expoſed to Sale by any Baker or other Perſon whatſoever, within the Limits of their ſeveral Juriſdictions, having Reſpect to the Price, the Grain, Meal or Flour, whereof ſuch Bread ſhall be made, ſhall bear in the ſeveral publick Markets, in or about the City, Town Corporate, Borough, or Place where ſuch Aſſiſe ſhall be ſo ſet, and making reaſonable Allowance to the Bakers for their Charges, Pains and Livelihoods; which ſaid Aſſiſe ſhall be ſet in *Averdupois*, and not *Troy* Weight.

So much of the ſaid Statute, intituled, Aſſiſa Panis et Cerviſiæ, as relates to the Aſſiſe of Bread, repealed.

And after May 1, 1710. the Lord Mayor of London, &c. and the Mayor, &c. of other Cities, &c. and Juſtices of the Peace, in Places where there is no Mayor, &c. ſhall ſet the Aſſiſe and Weight of all Sorts of Bread, having reſpect to the Price of the Grain, &c.

II. And that the ſaid Aſſiſe may be the more eaſily aſcertained and appointed; Be it likewiſe enacted by the Authority aforeſaid, That from and after the ſaid firſt Day of *May* no Perſon or Perſons whatſoever ſhall make for Sale, or ſell or expoſe to Sale, any Sort or Sorts of Bread, other than the ſeveral Sorts of Bread herein after-mentioned; that is to ſay, White, Wheaten and Houſhold, and ſuch other Sort and Sorts of Bread as ſhall be publickly licenſed and allowed by the ſaid Court of Lord Mayor and Aldermen within the ſaid City of *London* and Liberties thereof, or by the ſaid other Chief Magiſtrates or Juſtices of the Peace within their ſeveral and reſpective Juriſdictions; all which ſeveral Sorts of Bread ſhall be made in their ſeveral and reſpective Degrees, according to the Goodneſs of the ſeveral Sorts of Grain, whereof the ſame ought to be made, and the Aſſiſe and Weight of the ſaid White, Wheaten and Houſhold Bread made of Wheat, ſhall be ſet and aſcertained according to the Table hereafter following.

After the ſaid firſt of May, no Perſon ſhall ſell any Bread, other than ſuch as ſhall be allowed by the Lord Mayor, &c. Bread to be made according to the Table following.

A Table

EXPLANATION:

In the First and Laſt Columns is the Price of the Buſhel of Wheat, from 2s. to 15s. the Buſhel, the Allowance of the Magiſtrates to the Baker for Baking being included: And in the other Columns is the Weight of the ſeveral Loaves. So that (for Example) if the Price of Wheat is 5 s. the Buſhel, and the Magiſtrates allow 1*s.* 6*d.* the Buſhel to the Baker for Baking, then even with the 6*s.* 6*d.* in the Firſt or Laſt Column, will be found the Weight of the ſeveral Loaves; but if the Price is 3 *s.* the Buſhel, and the Allowance 1 *s.* then the Weight of the ſaid Loaves will be found even with 4 *s.*

NOTE, *That the White Loaves are one Half, and the Wheaten three Quarters of the Weight of Houſhold Loaves.*

The Price of the Buſhel of Wheat, and Baking.	Small Bread.									Larger Bread.									The Price of the Buſhel of Wheat, and Baking.
	The Penny Loaf.						Two-penny Loaf.						Six-penny Loaf.			Twelve-penny Loaf.			Eighteen-penny Loaf.			
	White		Whe.		Houſ.		White		Wheaten		Houſhold		Wheaten		Houſhold	Wheaten		Houſhold	Wheaten		Wheaten		
s. d.	Ounces.	Drams	Ounces	Drams	Ounces	Drams	Pounds	Ounces	Drams	Pounds	Ounces	Drams	Pounds	Ounces	Drams	Pounds	Ounces	Drams	Pounds	Ounces	Drams	s. d.
2 0	23	3	34	12	46	5	2	14	5	4	5	8	13	0	9	17	6	1	26	1	2	34	12	2	39	1	10	52	2	3	2 0
2 3	20	10	30	14	41	3	2	9	3	3	13	13	11	9	6	15	7	3	23	2	12	30	14	5	34	12	2	46	5	8	2 3
2 6	18	9	27	13	37	1	2	5	1	3	7	10	10	6	13	13	14	7	20	13	11	27	12	14	31	4	8	41	11	6	2 6
2 9	16	14	25	4	33	11	2	1	11	3	2	9	9	7	11	12	10	4	18	15	5	25	4	7	28	7	0	37	14	11	2 9
3 0	15	7	23	3	30	14	1	14	14	2	14	5	8	11	0	11	9	6	17	6	1	23	2	12	26	1	1	34	12	2	3 0
3 3	14	4	21	6	28	8	1	12	8	2	10	12	8	0	5	10	11	2	16	0	11	21	6	4	24	1	0	32	1	6	3 3
3 6	13	4	19	14	26	8	1	10	8	2	7	12	7	7	3	9	14	14	14	14	5	19	13	13	22	5	8	29	12	11	3 6
3 9	12	6	18	9	24	11	1	8	11	2	5	1	6	15	4	9	4	5	13	14	7	18	8	10	20	13	11	27	12	14	3 9
4 0	11	9	17	6	23	3	1	7	3	2	2	12	6	8	4	8	11	0	13	0	9	17	6	1	19	8	13	26	1	1	4 0
4 3	10	14	16	6	21	13	1	5	13	2	0	11	6	2	2	8	2	14	12	4	4	16	5	11	18	6	7	24	8	9	4 3
4 6	10	5	15	7	20	10	1	4	10	1	14	14	5	12	11	7	11	9	11	9	6	15	7	3	17	6	1	23	2	12	4 6
4 9	9	12	14	10	19	8	1	3	8	1	13	4	5	7	13	7	5	1	10	15	10	14	10	3	16	7	7	21	15	4	4 9
5 0	9	4	13	14	18	9	1	2	9	1	11	13	5	3	7	6	15	4	10	6	13	13	14	7	15	10	4	20	13	11	5 0
5 3	8	13	13	4	17	10	1	1	10	1	10	8	4	15	7	6	9	15	9	14	14	13	3	14	14	14	5	19	13	13	5 3
5 6	8	7	12	10	16	14	1	0	14	1	9	4	4	11	13	6	5	2	9	7	11	12	10	4	14	3	8	18	15	5	5 6
5 9	8	1	12	1	16	2	1	0	2	1	8	3	4	8	9	6	0	11	9	1	1	12	1	7	13	9	10	18	2	2	5 9
6 0	7	12	11	9	15	7	0	15	7	1	7	3	4	5	8	5	12	11	8	11	1	11	9	6	13	0	9	17	6	1	6 0
6 3	7	7	11	2	14	13	0	14	13	1	6	4	4	2	12	5	9	0	8	5	8	11	1	15	12	8	3	16	10	15	6 3
6 6	7	2	10	11	14	4	0	14	4	1	5	6	4	0	3	5	5	9	8	0	5	10	11	2	12	0	8	16	0	11	6 6
6 9	6	14	10	5	13	12	0	13	12	1	4	10	3	13	13	5	2	6	7	11	9	10	4	12	11	9	6	15	7	3	6 9
7 0	6	10	9	15	13	4	0	13	4	1	3	14	3	11	9	4	15	7	7	7	3	9	14	14	11	2	12	14	14	5	7 0
7 3	6	6	9	9	12	13	0	12	13	1	3	3	3	9	8	4	12	11	7	3	1	9	9	7	10	12	9	14	6	2	7 3
7 6	6	3	9	4	12	6	0	12	6	1	2	9	3	7	10	4	10	2	6	15	4	9	4	5	10	6	13	13	14	7	7 6
7 9	6	0	9	0	11	15	0	11	15	1	1	15	3	5	13	4	7	12	6	11	10	8	15	8	10	1	7	13	7	4	7 9
8 0	5	13	8	11	11	9	0	11	9	1	1	6	3	4	2	4	5	8	6	8	4	8	11	1	9	12	7	13	0	9	8 0
8 3	5	10	8	7	11	4	0	11	4	1	0	14	3	2	9	4	3	7	6	5	2	8	6	13	9	7	11	12	10	4	8 3
8 6	5	7	8	3	10	14	0	10	14	1	0	6	3	1	1	4	1	7	6	2	2	8	2	14	9	3	3	12	4	4	8 6
8 9	5	5	7	15	10	9	0	10	9	0	15	14	2	15	11	3	15	9	5	15	5	7	15	2	8	15	0	11	14	11	8 9
9 0	5	2	7	12	10	5	0	10	5	0	15	7	2	14	5	3	13	13	5	12	11	7	11	9	8	11	0	11	9	6	9 0
9 3	5	0	7	8	10	0	0	10	0	0	15	0	2	13	1	3	12	2	5	10	3	7	8	4	8	7	4	11	4	6	9 3
9 6	4	14	7	5	9	12	0	9	12	0	14	10	2	11	14	3	10	9	5	7	13	7	5	1	8	3	11	10	15	10	9 6
9 9	4	12	7	2	9	8	0	9	8	0	14	4	2	10	12	3	9	1	5	5	9	7	2	1	8	0	5	10	11	2	9 9
10 0	4	10	6	15	9	4	0	9	4	0	13	14	2	9	11	3	7	10	5	3	7	6	15	4	7	13	2	10	6	13	10 0
10 3	4	8	6	13	9	1	0	9	1	0	13	9	2	8	11	3	6	4	5	1	6	6	12	8	7	10	3	10	2	12	10 3
10 6	4	7	6	10	8	13	0	8	13	0	13	4	2	7	12	3	4	15	4	15	7	6	9	15	7	7	3	9	14	14	10 6
10 9	4	5	6	7	8	10	0	8	10	0	12	15	2	6	13	3	3	12	4	13	10	6	7	7	7	4	6	9	11	3	10 9
11 0	4	3	6	5	8	7	0	8	7	0	12	10	2	5	15	3	2	9	4	11	13	6	5	2	7	1	12	9	7	11	11 0
11 3	4	2	6	3	8	4	0	8	4	0	12	6	2	5	1	3	1	7	4	10	2	6	2	14	6	15	4	9	4	5	11 3
11 6	4	0	6	1	8	1	0	8	1	0	12	1	2	4	4	3	0	6	4	8	9	6	0	11	6	12	13	9	1	1	11 6
11 9	3	15	5	15	7	14	0	7	14	0	11	13	0	15	12	2	15	5	4	7	0	5	14	11	6	10	8	8	14	0	11 9
12 0	3	14	5	13	7	12	0	7	12	0	11	9	0	15	7	2	14	5	4	5	8	5	12	11	6	8	4	8	11	0	12 0
12 3	3	13	5	11	7	9	0	7	9	0	11	6	0	15	2	2	13	6	4	4	2	5	10	13	6	6	2	8	8	3	12 3
12 6	3	11	5	9	7	7	0	7	7	0	11	2	0	14	13	2	12	8	4	2	12	5	9	0	6	4	2	8	5	8	12 6
12 9	3	10	5	7	7	4	0	7	4	0	10	14	0	14	9	2	12	10	4	1	7	5	7	4	6	2	2	8	2	14	12 9
13 0	3	9	5	6	7	2	0	7	2	0	10	11	0	14	4	2	11	12	4	0	3	5	5	9	6	0	4	8	0	5	13 0
13 3	3	8	5	4	7	0	0	7	0	0	10	8	0	14	0	1	15	8	2	10	6	3	14	15	5	3	15	5	14	7	13 3
13 6	3	7	5	2	6	14	0	6	14	0	10	5	0	13	12	1	14	14	2	9	3	3	13	13	5	2	6	5	12	11	13 6
13 9	3	6	5	1	6	12	0	6	12	0	10	2	0	13	8	1	14	5	2	8	7	3	12	11	5	0	14	5	11	0	13 9
14 0	3	5	4	15	6	10	0	6	10	0	9	15	0	13	4	1	13	13	2	7	12	3	11	9	4	15	7	5	9	6	14 0
14 3	3	4	4	14	6	8	0	6	8	0	9	12	0	13	0	1	13	4	2	7	0	3	10	9	4	11	1	5	7	13	14 3
14 6	3	3	4	13	6	6	0	6	6	0	9	9	0	12	13	1	12	12	2	6	6	3	7	8	4	10	11	5	6	5	14 6
14 9	3	2	4	11	6	5	0	6	5	0	9	7	0	12	9	1	12	4	2	5	11	3	8	9	4	11	7	5	4	13	14 9
15 0	3	1	4	10	6	3	0	6	3	0	9	4	0	12	6	1	11	13	2	5	1	3	9	10	4	12	2	5	3	7	6 15	4	15 0

III. And

Bakers to mark their Bread.

III. And to the Intent that the good Design of this Act may be effectually complied with, Be it further enacted by the Authority aforesaid, That every common Baker, and every Person, who shall make or bake for Sale, or any Ways expose to Sale, any Sort of Bread whatsoever, shall, from and after the said first Day of *May*, fairly imprint or mark, or cause to be fairly imprinted or marked, on every Loaf so by him made or exposed to Sale, the Sort, Price, and Weight of such Loaf, or any other Mark as shall be appointed by the said Court of Lord Mayor and Aldermen, or by the said other Chief Magistrates and Justices of the Peace respectively, within the Limits of their said several Jurisdictions; and the said Court of Lord Mayor and Aldermen within the City of *London*, and the Liberties thereof, and the said other Chief Magistrates or Justices of the Peace, within the Bounds of their several Jurisdictions, shall have full Power and Authority, from time, to time, to limit, direct and appoint, how and in what Manner each Sort of Bread shall be marked, for knowing the Baker or Maker, Price, Weight and Sort thereof; and to make and set down any other reasonable Rules and Orders for the better regulating the Mystery of baking Bread, and the Sorts, Assize, Price, and Weight thereof, and all things concerning the same, as in their Judgments they shall find necessary and convenient; and if any Baker or Bakers, or other Person or Persons baking or making Bread for Sale, or exposing Bread to Sale, shall not observe the Assize, to be ascertained by virtue of this Act, or shall bake or make for Sale, or sell or expose to Sale, any Bread wanting the due Weight, or that shall not be marked according to the Direction of this Act, or shall break such Regulations and Orders as shall from time to time be made by virtue of this Act, or shall in any Sort or Way break or infringe any of the Matters or Things before appointed by this Act, he or they so doing, being thereof convicted by the Confession of the Party, or by the Oath of one or more credible Witness or Witnesses, before the said Lord Mayor or any one or more of the said Aldermen, or before the said Chief Magistrate or Magistrates, or one of them, or in such Towns and Places where there are not any such Magistrate or Magistrates, before one or more Justices of the Peace of the County wherein the Offence shall be committed, or the Party offending apprehended, shall, for every such Offence, forfeit the Sum of forty Shillings, to be levied by Way of Distress upon the Goods and Chattels of every such Offender, by Warrant from the said Lord Mayor, Alderman or Aldermen, or Chief Magistrate or Magistrates Justice or Justices, before whom such Conviction shall be made; the said Forfeitures to be given to the Informer or Informers.

Lord Mayor, &c. to direct how the Bread shall be marked.

Penalty of Offenders.

Repealed as to the Penalty, by 1 Geo. 1. stat. 2. c. 26. §. 5. and further Provisions relating hereto.

By 3 Geo. 2. c. 29. §. 2. Offenders are to pay 10s.

To be given to the Informer.

Convictions to be certified to the Quarter-Sessions.

IV. And it is further enacted by the Authority aforesaid, That the Convictions made as aforesaid, upon this Act, shall be certified to the next General Quarter-Sessions of the Peace for the county or Place where such Convictions were made, to be there kept upon Record by the respective Clerks of the Peace, to be seen without Fee or Reward.

Prosecution to be within 3 Days.

V. Provided always, That no Person shall be convicted in Manner aforesaid, for any of the before-mentioned Offences, unless the Prosecution, in Order to such Conviction, be commenced within three Days next after the Offence committed.

Party grieved may appeal to the Sessions, whose determination shall be final.

And they may allow Costs, and commit the Offender till Payment.

If the Appellant make good his Appeal, the Informer shall pay Costs.

VI. Provided also, and be it further enacted by the Authority aforesaid, That if any Person so convicted shall think him or herself aggrieved, he or she shall and may make his or her Appeal in Writing to the next Quarter-Sessions of the Peace for the City, Town or County where such Conviction shall be made, where the same shall be heard, and finally determined; and if the said Person so appealing shall not make good such his or her Appeal, or prosecute it with Effect, the said Court of Sessions shall award such Costs as they shall think reasonable to the Prosecutor or Informer, and commit the Offender to the Common Gaol, until he or she shall make Payment of the said Costs, and also of the Penalty adjudged on the Conviction, to the Informer; but in case the said Appellant shall make good his Appeal, and be discharged of his or her said Conviction, the like reasonable Costs shall be awarded for the Appellant against such Informer, who should (in case of Conviction) have been intitled to the said Penalty, to be recovered as aforesaid.

Penalty of selling Bread mixed with other Grain than appointed by the Assize.

Penalty of any Magistrate neglecting his Duty.

VII. Provided also, That if any Baker or Seller of Bread shall put into any Bread by him sold or exposed to Sale, any mixture of any other Grain than what shall be appointed by the Assize settled in the Place where such Bread shall be so sold or exposed to Sale, every such Person so offending shall, for every such Offence, forfeit the Sum of twenty Shillings, to be had and recovered in the Manner and Form herein before-mentioned; and if any Mayor, Alderman or Justice of the Peace, shall, on any Information made to him of any Offences committed against this Act, wilfully and wittingly omit the Performance of his Duty thereupon, in the Execution of this Act, he shall forfeit the Sum of twenty Shillings, to be recovered by Action, Bill, Plaint or Information, in any of her Majesty's Courts at *Westminster*, wherein no Essoin, Protection or Wager of Law shall be allowed, or any more than one Imparlance.

The Lord Mayor, &c. may enter the Houses of Bakers to view the Bread,

and if it be found wanting, in Goodness, Baking, Weight, &c.

VIII. And that the good Design of this Statute may be the more effectually accomplished, Be it further enacted, That it shall and may be lawful to and for the said Lord Mayor and Alderman of the City of *London*, or any one of them, within the said City and Liberties thereof, and also to and for the said Chief Magistrate or Magistrates, or Justices of Peace, or any one of them, within the Limits of their several Jurisdictions, at all Times hereafter, in the Day-time, to enter into any House, Shop, Stall, Bake-house, Ware-house or Out-house, of or belonging to any Baker or Seller of Bread, there to search for, view, weigh and try all or any the Bread of such Person, or which shall there be found; and if any Bread shall there be found wanting, either in the Goodness of the Stuff, whereof the same shall be made, or be deficient in the due baking or working thereof, or shall be wanted in the due Weight, or shall not be truly marked according to the Directions of this Act, or shall be of any other Sort than shall be allowed by virtue

tue of this Act; that then and in every ſuch Caſe, it ſhall and may be lawful to and for ſuch Lord Mayor, Alderman or Aldermen, Chief Magiſtrate or Magiſtrates, Juſtices or Juſtice of the Peace, to ſeize and take the Bread ſo found, and cauſe the ſame to be forthwith given and diſtributed to the Poor of the Pariſh where ſuch Seizure ſhall be made; and if any Baker or Seller of Bread, or other Perſon or Perſons, ſhall not permit or ſuffer ſuch Search or Seizure to be made, or ſhall oppoſe, hinder or reſiſt the ſame, he or they ſo doing, ſhall for every ſuch Offence forfeit the Sum of forty Shillings to the Informer or Informers, to be had and recovered in the ſummary Manner and Form herein before-mentioned.

may ſeize and give it to the Poor.

Penalty on Baker, &c. oppoſing ſuch Search.

IX. And it is hereby further enacted, That if any Action or Suit ſhall be commenced or brought againſt any Mayor, Chief Magiſtrate, Juſtice of Peace, Conſtable or any other Officer or Perſon whatſoever, for doing or cauſing to be done, any Thing in Purſuance or Execution of this Act, or relating thereunto, the Defendant in ſuch Action or Suit may plead the General Iſſue, and give the ſpecial Matter in Evidence; and if the Plaintiff be nonſuited, or diſcontinue his Action, or a Verdict be given for the Defendant, or Judgment be otherwiſe given for the Defendant, every ſuch Defendant ſhall have Double Coſts.

In Actions brought for the Execution of this Act, Defendant may plead the General Iſſue, &c. and ſhall have Double Coſts.

X. Provided always, That this Act, nor any thing therein contained, ſhall extend to prejudice any Right or Cuſtom of the City of *London*, or the Practice there uſed, or of the Lord or Lords of any Leet, to let, enquire and puniſh the Breach of Aſſize of Bread within their reſpective Leets or Views of Frankpledge, nor of the Clerk or Clerks of the Market.

This Act ſhall not prejudice the Rights of the City of London, &c.

XI. Provided nevertheleſs, That no Perſon puniſhed by this Act, ſhall be for the ſame Offence proſecuted by any other Law, Statute, Uſage or Cuſtom whatſoever.

Perſons puniſhed by this Act ſhall not be proſecuted by any other Law, &c.

'XII. And whereas there have been great Abuſes in aſſizing of Bread, by the variety of Buſhels and 'other Meaſures uſed in different Places, and though to rectify ſuch Abuſes, ſeveral good Laws have been 'made purſuant to the great Charter, That there ſhall be but one Meaſure to be uſed throughout all the 'Realm, particularly one Act made in the two and twentieth Year of the Reign of the late King CHARLES 'the Second, intituled, *An Act for aſcertaining the Meaſures of Corn and Salt*, and another Act made in the 'two and twentieth and three and twentieth Years of King CHARLES the Second, intituled, *An additional 'Act for aſcertaining the Meaſures of Corn and Salt*, yet the ſaid good Laws have not hitherto been obſerved 'as they ought to have been;' Therefore for the better and ſtricter Obſervation of the ſame, all Juſtices of the Peace, Conſtables and other Officers, are hereby ſtrictly commanded and required to ſee the ſaid ſeveral Acts put in due Execution, and all Juſtices of Aſſize, and Juſtices of the Peace, are in their ſeveral and reſpective Charges at their Aſſizes or Seſſions of the Peace, to enforce and preſs the Execution of the ſaid Laws, and to uſe all legal Methods to make the ſaid Laws, and alſo this preſent Act, to be effectually practiſed and obſerved.

The Act made 22 Car. 2. c. 8. and the Act 22 & 23 Car. 2. c. 12. to be put in Execution, and Judges, &c. to give them in Charge.

XIII. Provided always, That neither this Act, nor any thing therein contained, ſhall extend or be conſtrued to extend to prejudice the ancient Right or Cuſtom of the two Univerſities of *Oxford* and *Cambridge* or either of them, or their Clerks of the Market, or the Practice within the ſeveral Juriſdictions there uſed, to ſet, aſcertain and appoint the Aſſize and Weight of all Sorts of Bread to be ſold or expoſed to Sale, within their ſeveral Juriſdictions; but that they ſhall and may ſeverally and reſpectively, from time to time, as there ſhall be occaſion, ſet, aſcertain and appoint, within their ſeveral and reſpective Juriſdictions, the Aſſize and Weight of all Sorts of Bread to be ſold or expoſed to Sale, by any Baker or other Perſon whatſoever, within the Limits of their ſeveral Juriſdictions, and ſhall and may enquire and puniſh the Breach thereof, as fully and freely in all Reſpects as they uſed to do, as if this Act had never been had or made; any thing herein contained to the contrary thereof notwithſtanding.

This Act ſhall not prejudice the Rights of either Univerſity.

XIV. Provided always, That this Act ſhall continue for three Years, and from thence to the End of the next Seſſion of Parliament, and no longer.

To continue for 3 Years, &c.

[Continued by 1 Geo. 1. ſtat. 2. cap. 26. ſect. 4. with ſome Alterations.
Continued by 5 Geo. 1. cap. 25. for five Years.
Continued by 10 Geo. 1. cap. 17. for ſeven Years, *&c.*
And farther continued by 3 Geo. 2. c. 29. ſect. 1. until *March* 1738.
By 12 Geo. c. 13. and amended; and by 22 Geo. 2. c. 46. to 24 *June* 1757. and to the End of the next Seſſion and amended.]

Farther Proviſions relating hereto 31 *Geo.* 2. *c.* 29. 32 *Geo.* 2. *c.* 18.

CAP. XIX.

An Act for the Encouragement of Learning, by veſting the Copies of printed Books in the Authors or Purchaſers of ſuch Copies, during the Times therein mentioned.

'WHEREAS Printers, Bookſellers and other Perſons have of late frequently taken the Liberty of 'printing, reprinting and publiſhing, or cauſing to be printed, reprinted and publiſhed, Books and 'other Writings, without the Conſent of the Authors or Proprietors of ſuch Books and Writings, to the 'their very great Detriment, and too often to the Ruin of them and their Families:' For preventing therefore ſuch Practices for the future, and for the Encouragement of learned Men to compoſe and write uſeful Books; may it pleaſe your Majeſty, that it may be enacted, and be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the tenth Day of *April* one thouſand ſeven hundred and ten, the Author of any Book or Books already printed, who hath not transferred to any other the Copy or Copies of ſuch Book or Books, Share or Shares transferred their Rights, and the Bookſellers, &c. who have purchaſed Copies, ſhall have the ſole Right of printing them for the Term of 21 Years:

After 10 April 1710. the Authors of Books already printed, who have not

thereof, or the Bookſeller or Bookſellers, Printer or Printers, or other Perſon or Perſons, who hath or have purchaſed or acquired the Copy or Copies of any Book or Books, in order to print or reprint the ſame, ſhall have the ſole Right and Liberty of printing ſuch Book and Books for the Term of one and twenty Years, to commence from the ſaid tenth Day of *April* and no longer; and that the Author of any Book or Books already compoſed, and not printed and publiſhed, or that ſhall hereafter be compoſed, and his Aſſignee or Aſſigns, ſhall have the ſole Liberty of printing and reprinting ſuch Book and Books for the Term of fourteen Years, to commence from the Day of the firſt publiſhing the ſame, and no longer; and that if any other Bookſeller, Printer or other Perſon whatſoever, from and after the tenth Day of *April* one thouſand ſeven hundred and ten, within the Times granted and limited by this Act as aforeſaid, ſhall print, reprint or import, or cauſe to be printed, reprinted or imported, any ſuch Book or Books, without the Conſent of the Proprietor or Proprietors thereof firſt had and obtained in Writing, ſigned in the Preſence of two or more credible Witneſſes; or knowing the ſame to be ſo printed or reprinted, without the Conſent of the Proprietors, ſhall ſell, publiſh or expoſe to Sale, or cauſe to be ſold, publiſhed or expoſed to Sale, any ſuch Book or Books, without ſuch Conſent firſt had and obtained as aforeſaid: Then ſuch Offender or Offenders ſhall forfeit ſuch Book or Books, and all and every Sheet or Sheets, being Part of ſuch Book or Books, to the Proprietor or Proprietors of the Copy thereof, who ſhall forthwith Damask and make Waſte Paper of them; and further, That every ſuch Offender or Offenders ſhall forfeit one Penny for every Sheet which ſhall be found in his, her or their Cuſtody, either printed or printing, publiſhed or expoſed to Sale, contrary to the true Intent and Meaning of this Act; the one Moiety thereof to the Queen's moſt Excellent Majeſty, her Heirs and Succeſſors, and the other Moiety thereof to any Perſon or Perſons that ſhall ſue for the ſame, to be recovered in any of her Majeſty's Courts of Record at *Weſtminſter*, by Action of Debt, Bill, Plaint or Information, in which no Wager of Law, Eſſoin, Privilege or Protection, or more than one Imparlance ſhall be allowed.

And the Authors of Books not printed, to have the ſole Right of printing for 14 Years, Puniſhment of Bookſeller, &c. printing without Conſent of the Proprietor.

'II. And whereas many Perſons may through Ignorance offend againſt this Act, unleſs ſome Proviſion 'be made, whereby the Property in every ſuch Book, as is intended by this Act to be ſecured to the Pro-'prietor or Proprietors thereof, may be aſcertained, as likewiſe the Conſent of ſuch Proprietor or Proprie-'tors for the printing or reprinting of ſuch Book or Books may from time to time be known;' Be it therefore further enacted by the Authority aforeſaid, That nothing in this Act contained ſhall be conſtrued to extend to ſubject any Bookſeller, Printer or other Perſon whatſoever, to the Forfeitures or Penalties therein mentioned, for or by Reaſon of the printing or reprinting of any Book or Books without ſuch Conſent, as aforeſaid, unleſs the Title to the Copy of ſuch Book or Books hereafter publiſhed ſhall, before ſuch Publication, be entred in the Regiſter Book of the Company of Stationers, in ſuch Manner as hath been uſual, which Regiſter Book ſhall at all Times be kept at the Hall of the ſaid Company, and unleſs ſuch Conſent of the Proprietor or Proprietors be in like Manner entered as aforeſaid, for every of which ſeveral entries ſix Pence ſhall be paid, and no more; which ſaid Regiſter Book may, at all ſeaſonable and convenient Times, be reſorted to, and inſpected by any Bookſeller, Printer or other Perſon, for the Purpoſes before-mentioned, without any Fee or Reward; and the Clerk of the ſaid Company of Stationers ſhall, when and as often as thereunto required, give a Certificate under his Hand of ſuch Entry or Entries and for every ſuch Certificate may take a Fee not exceeding ſix Pence.

Copies of Books to be entred before Publication in the Regiſter Book of the Company of Stationers; which may be inſpected at any Time without Fee.

Clerk of the Company to give a Certificate of ſuch Entry.

III. Provided nevertheleſs, That if the Clerk of the ſaid Company of Stationers for the time being, ſhall refuſe or neglect to regiſter, or make ſuch Entry or Entries, or to give ſuch Certificate, being thereunto required by the Author or Proprietor of ſuch Copy or Copies, in the Preſence of two or more credible Witneſſes, That then ſuch Perſon and Perſons ſo refuſing, Notice being firſt duly given of ſuch Refuſal, by an Advertiſement in the *Gazette*, ſhall have the like Benefit, as if ſuch Entry or Entries, Certificate or Certificates had been duly made and given; and that the Clerks ſo refuſing ſhall, for any ſuch Offence, forfeit to the Proprietor of ſuch Copy or Copies the Sum of twenty Pounds, to be recovered in any of her Majeſty's Courts of Record at *Weſtminſter*, by Action of Debt, Bill, Plaint or Information, in which no Wager of Law, Eſſoin, Privilege or Protection, or more than one Imparlance ſhall be allowed.

Penalty of the Clerk refuſing ſo to do.

IV. Provided nevertheleſs, and it is hereby further enacted by the Authority aforeſaid, That if any Bookſeller or Bookſellers, Printer or Printers, ſhall after the ſaid five and twentieth Day of *March* one thouſand ſeven hundred and ten, ſet a Price upon, or ſell, or expoſe to Sale, any Book or Books at ſuch a Price or Rate as ſhall be conceived by any Perſon or Perſons to be too high and unreaſonable; it ſhall and may be lawful for any Perſon or Perſons to make Complaint thereof to the Lord Archbiſhop of *Canterbury* for the time being, the Lord Chancellor or Lord Keeper of the Great Seal of *Great Britain*, for the time being, the Lord Biſhop of *London* for the time being, the Lord Chief Juſtice of the Court of *Queen's Bench*, the Lord Chief Juſtice of the Court of *Common Pleas*, the Lord Chief Baron of the Court of *Exchequer* for the time being, the Vice-Chancellors of the two Univerſities for the time being, in that Part of *Great Britain* called *England*; the Lord Preſident of the Seſſions for the time being, the Lord Juſtice General for the time being, the Lord Chief Baron of the *Exchequer* for the time being, the Rector of the College of *Edinburgh* for the time being, in that Part of *Great Britain* called *Scotland*; who, or any one of them, ſhall and have hereby full Power and Authority, from time to time, to ſend for, ſummon or call before him or them ſuch Bookſeller or Bookſellers, Printer or Printers, and to examine and enquire of the Reaſon of the Dearneſs and Inhancement of the Price or Value of ſuch Book or Books by him or them ſo ſold or expoſed to Sale; and if upon ſuch Enquiry and Examination it ſhall be found, that the Price of ſuch Book or Books is inhanced, or any wiſe too high or unreaſonable, then and in ſuch caſe the ſaid Archbiſhop of *Canterbury*, Lord Chancellor or Lord Keeper, Biſhop of *London*, two Chief Juſtices, Chief Baron, Vice-Chancellors of the Univerſities, in that Part of *Great Britain* called *England*,

After 25 March 1710. the Archbiſhop of Canterbury, &c. to ſettle the Prices of Books, upon Complaint made that they are unreaſonable.

and the ſaid Lord Preſident of the Seſſions, Lord Juſtice General, Lord Chief Baron, ond Rector of the College of *Edinburgh*, in that Part of *Great Britain* called *Scotland*, or any one or more of them, ſo enquiring and examining, have hereby full Power and Authority to reform and redreſs the ſame, and to limit and ſettle the Price of every ſuch printed Book and Books, from Time to Time, according to the beſt of their Judgments, and as to them ſhall ſeem juſt and reaſonable; and in caſe of Alteration of the Rate or Price from what was ſet or demanded by ſuch Bookſeller or Bookſellers, Printer or Printers, to award and order ſuch Bookſeller and Bookſellers, Printer and Printers, to pay all the Coſts and Charges that the Perſon or Perſon ſo complaining ſhall be put unto, by Reaſon of ſuch Complaint, and of the cauſing ſuch Rate or Price to be ſo limited and ſettled; all which ſhall be done by the ſaid Archbiſhop of *Canterbury*, Lord Chancellor or Lord Keeper, Biſhop of *London*, two Chief Juſtices, Chief Baron, Vice-Chancellors of the two Univerſities, in that Part of *Great Britain* called *England*, and the ſaid Lord Preſident of the Seſſions, Lord Juſtice General, Lord Chief Baron, and Rector of the College of *Edinburgh*, in that Part of *Great Britain* called *Scotland*, or any one of them, by Writing under their Hands and Seals, and thereof publick notice ſhall be forthwith given by the ſaid Bookſeller or Bookſellers, Printer or Printers, by an Advertiſement in the *Gazette*; and if any Bookſeller or Bookſellers, Printer or Printers, ſhall after ſuch Settlement made of the ſaid Rate and Price ſell or expoſe to Sale any Book or Books, at a higher or greater Price than what ſhall have been ſo limited and ſettled as aforeſaid, then and in every ſuch Caſe ſuch Bookſeller and Bookſellers, Printer and Printers, ſhall forfeit the Sum of five Pounds for every ſuch Book ſo by him, her or them ſold or expoſed to Sale; one Moiety thereof to the Queen's moſt Excellent Majeſty, her Heirs and Succeſſors, and the other Moiety to any Perſon or Perſons that ſhall ſue for the ſame, to be recovered with Coſts of Suit, in any of her Majeſty's Courts of Record at *Weſtminſter*, by Action of Debt, Bill, Plaint or Information, in which no Wager of Law, Eſſoin, Privilege or Protection, or more than one Imparlance ſhall be allowed.

and if altered from the Price the Bookſeller ſet, may order him to pay Coſts to the Party complaining.

Penalty on Bookſellers ſelling at higher Rates. *This Clauſe repealed by 12 Geo. 2. c. 36.*

V. Provided always, and it is hereby enacted, That nine Copies of each Book or Books, upon the beſt Paper, that from and after the ſaid tenth Day of *April* one thouſand ſeven hundred and ten ſhall be printed and publiſhed as aforeſaid, or reprinted and publiſhed with Additions, ſhall, by the Printer and Printers thereof, be delivered to the Warehouſe-keeper of the ſaid Company of Stationers, for the Time being, at the Hall of the ſaid Company, before ſuch Publication made, for the Uſe of the Royal Library, the Libraries of the Univerſities of *Oxford* and *Cambridge*, the Libraries of the four Univerſities in *Scotland*, the Library of *Sion College* in *London*, and the Library commonly called the Library belonging to the Faculty of Advocates at *Edinburgh* reſpectively; which ſaid Warehouſe-keeper is hereby required, within ten Days after Demand by the Keepers of the reſpective Libraries, or any Perſon or Perſons by them or any of them authroized to demand the ſaid Copy, to deliver the ſame, for the Uſe of the aforeſaid Libraries; and if any Proprietor, Bookſeller or Printer, or the Warehouſe-keeper of the ſaid Company of Stationers, ſhall not obſerve the Direction of this Act therein, that then he and they ſo making Default in not delivering the ſaid printed Copies as aforeſaid, ſhall forfeit, beſides the Value of the ſaid printed Copies, the Sum of five Pounds for every Copy not ſo delivered, as alſo the Value of the ſaid printed Copy not ſo delivered; the ſame to be recovered by the Queen's Majeſty, her Heirs and Succeſſors, and by the Chancellor, Maſters, and Scholars of any of the ſaid Univerſities, and by the Preſident and Fellows of *Sion College*, and the ſaid Faculty of Advocates at *Edinburgh*, with their full Coſts reſpectively.

After 10 April 9 Copies of each Book ſhall be delivered to the Warehouſe-keeper of the Company of Stationers, for the Uſe of the Univerſity Libraries, &c.

Warehouſe-keeper to deliver the Books 10 Days after Demand.

Penalty of Proprietor, &c. not obſerving the Directions of this Act.

VI. Provided always, and be it further enacted, That if any Perſon or Perſons incur the Penalties contained in this Act, in that Part of *Great Britain* called *Scotland*, they ſhall be recoverable by any Action before the Court of Seſſion there.

Penalties in Scotland how recoverable.

VII. Provided, That nothing in this Act contained do extend, or ſhall be conſtrued to extend to prohibit the Importation, Vending or Selling of any Books in *Greek*, *Latin*, or any other foreign Language printed beyond the Seas; any thing in this Act contained to the contrary notwithſtanding.

This Act not to hinder the Importation, &c. of Books in Greek, &c. printed beyond Sea.

VIII. And be it further enacted by the Authority aforeſaid, That if any Action or Suit ſhall be commenced or brought againſt any Perſon or Perſons whatſoever, for doing or cauſing to be done any Thing in purſuance of this Act, the Defendants in ſuch Action may plead the General Iſſue, and give the ſpecial Matter in Evidence; and if upon ſuch Action a Verdict be given for the Defendant, or the Plaintiff become nonſuited or diſcontinue his Action, then the Defendant ſhall have and recover his full Coſts, for which he ſhall have the ſame Remedy as a Defendant in any Caſe by Law hath.

General Iſſue.

IX. Provided, That nothing in this Act contained ſhall extend, or be conſtrued to extend, either to prejudice or confirm any Right that the ſaid Univerſities or any of them, or any Perſon or Perſons have, or claim to have, to the printing or reprinting any Book or Copy already printed, or hereafter to be printed.

This Act not to prejudice the Right of the Univerſities.

X. Provided nevertheleſs, That all Actions, Suits, Bills, Indictments or Informations for any Offence that ſhall be committed againſt this Act, ſhall be brought, ſued and commenced within the Months next after ſuch Offence committed, or elſe the ſame ſhall be void and of none Effect.

Actions for Offences againſt this Act, to be brought in 3 Months.

XI. Provided always, That after the Expiration of the ſaid Term of fourteen Years, the ſole Right of printing or diſpoſing of Copies ſhall return to the Authors thereof, if they are then living, for another Term of fourteen Years.

After the 14 Years, the Right of Printing, &c. to return to the Author for other 14 Years. *See 27 Geo. 2. c. 18.*

CAP. XX.

An Act for raiſing the Militia for the Year one thouſand ſeven hundred and ten, although the Month's Pay formerly advanced be not repaid. EXP.

CAP. XXI.

An Act for veſting certain Lands, Tenements, and Hereditaments in Truſtees, for the better fortifying and ſecuring the Harbours and Docks at *Portſmouth*, *Chatham* and *Harwich*.

7 Annæ, c. 26.

'WHEREAS in purſuance of an Act of Parliament paſſed in the ſeventh Year of her now Majeſty's Reign, intituled, *An Act for appointing Commiſſioners to treat and agree for ſuch Lands, Tenements and Hereditaments, as ſhall be judged proper to be purchaſed for the better fortifying* Portſmouth, Chatham *and* Harwich, her Majeſty was pleaſed by Letters Patents under the Great Seal of *Great Britain*, bearing Date at *Weſtminſter* the ſeventeenth Day of *June* in the eighth Year of her Reign, to authorize certain Perſons therein mentioned, or any five or more of them, to make Surveys of and particularly deſcribe all ſuch Lands, Tenements and Hereditaments, as are proper to be purchaſed for the Uſes and Purpoſes aforeſaid, and to execute all Powers, Directions, Clauſes, Matters and Things in the ſaid Act contained: And whereas five or more of the ſaid Commiſſioners have made Surveys of, and particularly deſcribed by Lines, Stakes, Boundaries and Plans, ſuch Lands, Tenements and Hereditaments, as they judged proper to be purchaſed for the Uſes and Purpoſes in the ſaid Act mentioned, and have likewiſe treated and agreed with ſeveral of the Owners and others intereſted in the ſaid Lands, Tenements and Hereditaments, who were able and willing to treat and agree for the ſame: And whereas ſeveral Proprietors of Lands, Tenements and Hereditaments, in the reſpective Places of *Portſmouth*, *Chatham* and *Harwich*, which were by five or more of the ſaid Commiſſioners judged proper to be purchaſed, have inſiſted upon extravagant Rates, and refuſed to agree with the ſaid Commiſſioners, without unreaſonable Gain to themſelves; and other Proprietors by Reaſon of Nonage, Coverture, or eſpecial Limitations in Settlements, were diſabled to treat and agree as aforeſaid; for which Reaſons five or more of the ſaid Commiſſioners, purſuant to the ſaid Act, iſſued out their Warrants to the Sheriffs of each County, where the ſaid ſeveral Lands, Tenements and Hereditaments reſpectively lay, to impanel and return before them, at ſuch Times and Places as by ſuch Warrants were appointed, a ſufficient Jury, and at ſuch Times and Places reſpectively, a ſufficient Jury appeared, who upon their Oaths did enquire into, and preſent the true Value of all ſuch Lands, Tenements and Hereditaments, and the Eſtates and Intereſts therein, as the ſaid Commiſſioners could not agree for as aforeſaid; which ſeveral Verdicts or Inquiſitions have been returned and certified, with the whole Proceedings thereupon, to her Majeſty, into the High Court of *Chancery*, purſuant and according to the ſaid Act of Parliament; and it being highly neceſſarily, that all and ſingular the Proprietors, Owners and Poſſeſſors ſhould be paid their ſeveral and reſpective Sums agreed for, and the ſeveral Sums aſſeſſed by the Juries on Oath as aforeſaid, and that the ſeveral Lands, Tenements and Hereditaments ſhould, upon Payment of the ſaid Sums, be veſted in her Majeſty, her Heirs and Succeſſors, to and for the Uſes and Purpoſes aforeſaid;' Be it enacted, *&c.*

"After 10 *April* 1710, the Meſſuages, *&c.* ſpecified by Inquiſitions returned, are ſettled in Truſtees, for the Uſe of the reſpective Owners. The Queen may appoint Commiſſioners, who may determine all Rights, *&c.* The Commiſſioners to enter their Decrees in Books, *&c.* Which Decrees ſhall be certified to the Clerk of the Crown, and be final. The Commiſſioners ſhall give 30 Days Notice of their Meeting. How the Proprietors ſhall be paid for their reſpective Eſtates. No private Buildings to be erected on any ſuch Lands. If any Houſe, *&c.* ſhall belong to Perſons diſabled to receive the Money, the Commiſſioners may order it to be paid for their Uſe, and laid out for purchaſing other Lands for the Parties intereſted; and till ſuch Purchaſe can be had, the Commiſſioners to place out the Money at Intereſt, to be paid to the reſpective Parties. PR.

Anno Regni ANNÆ Reginæ nono.

'AT the Parliament begun and holden at *Weſtmiſter* the twenty-fifth Day of *November*, *Anno Dom.* 1710. in the ninth Year of the Reign of our Soverign Lady *ANNE*, by the Grace of God, of *Great Britain*, *France*, and *Ireland*, Queen, Defender of Faith, *&c.* * being the firſt Seſſion of this preſent Parliament.'

* In the Record is added,' And continued by ſeveral Adjournments till the twelfth Day of July, in the tenth Year of her Majeſty's Reign.

CAP. I.

An Act for granting an Aid to her Majeſty to be raiſed by a Land Tax in *Great Britain*, for the Service of the Year one thouſand ſeven hundred and eleven. 4s. in the Pound. EXP.

CAP. II.

An Act to oblige Ships coming from Places infected, more effectually to perform their Quarentine.

Rep. 7 Geo. 1. c. 3. §. 22.

'WHEREAS ſeveral Places on or near the *Baltick* Sea are and have been, for ſome Time paſt, infected with the Plague; and her Majeſty, for preventing that Infection being brought into her

'Do-

'Dominions by Perſons or Merchandizes coming from Places infected, hath by ſeveral Orders made by 'her in Council, and by her Royal Proclamation, dated the ninth Day of *November* in the ninth Year of 'her Majeſty's Reign, required a Quarentine to be performed by all Ships and Perſons coming from 'Places infected, as therein is directed: And whereas it is neceſſary that ſome Proviſion be made by Act 'of Parliament, for obliging all Perſons concerned to perform their Quarentine in ſuch Manner as hath 'been, or ſhall be, in Times of Infection, ordered by her Majeſty, her Heirs and Succeſſors, and for 'puniſhing Offenders therein, in a more expeditious Manner than at preſent can be in the ordinary Me-'thods of the Law;' Be it enacted, *&c.*

"All Ships coming from Places infected, to make their Quarentine in ſuch Place, *&c.* as ſhall be direct-"ed by her Majeſty, *&c.* No Perſon ſhall go on board ſuch Ships without Licence; and ſuch Ships, "Perſons, *&c.* ſhall be ſubject to the Orders of the Queen, *&c.* After the 25th of *Dec.* 1710, if any "Maſter, *&c.* ſhall go on Shoar, *&c.* or permit any Perſon ſo to do, without Licence, the Ship, *&c.* "ſhall be forfeited to the Queen. Perſons coming on Shore, to be compelled to return on board, there "to remain during the Quarentine. Puniſhment of Perſons leaving ſuch Ship. Forfeiture, how to be "applied. Perſons going on board ſuch Ship, and returning on Shoar, to be compelled to return on "board again, there to remain during the Quarentine. The Perſon who takes Care of the Quarentine, "may ſeize any Boat belonging to the Ship, and detain it during the Quarentine. Puniſhment of ſuch "Perſon, ſuffering any Seamen, *&c.* to quit ſuch Ship. Watches to be kept to prevent Perſons from "coming on Shoar or going on board. After the Quarentine is performed, and Proof made thereof upon "Oath, and Certificate given, the Ship, *&c.* to be no longer detained. 1 s. only to be paid for ſuch "Oath and Certificate, over and above the Stamp Duties. After the Quarentine performed, the Goods "to be open'd and air'd." REP.

See farther 8 *Geo.* 1. *c.* 8, 10 & 18. 1 *Geo.* 2. *c.* 13. 6 *Geo.* 2. *c.* 34. 26 *Geo.* 2. *c.* 6. 29 *Geo.* 2. *c.* 8. 33 *Geo.* 2. *c.* 16.

CAP. III.

An Act for charging and continuing the Duties upon Malt, Mum, Cyder and Perry, for the Service of the Year one thouſand ſeven hundred and ten. EXP.

CAP. IV.

An Act to continue the Acts for recruiting her Majeſty's Land Forces and Marines, for the Service of the Year one thouſand ſeven hundred and eleven. Officers ſhall receive ſuch Perſon as ſhall voluntarily liſt himſelf before any two Commiſſioners, who ſhall cauſe the 14th and 23d Articles of War to be read to him, after which he ſhall be deemed a liſted Soldier. If any Action be brought for a juſt Debt (not leſs than 20l.) againſt ſuch Volunteer, and he be arreſted, and then diſcharged as a liſted Soldier, he ſhall within two Months be ſent beyond Sea, to ſerve the Queen as a Soldier; otherwiſe he ſhall have no Protection as a Soldier. This Proviſo altered by 9 Annæ, c. 9. ſect. 2. The Perſon who diſcharges him, ſhall make an Entry thereof. Commiſſioners ſhall examine Perſons liſted, and if they are Sea-men, they ſhall be diſcharged. Commiſſioners to meet from Time to Time. EXP.

CAP. V.

An Act for ſecuring the Freedom of Parliaments, by the farther qualifying the Members to ſit in the Houſe of Commons.

FOR the better preſerving the Conſtitution and Freedom of Parliament, be it enacted and declared by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the Determination of this preſent Parliament, no Perſon ſhall be capable to ſit or vote as a Member of the Houſe of Commons, for any County, City, Borough or Cinque Port, within that Part of *Great Britain* called *England*, the Dominion of *Wales*, and Town of *Berwick* upon *Tweed*, who ſhall not have an Eſtate, Freehold or Copyhold, for his own Life, or for ſome greater Eſtate, either in Law or Equity, to and for his own Uſe and Benefit, of or in Lands, Tenements or Hereditaments, over and above what will ſatisfy and clear all Incumbrances that may affect the ſame, lying or being within that Part of *Great Britain* called *England*, the Dominion of *Wales*, and Town of *Berwick* upon *Tweed*, of the reſpective annual Value hereafter limited, *videlicet*, The annual Value of ſix hundred Pounds, above Reprizes, for every Knight of a Shire; and the annual Value of three hundred Pounds, above Reprizes, for every Citizen, Burgeſs or Baron of the Cinque Ports; and that if any Perſon, who ſhall be elected or returned to ſerve in any Parliament, as a Knight of a Shire, or as a Citizen, Burgeſs or Baron of the Cinque Ports, ſhall not, at the Time of ſuch Election and Return, be ſeized of, or intitled to ſuch an Eſtate, in Lands, Tenements or Hereditaments, as for ſuch Knight or for ſuch Citizen, Burgeſs or Baron reſpectively, is herein before required or limited, ſuch Election and Return ſhall be void.

No Perſon ſhall be a Member, who hath not an Eſtate, &c. 2 *W. & M. ſeſſ.* 1. *c.* 7. 5 & 6 *W.* 3. *c.* 7. *ſ.* 57. 5 & 6 *W.* 3. *c.* 20. *ſ.* 48. 7 *W.* 3. *c.* 4. 7 & 8 *W.* 3. *c.* 7 & 25. 11 & 12 *W.* 3. *c.* 2. *ſ.* 150. clear from Incumbrances, and lying in England, viz. Every Knight of a Shire, 600 l. a Year. Every Citizen, &c. 300 l. a Year. Any Perſon returned, who hath not ſuch an Eſtate, the Return ſhall be void.

II. Provided always, That nothing in this Act contained, ſhall extend to make the eldeſt Son, or Heir Apparent of any Peer, or Lord of Parliament, or of any Perſon qualified by this Act to ſerve as Knight of a Shire, uncapable of being elected and returned, and ſitting and voting as a Member of the Houſe of Commons in any Parliament.

This Act not to extend to the eldeſt Son of a Peer, or of a Perſon qualified to ſerve as Knight of a Shire.

III. Pro-

The Universities may elect and return Members as formerly.

III. Provided always, That nothing in this Act contained shall extend, or be construed to extend to either of the Universities in that Part of *Great Britain* called *England*, but that they, and each of them may elect and return Members to represent them in Parliament, as heretofore they have done; any thing herein contained to the contrary notwithstanding.

None to be qualified by virtue of any Mortgage, unless the Mortgagee have been in Possession seven Years before the Election.

IV. Provided always, and be it enacted by the Authority aforesaid, That no Person whatsoever shall be construed to be qualified to sit in the House of Commons, within the Meaning of this Act, by virtue of any Mortgage whatsoever, whereof the Equity of Redemption is in any other Person or Persons, unless the Mortgagee shall have been in Possession of the mortgaged Premisses, for the Space of seven Years before the Time of his Election; any thing herein contained to the contrary notwithstanding.

Every Candidate, at the Request of another Candidate, or of two of the Voters, shall take the following Oath;

V. Provided always, and it is hereby enacted by the Authority aforesaid, That every Person (except as aforesaid) who from and after the Determination of this present Parliament, shall appear as a Candidate, or shall, by himself or any others, be proposed to be elected to serve as a Member for the House of Commons, for any County, City, Borough, or Cinque Port in *England*, *Wales*, or *Berwick* upon *Tweed*, shall, and he is hereby enjoined and required, upon reasonable Request to him to be made (at the Time of such Election, or before the Day to be prefixed in the Writ of Summons for the Meeting of the Parliament) by any other Person who shall stand Candidate at such Election, or by any two or more Persons having Right to vote at such Election, take a Corporal Oath in the Form, or to the Effect following:

The Oath:

'I *A. B.* do swear, That I truly and *bona fide* have such an Estate in Law or Equity, to and for my 'own Use and Benefit, of or in Lands, Tenements, or Hereditaments (over and above what will 'satisfy and clear all Incumbrances that may affect the same) of the annual Value of six hundred Pounds, 'above Reprizes, as doth qualify me to be elected and returned to serve as a Member for the County of 'according to the Tenor and true Meaning of the Act of Parliament 'in that Behalf; and that my said Lands, Tenements, or Hereditaments, are lying or being within the 'Parish, Township, or Precinct of *Or*, in the several Parishes, Town-'ships, or Precincts of in the County of *Or*, in the several 'Counties of (as the Case may be)

If the Candidate be for a City, &c. the Oath shall relate only to 300 l. per Ann. mutatis mutandis.

VI. And in case such Candidate or Person is to serve for any City, Borough, or Cinque Port, then the said Oath shall relate only to the said Value of three hundred Pounds *per Annum*, and be taken to the same Effect, *mutatis mutandis*, as is hereby prescribed for the Oath of a Person to serve as a Member for such County as aforesaid.

The Oath to be administer'd by the Sheriff, &c. who shall within three Months after the taking thereof, certify the same into the Queen's Bench or Chancery, or forfeit 100 l.

One Moiety to the Queen, the other to him, who will sue &c. with Costs.

VII. And it is hereby enacted that the respective Oaths aforesaid shall and may be administred by the Sheriff, or Under Sheriff, for any such County as aforesaid, or by the Mayor, Bailiff, or other Officer or Officers for any City, Borough, or Port, to whom it shall appertain to take the Poll, or make the Return at such Election for the same County, Borough, or Port respectively, or by any two or more Justices of the Peace within *England*, *Wales*, and *Berwick* upon *Tweed*; and the said Sheriff, Mayor, Bailiff, or other Officers, and the said Justices of the Peace respectively, who shall administer the said Oaths, are hereby required to certify the taking thereof into her Majesty's High Court of *Chancery*, or the *Queen's Bench*, within three Months after the taking the same, under the Penalty of forfeiting the Sum of one hundred Pounds, to wit, One Moiety thereof to the Queen, and the other Moiety thereof to such Person or Persons as will sue for the same, to be recovered with full Costs of Suit by Action of Debt, Bill, Plaint, or Information, in any of her Majesty's Courts of Record at *Westminster*; and if any of the said Candidates or Persons proposed to be elected as aforesaid, shall wilfully refuse, upon reasonable Request to be made at the Time of the Election, or at any Time before the Day upon which such Parliament by the Writ of Summons is to meet, to take the Oath hereby required, then the Election and Return of such Candidate or Person shall be void.

Candidate refusing to take the Oath, his Election to be void.

One Shilling only for administring the Oath, 2 s. for Certificate, and 2 s. for filing; Penalty 20 l.

VIII. And it is hereby enacted, That no Fee or Reward shall be taken, for administring any such Oath, or making, receiving, or filing the Certificate thereof, except one Shilling for administring the Oath, and two Shillings for making the Certificate, and two Shillings for receiving and filing the same, under the Penalty of twenty Pounds, to be forfeited by the Offender, and to be recovered and divided as aforesaid.

Farther Provisions concerning Parliament, 10 *Ann.* c. 19 & 23. 1 *Geo.* 1. c. 38 & 56. 2 *Geo.* 2. c. 24. 6 *Geo.* 2. c. 23. 8 *Geo.* 2. c. 30. 9 *Geo.* 2. c. 38. 11 *Geo.* 2. c. 24. 13 *Geo.* 2. c. 20. 15 *Geo.* 2. c. 22. 19 *Geo.* 2. c. 28. 31 *Geo.* 2. c. 14. 33 *Geo.* 2. c. 20.

CAP. VI.

CAP. VI.

An Act for reviving, continuing, and appropriating certain Duties upon ſeveral Commodities to be exported; and certain Duties upon Coals to be water-born and carried Coaſtwiſe; and for granting further Duties upon Candles, for thirty-two Years; to raiſe fifteen hundred thouſand Pounds, by Way of a Lottery, for the Service of the Year one thouſand ſeven hundred and and eleven; and for ſuppreſſing ſuch unlawful Lotteries, and ſuch Inſurance Offices, as are therein mentioned.

MAY it pleaſe your moſt Excellent Majeſty; We your Majeſty's moſt dutiful and loyal Subjects the Commons of *Great Britain* in Parliament aſſembled, being deſirous, by the moſt ſpeedy, eaſy, and effectual Ways and Means, to raiſe the neceſſary Supplies for proſecuting the preſent War (in which your Majeſty hath been for ſeveral Years engaged) againſt the *French* King, and for enabling your Majeſty, at the End thereof, to eſtabliſh a good and laſting Peace, have for that End and Purpoſe given and granted, and do by this preſent Act give and grant unto your Majeſty, the ſeveral Cuſtoms, Subſidies, and other Duties, for and upon ſuch ſeveral Goods, Merchandizes, and Commodities to be exported, or which ſhall be ſhipped to be exported from or out of *Great Britain*, as are herein after expreſſed; and ſuch Duties upon Coals, Culm and Cynders, wich are or ſhall be water-born and carried from any Port or Place of *Great Britain* to any other Port or Place of the ſame; and ſuch further Duties upon Candles made in *Great Britain*, or imported into the ſame, as are hereafter in this Act more particularly mentioned; and we do moſt humbly beſeech your Majeſty, that it may be enacted; And be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, in Form following: Whereas by an Act of Parliament made and paſſed in the twelfth Year of the Reign of his late Majeſty King CHARLES the Second (of bleſſed Memory) commonly called *The Act of Tonnage and Poundage* (amongſt other Things therein contained) a certain Subſidy of Poundage for and upon all Manner of Goods and Merchandizes to be carried out of the Realm of *England*, or any the Dominions to the ſame belonging, that is to ſay, twelve Pence of the Value of every twenty Shillings, of the ſame Goods and Merchandizes, according to the ſeveral and particular Rates and Values thereof, as they were particularly and reſpectively rated and valued in the Book therein mentioned and referred unto, and other Duties, were granted to his ſaid late Majeſty, during his Life, except as therein is excepted: And whereas after granting the ſaid Subſidy, as aforeſaid, ſeveral other Acts of Parliament have been made, whereby the ſaid Subſidy of Poundage, or ſome Part or Parts of the ſaid Subſidy of Poundage, for and upon ſeveral of the ſaid Goods, Merchandizes, and Commodities, exported or to be exported as aforeſaid, were (together with ſeveral Cuſtoms or Duties upon Goods and Merchandizes imported) granted for ſeveral Terms ſucceſſively, the laſt of which Terms was granted by an Act of the firſt Year of her Majeſty's Reign, intituled, *An Act for making good Deficiences, and preſerving the publick Credit*, and continued until the firſt Day of *Auguſt* in the Year of our Lord one thouſand ſeven hundred and ten; and the ſaid Subſidy of Poundage, as to ſeveral Goods, Merchendizes, and Commodities exported, which were originally charged therewith by the ſaid Act of the twelfth Year of the Reign of King CHARLES the Second, hath been, by ſeveral Acts of Parliament, ſince taken away, leſſened, or altered: Now it is hereby enacted by the Authority aforeſaid, That ſo much of the ſaid Subſidy of Poundage, and other Duties (firſt granted by the ſaid Act of the twelfth Year of the Reign of King CHARLES the Second as aforeſaid) on ſeveral Goods and Merchandizes exported, as did remain or had Continuance until the firſt Day of *Auguſt* in this preſent Year of our Lord one thouſand ſeven hundred and ten, or which by Force or virtue of the ſaid Act of the firſt Year of her Majeſty's Reign, *For making good Deficiencies*, and the Act of the fifth Year of her Majeſty's Reign, *For the Union of the two Kingdoms of* England *and* Scotland, or by any other Act or Acts of Parliament relating thereunto, were payable or exiſtent on the laſt Day of *July* in the ſaid Year of our Lord one thouſand ſeven hundred and ten, for any Goods or Merchandizes exported, ſhall, by Force and virtue of this Act be revived, and be further continued, and be paid and payable to her Majeſty, her Heirs and Succeſſors, for and upon the like Goods and Merchandizes reſpectively to be exported from *Great Britain*, from and after the eighth Day of *March* in the Year of our Lord one thouſand ſeven hundred and ten, at any Time or Times, within or during the Term of thirty-two Years from thence next enſuing (other than and except ſuch Duties as were formerly granted to be paid upon the Exportation of Sea Coals for Parts beyond the Seas, inſtead whereof other Duties are impoſed by this preſent Act.)

For the Application of the Surplus ariſing from this Act, ſee 9 Annæ, c. 23. §. 85.

12 Car. 2. c. 4.

1 Annæ, ſtat. 2. c. 13.

12 Car. 2. c. 4.

Subſidy of Poundage, &c. Outwards, revived and continued for 32 Years from 8 March 1710. made perpetual by 3 Geo. 1. c. 7. §. 1. 5 Annæ, c. 8. See 8 Geo. 1. c. 15. §. 7.

II. And be it further enacted by the Authority aforeſaid, That the ſaid Subſidy of Poundage, and other Duties upon Goods and Merchandizes exported, hereby revived and continued, during all the Term of Years therein granted as aforeſaid, and all Arrearages of the ſame, ſhall and may, from time to time, be raiſed, received, levied, and recovered, by ſuch Ways and Means, and under ſuch Penalties and Forfeitures, and with ſuch Allowances for Goods loſt or taken at Sea, and ſuch other Allowances, and in ſuch Manner and Form, as the like Subſidy of Poundage and other Duties, which continued until the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and ten, were or might be raiſed, received, levied, or recovered by any Law or Statute which was in Force on the ſaid laſt Day of *July* one thouſand ſeven hundred and ten; and that ſo much of the ſaid Act of the twelfth Year of the Reign of King CHARLES the Second, and of the Order of the Commons in Parliament aſſembled, bearing Date the ſeventeenth Day of *May* one thouſand ſix hundred and ſixty-two, for ſettling of Officers Fees, and all ſuch Clauſes, Penalties, Forfeitures, Matters

How theſe Duties ſhall be raiſed.

12 Car. 2. c. 4.

Matters and Things, contained in the Act laſt-mentioned, or in any other Act or Acts of Parliament whatſoever, as on the ſaid laſt Day of *July* one thouſand ſeven hundred and ten were in Force for the raiſing, receiving, levying, or recovering, or for making Allowances out of the ſaid Subſidy of Poundage and other Duties on Goods or Merchandizes exported, which had Continuance until the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred ten, ſhall be revived, practiſed and put in Execution, for raiſing, receiving, levying and recovering, or making Allowances out of the Subſidy of Poundage and other Duties hereby impoſed on Goods and Merchandizes to be exported, during the ſaid Term of thirty-two Years, and all Arrearages of the ſame, as fully and effectually, as if they were particularly and at large recited and ſet down in the Body of this preſent Act.

Subſidy, &c. taken away or diminiſhed by Acts of Parliament, not revived.

III. Provided always, and it is hereby declared, That where the Subſidy of Poundage, or other Duties formerly granted as aforeſaid, on Goods or Merchandizes exported, have been taken away, in Part, or in the whole, upon any particular Goods or Merchandizes ſo exported, by virtue of any Act or Acts of Parliament, or by any Clauſe or Clauſes contained in any ſuch Act or Acts formerly made for taking away or diminiſhing the ſame, in all ſuch Caſes, the Subſidy or Duty, or ſuch Part of the ſaid Subſidy or Duty ſo taken away, ſhall not be revived or continued by virtue of this preſent Act; any thing herein contained to the contrary notwithſtanding.

Leather, &c. may be exported, paying 12 d. per Cent. for 32 Years. Made perpetual by 3 Geo. 1. c. 7. §. 1.

IV. And it is hereby alſo enacted by the Authority aforeſaid, That for and during the Term of thirty-two Years, to be reckoned from the eighth Day of *March* one thouſand ſeven hundred and ten, it ſhall and may be lawful for any Perſon or Perſons, Natives or Foreigners, to buy in open Fair or Market, and to export and tranſport from *Great Britain* into *Ireland*, or any Foreign Parts beyond the Seas, all Sorts of Leather Sheep-ſkins or Calves-ſkins, tanned, tawed, or dreſſed, paying for each hundred Weight of all Sorts of Leather, Sheep-ſkins, and Calves-ſkins, containing one hundred and twelve Pounds, and ſo proportionably for a greater or leſſer Quantity, the Sum of twelve Pence, and no more; any former Law, Statute, or Uſage to the contrary in any wiſe notwithſtanding.

Concerning Leather, ſee farther ch. 11. and likewiſe 10 *Ann. c.* 26. 12 *Ann. St.* 2. *c.* 9. 3 *Geo.* 1. *c.* 4. 5 *Geo.* 1. *c.* 2. 12 *Geo.* 2. *c.* 25.

Duty upon Coals ſhipped to be exported; made perpetual by 3 Geo. 1. c. 7. §. 1.

What to be paid for Coals carried from Scotland to Ireland, or the Iſle of Man. 9 Annæ, c. 23. §. 90.

V. And be it further enacted by the Authority aforeſaid, That the ſeveral and reſpective Rates and Duties herein after mentioned (and none other) ſhall be raiſed, levied, collected and paid, unto and for the Uſe of her Majeſty, her Heirs and Succeſſors, for and upon all Coals, which at any Time or Times within or during the Term of thirty-two Years, to commence from the eighth Day of *March* in the preſent Year of our Lord one thouſand ſeven hundred and ten, ſhall be exported, or ſhipped to be exported beyond the Seas (that is to ſay) For all Coals of *Wales*, or the Weſt of *England*, which ſhall be ſhipped for Exportation to *Ireland*, or the Iſle of *Man*, the Sum of one Shilling for every Chalder (reckoning the Chalder to conſiſt of thirty-ſix Buſhels *Wincheſter* Meaſure) and after that Rate for a greater or leſſer Quantity; for every Chalder (like *Wincheſter* Meaſure) of Coals, which ſhall be ſhipped for Exportation to any of her Majeſty's Plantations, the Sum of two Shillings, and proportionably for any greater or leſſer Quantity; and for every Chalder of Coals (*Newcaſtle* Meaſure) which ſhall be ſhipped for Exportation to any Parts beyond the Seas (other than as aforeſaid) in Foreign built Bottoms, twelve Shillings, and in *Engliſh* built Bottoms, three Shillings; and after thoſe Rates for greater or leſſer Quantities; and for ſuch Coals which at any Time during the ſaid Term of thirty-two Years ſhall be ſo exported, or ſhipped to be exported as aforeſaid, for *Ireland*, or the Iſle of *Man*, or for the Plantations, or other Parts beyond the Seas (in caſe they are ſuch Coals as are uſually ſold by Weight) the proportional Rates following: *videlicet*, For ſuch Coals to be exported for *Ireland*, or the Iſle of *Man*, eight Pence *per* Tun, reckoning the Tun to be twenty hundred Weight, and for ſuch Coals ſhipped for Exportation to the Plantations, ſixteen Pence for every ſuch Tun; and for every ſuch Tun of ſuch Coals which ſhall be ſhipped for Exportation to any other Parts beyond the Seas, one third Part of the ſaid Rates charged thereupon, in caſe they were ſhipped by *Newcaſtle* Meaſure as aforeſaid, and proportionally for greater or leſſer Quantities: The ſaid reſpective Duties on Coals exported to be raiſed, levied, upliſted, and recovered in the ſame Manner, and under ſuch Penalties and Forfeitures, and by ſuch Rules, Ways, and Methods, as any other Cuſtoms or Duties, payable to her Majeſty upon the Exportation of any Goods or Merchandizes, are by this Act, or by any other Law or Statute now in force, to be raiſed, levied, uplifted, or recovered in *England* or *Scotland* reſpectively.

Security to be given for Coals ſhipped for Ireland, or the Iſle of Man, &c.

VI. Provided always, and it is hereby enacted, That good Security ſhall be given to the Officers of the Cuſtoms in the reſpective Ports where any of the ſaid Coals ſhall be ſhipped for Exportation to *Ireland*, the Iſle of *Man*, or any of the ſaid Plantations, for landing ſuch Coals in *Ireland*, the Iſle of *Man*, or ſuch Plantations reſpectively, and not elſewhere (Danger of the Seas and Enemies excepted) and in caſe the Ship or Veſſel, on which the Coals for which ſuch Security ought to be given, ſhall depart or go out of Port without giving the ſame, then ſuch Ship or Veſſel, and the Coals therein, or the Value thereof, ſhall be forfeited, and ſhall and may be recovered, to wit, One Moiety thereof to the Uſe of the Queen, and the other Moiety thereof to the uſe of ſuch Perſon or Perſons as will ſeize, inform or ſue for the ſame.

The Duties on Coals 15 Car. 2. c. 7 and 6 Annæ, c. 22. not to be charged during this Act.

Additional Duties are laid on Coals exported in Foreign Bottoms, by 12 Annæ, ſtat. 2. c. 9 §. 9. and perpetuated by 6 Geo. 1. c. 4. §. 1.

VII. And it is hereby provided and declared by the Authority aforeſaid, That during the Term of thirty-two Years laſt-mentioned, no Duties ſhall be charged or raiſed to the Uſe of her Majeſty, her Heirs or Succeſſors, for or upon the Exportation of any Coals to or for any of her Majeſty's Plantations, by the Act for the Encouragement of Trade, made in the fifteenth Year of the Reign of the ſaid late King Charles the Second, or for any Coals to be exported in Foreign Bottoms, by an Act made in the ſixth Year of her Majeſty's Reign in that Behalf, or for any Coals whatſoever, upon the Exportation thereof to Parts beyond the Seas, other than the ſeveral and reſpective Rates and Duties by this Act impoſed upon the ſame, during the Continuance thereof; any other Law or Statute whatſoever to the contrary notwithſtanding.

VIII. And

VIII. And be it further enacted by the Authority aforesaid, that for and during the Term of thirty-two Years, commencing from the said eighth Day of *March* in the Year of our Lord one thousand seven hundred and ten, and no longer, there shall be raised, levied, uplifted, collected, and paid, unto and for the Use of her Majesty, her Heirs and Successors, for and upon all Coals, Culm, and Cynders (except Charcoal made of Wood) which shall be shipped or water-born, and carried from any Port or Place in *Great Britain*, to any other Port or Place within the same, in such Manner as is herein after expressed; and for all Coals (if any such be) which shall be imported into *Great Britain* from any Foreign Parts, the several and respective Impositions, Rates, Duties, and Sums of Money herein after mentioned (over and above all such Duties as are already granted or payable for or in Respect of the same Coals, Culm, and Cynders, so water-born, and carried Coastwise, and in Respect of the said Coals so imported, or any of them) that is to say, For all Coals which at any Time or Times, within or during the said Term of thirty-two Years last-mentioned, shall be imported or brought into the said Kingdom of *Great Britain* from any Part beyond the Sea (in case they are such Coals as are most usually sold by Weight) the Sum of two Shillings for every Tun (reckoning the Tun to consist of twenty hundred Weight, and every Hundred to consist of one hundred and twelve Pounds Weight of *Averdupois*) and after that Rate for any greater or lesser Quantity; and for all Coals so imported from any Part beyond the Sea, being most usually sold by the Chalder, or by any other Measure whatsoever reducible to the Chalder, the Sum of three Shillings for every Chalder, reckoning each Chalder to consist of thirty-six Bushels *Winchester* Measure as aforesaid, and after that Rate for a greater or lesser Quantity of such Coals so imported, or brought in from any Foreign Parts; the said Duties for Foreign Coals imported, or brought in as aforesaid, to be paid by the respective Importer or Importers thereof: And for all Sorts of Coals from time to time shipped, or water-born in order to be shipped, or laid on board any Ship or Vessel to be carried by Sea, and which shall be carried by Sea, in any Ship or Vessel from any Port or Place within the said Kingdom of *Great Britain*, and which at any Time or Times, within or during the same Term, shall be imported, brought or landed in any other Port or Place within the said Kingdom of *Great Britain*, being most usually sold by the Chalder, or by any other Measure whatsoever reducible to the Chalder, the Sum of two Shillings for every Chalder, to be reckoned as aforesaid, and after that Rate for a greater or lesser Quantity; and for all Sorts of Coals from time to time so shipped, or water-born in order to be shipped, and carried by Sea from any Port or Place of the Kingdom of *Great Britain*, and which at any Time or Times during the same Term shall be imported, brought or landed in any other Port or Place of the same (in case they are such as are most usually sold by Weight) the Sum of sixteen Pence for every Tun, and according to that Proportion for more or less, the said several Duties for Coals so shipped, or water-born to be shipped and carried by Sea as aforesaid, from time to time to be paid at the respective Ports and Places of Importation, or landing of such Coals, and to be charged on the respective Owner and Owners, Master or other Persons having the Charge of every such Ship or Vessel, or of the Coals so carried, imported, or brought in the same: And for all Culm whatsoever, which at any Time during the same Term of thirty-two Years, shall be water-born in order to be shipped within the said Kingdom of *Great Brttain*, or brought into the same, the Sum of four Pence, and eight tenth Parts of a Penny, for every such Chalder as aforesaid, and after that Rate to be paid at the respective Ports and Places of Importation or landing of such Culm, and to be charged on the respective Owner and Owners, or Master or Masters, or other Persons having the Charge of the Ship or Vessel, or of the Culm so carried, imported or brought in the same: And for all Cynders made of Pit-coal, which at any Time or Times during the same Term of thirty-two Years shall be shipped, or water-born in order to be shipped within the said Kingdom of *Great Britain*, or brought into the same, the Sum of two Shillings for every Such Chalder as aforesaid, and after that Rate for a greater or lesser Quantity, to be paid at the respective Ports and Places of Importation or landing such Cynders, and to be charged upon the respective Owner and Owners, Master and Masters, or other Persons having the Charge of the Ship or Vessel in which the said Cynders shall be carried, imported or brought.

Duty upon Coals, Culm, and Cynders carried Coastwise, or imported into Great Britain; made perpetual by 3 Geo. 1. c. 7. §. 1.

Duty on Coals imported from Foreign Parts. Made perpetual by 3 Geo. 1. c. 7. §. 1.

On Coals carried Coastwise.

Duty on Culm.

Duty on Cynders.

IX. And it is hereby enacted by the Authority aforesaid, That the said several Duties by this Act imposed, within and throughout the said Kingdom of *Great Britain*, for and upon such Coals, Culm and Cynders which shall be water-born, and carried Coastwise, or from one Part of *Great Britain* to any other Part of the same as aforesaid, during all the Time and Term by this Act granted therein, and all Arrearages thereof, shall and may be raised, levied, collected, and recovered in such or the like Manner and Form, and subject to such Allowances and Repayments, and under such Penalties, Forfeitures, Disabilities, and according to such Rules and Methods, and Directions, as by the Act of Parliament made in the fourth Year of her Majesty's Reign, intituled, *An Act for continuing an additional Subsidy of Tonnage and Poundage, and certain Duties upon Coals, Culm and Cynders; and additional Duties of Excise; and for settling and establishing a Fund thereby, and by other Ways and Means, for Payment of Annuities, to be sold for raising a further Supply to her Majesty for the Service of the Year one thousand seven hundred and six, and other Uses therein mentioned*, or by any other Law or Statute whatsoever were prescribed or appointed for the raising, levying, securing, collecting, or recovering the Duties upon the like Coals, Culm, and Cynders, which had Continuance until the thirtieth Day of *September* one thousand seven hundred and ten; and that all and every the Powers, Authorities, Rules, Directions, Penalties, Forfeitures, Disabilities, Clauses, Matters and Things, which were contained in the said Act of the fourth Year of her Majesty's Reign, or were or are in any other Acts or Statutes thereby referred unto, for the managing, raising, levying, securing, collecting, recovering, or accounting for the said Duties, upon Coals, Culm and Cynders, which were granted or continued until the said thirtieth Day of *September* one thousand seven hundred and ten as aforesaid, shall be and are, by Force and Virtue of this present Act, revived, and shall be in full Force, and be duly observed, practised, and put in Execution, in and for the managing, raising, levying, securing,

These Duties on Coals, &c. to be levied as by the Act 4 Anne, c. 6.

4 Anne, c. 6.

curing, recovering and accounting for the Duties upon the like Coals, Culm and Cynders by this Act granted, for and during the whole Term hereby granted of and in the ſame, and all Arrearages thereof, as fully and effectually to all Intents and Purpoſes, as if the ſame Powers, Authorities, Rules, Directions, Penalties, Forfeitures, Diſabilities, Clauſes, Matters and Things, were again expreſſed, and particularly repeated and re-enacted in the Body of this preſent Act.

Coals carried from Sterling to Dunbar or Redhead not chargeable.

'X. And whereas a Doubt may ariſe whether Coals, Culm or Cynders carried from the Bridge of 'Sterling, which is on the Firth of *Forth*, to the Town of *Dunbar*, or to *Redhead*, are liable to the Duties 'by this Act impoſed, as if they were carried to Sea;' It is hereby provided, enacted and declared, That ſuch Coal, Culm and Cynders, ſo carried from the Bridge of *Sterling* to the Town of *Dunbar*, or to *Redhead*, or to any Part betwixt them, ſhall not, by Reaſon of ſuch Carriage, be liable to the Duties by this this Act impoſed; any thing in this Act contained to the contrary notwithſtanding.

For Duties on Coals ſee farther, 9 *Ann. c.* 23. 12 *Ann. ſt.* 2. *c.* 9. 5 *Geo.* 1. *c.* 9. 6 *Geo.* 1. *c.* 4. 22 *Geo.* 2. *c.* 37. 30 *Geo.* 2. *c.* 19. *ſ.* 28.

Duties on Candles for 32 Years from 2 March 1711. Made perpetual by 3 Geo. 1. c. 7. §. 1.

XI. And be it further enacted by the Authority aforeſaid, That there ſhall be raiſed, levied, collected and paid, unto and for the Uſe of her Majeſty, her Heirs and Succeſſors, for and upon all Candles which at any Time or Times, within or during the Term of thirty-two Years, to be reckoned from the twenty-fifth Day of *March* in the Year of our Lord one thouſand ſeven hundred and eleven, ſhall be imported or brought into the Kingdom of *Great Britain*, or made within the ſame, (over and above all other Cuſtoms, Subſidies, Duties of Exciſe, or other Duties already impoſed thereupon, or to be paid for the ſame, by or during the Continuance of any Act or Acts of Parliament in that Behalf) the further Duties herein after mentioned; that is to ſay, For all Candles made of Wax, or uſually called or ſold for Wax Candles, (notwithſtanding the Mixture of any other Ingredients therewith) which ſhall be ſo imported, the Sum of four Pence for every Pound Weight *Averdupois*, and after that Rate for a greater or leſſer Quantity; and for all Candles made of Tallow, and other Candles whatſoever, (except the Wax Candles before charged) which ſhall be ſo imported, one Half-penny for every Pound Weight *Averdupois*, and after that Rate for a greater or leſſer Quantity; the ſaid ſeveral Duties for and upon all imported Candles to be paid down in ready Money by the Importers thereof, before the landing of the ſame reſpectively; and there ſhall be raiſed, levied, collected, and paid, to and for the Uſe of her Majeſty, her Heirs and Succeſſors, for and upon all Candles, which at any Time or Times, within or during the ſaid Term of thirty-two Years laſt mentioned, ſhall be made within the ſaid Kingdom of *Great Britain*, the further Duties herein after mentioned; that is to ſay, For all Candles of Wax, or uſually called or ſold for Wax Candles, (notwithſtanding any Mixture as aforeſaid,) which ſhall be ſo made in *Great Britain*, the Sum of four Pence for every Pound Weight *Averdupois*, and after that Rate for a greater or leſſer Quantity; and for all Candles of Tallow, and other Candles whatſoever, (except the Wax Candles before charged) which ſhall be ſo made in *Great Britain*, one Half-penny for every Pound Weight *Averdupois*, and after that Rate for a greater or leſſer Quantity; the ſaid ſeveral Duties for the ſaid Candles, ſo to be made in *Great Britain*, to be paid by the Makers thereof reſpectively.

Duty on Candles to be levied as by 8 Annæ, c. 9.

XII. And it is hereby enacted by the Authority aforeſaid, That the ſeveral and reſpective Duties by this Act impoſed for and upon all Candles imported or made as aforeſaid, for and during all the Term of Years hereby granted, of and in the ſame, and all Arrearages thereof, ſhall and may from time to time, be raiſed, received, levied, recovered and ſecured, by ſuch Ways and Means, and under ſuch Penalties and Forfeitures, and with ſuch Power of adjudging and mitigating Penalties and Forfeitures, and with ſuch Power of making Compoſitions, and other Powers, and ſubject to ſuch Allowances, Drawbacks, Rules and Directions, and in ſuch Methods, Manner and Form, as the like Duties upon Candles granted by an Act of the eighth Year of her Majeſty's Reign, whereby certain Duties were laid upon Candles, towards raiſing her Majeſty's Supply for the Year one thouſand ſeven hundred and ten, are by that Act, or by any Law or Statute thereby referred unto, preſcribed, appointed or enacted to be raiſed, received, levied, ſecured or recovered, during the Continuance thereof; and that the Act laſt mentioned, and all the Clauſes, Penalties, Forfeitures, Powers, Authorities, Rules, Directions, Matters and Things therein contained, or thereby referred unto, for the raiſing, receiving, levying, recovering, ſecuring, compounding, paying or accounting for the ſaid Duties upon Candles thereby granted, during the Continuance thereof, or any Arrearages of the ſame, are and ſhall be by Force and Virtue of this Act continued, practiſed, and put in Execution, for raiſing, receiving, levying, recovering, ſecuring, compounding, paying and accounting for the Duties upon Candles by this Act granted, and making Allowances out of the ſame, during the ſaid Term of thirty-two Years hereby granted, and all Arrearages thereof, as fully and effectually, to all Intents and Purpoſes, as if they were particularly and at large repeated in the Body of this preſent Act.

Stock in Hand 25 March 1711.

XIII. And it is hereby further enacted by the Authority aforeſaid, That for all Candles which any Wax Chandler, Tallow Chandler or other Sellers and Dealers in Candles in *Great Britain*, or any Perſon or Perſons in Truſt for him, her or them, or for his, her or their Uſe, ſhall be poſſeſſed of, or intereſted in, upon the ſaid five and twentieth Day of *March* one thouſand ſeven hundred and eleven, for Sale, there ſhall be yielded and paid to her Majeſty, (over and above the Duties before this Time impoſed thereupon) the like reſpective Rates, as are by this Act to be paid for the like Sorts of Candles to be made after the ſaid five and twentieth Day of *March* one thouſand ſeven hundred and eleven; and that all the Directions, Powers, Penalties, Forfeitures, Rules and Clauſes whatſoever, contained in the ſaid Act of the eighth Year of her Majeſty's Reign, relating to the Stock of Candles which was in the Hands of any Chandlers, or other Sellers or Dealers in Candles, or of others in Truſt for them or any of them, or to their Uſe,

8 Annæ, c. 9.

on the first Day of *May* one thousand seven hundred and ten, shall by Force and Virtue of this Act be exercised, practised and put in Execution, in and for ascertaining, securing, charging, levying, recovering and paying the Rates by this Act imposed upon the Stock of Candles, which shall be in the Hands of any such Persons as aforesaid, on the said five and twentieth Day of *March* one thousand seven hundred and eleven, and for making Allowances and Drawbacks in respect thereof.

Compounders to pay their Composition Money for the Duties by the Act 8 Annæ, and this Act, &c.

XIV. And be it further enacted by the Authority aforesaid, That all and every Person and Persons, who by virtue or in pursuance of the Act before-mentioned of the eighth Year of her Majesty's Reign, or of this present Act, have made or shall make any Composition for the Duties on their Candles by that Act and this present Act or either of them granted, shall from time to time, during the Continuance of the said respective Duties, continue such their Composition for the Duties thereby and by this Act granted, and pay their Composition Money, according to the Purport, true Intent and Meaning of the same Acts, or in Default thereof shall be and are hereby charged and made liable to pay unto her Majesty, her Heirs and Successors, the several and respective Duties by the said Act of the eighth Year of her Majesty's Reign and this present Act charged upon all Candles, which he, she or they, or any Person or Persons in Trust for him, her or them, shall be possessed of at the Time of the Determination of such Composition; and that and every such Person and Persons who have or hath made, or shall make such Composition for their said Duties upon Candles as aforesaid, and shall make Default in continuing the same, shall, within ten Days after making such Default, make true and particular Entries upon Oath, and in case such Person be a Quaker, then upon his, her or their Affirmation, of all such Candles as they, or any of them, or any Person or Persons in Trust for them or any of them, shall be possessed of, or have in his or their Custody or Possession, at the Office of Excise, within the Limits of which they shall respectively inhabit; upon Pain to forfeit the Sum of twenty Pounds, and the Candles of which no such Entry shall be made; and within six Days after he, she or they shall have made, or ought to have made, their respective Entries as aforesaid, shall pay down to the Person appointed to receive the same, the Duties hereby and by the said Act of the eighth Year of her Majesty's Reign charged upon the same, or in Default thereof shall forfeit and lose double the Value of the said Candles; and that the Houses, Outhouses and other Places belonging to such Compounders, who shall make Default in continuing such their Compositions as aforesaid, shall be and are hereby made liable to the Search and View of any Officers for the said Duties, in the same Manner, and under the same Penalties and Forfeitures, as other Persons making Candles for Sale are liable unto. 8 Annæ, c. 9.

Small Rush Lights once dipped, not chargeable.

XV. Provided always, That this Act shall not extend, or be construed to extend to charge the Duties on Candles herein before-mentioned, on such small Rush Lights as shall be made by any Persons, to be used in their own Houses only, so as none of them be sold or delivered out, or be made for Sale, and so as such small Rush Lights be only once dipped in, or once drawn through Grease or Kitchin-stuff, and not at all through any Tallow melted or refined; any thing herein contained to the contrary notwithstanding.

8 Annæ, c. 9.

'XVI. And whereas several People, who have made Candles for their own private Use only, have 'through Ignorance or Inadvertency, contrary to an Act made in the eighth Year of the Reign of her pre- 'sent Majesty, intituled, *An Act for laying a Duty on Candles*, neglected giving due Notice in Writing to 'the next Office of Excise, as the said Act requires, and as they ought to have done;' Be it therefore enacted by the Authority aforesaid, That all and every such Person or Persons, shall be and are hereby freed and discharged of and from all and every the Pains, Penalties and Forfeitures of the said Act, not recovered before the six and twentieth Day of *February* one thousand seven hundred and ten: Provided, that such Person or Persons, having so neglected and offended as aforesaid, do, before the first Day of *May* one thousand seven hundred and eleven, pay or cause to be paid (unto the proper Officer as the said Act directs) the Duty which by him, her or them respectively, ought to have been paid by virtue of that Act; and in Default thereof, such Person or Persons respectively shall lose the Benefit of the Indemnity granted by this Act.

Persons ignorantly having made Candles, and not given Notice to the next Office, indemnified, paying the Duty by 1 May 1711.

Concerning Duties on Candles see farther, 10 *Ann.* c. 26. 11 *Geo.* 1. c. 30. 23 *Geo.* 2. c. 21. *and* 26 *Geo.* 2. c. 32.

The duties arising by Exportation or Importation, to be under the Management of the Commissioners of the Customs, &c.

XVII. And for the better levying and raising the several Duties and Sums of Money by this Act granted, which are to arise upon the Exportation or Importation of any Goods, Merchandizes or Commodities whatsoever, or upon such Coals, Culm and Cynders, as shall be waterborn and carried Coastwise as aforesaid; It is hereby enacted, That such of the same Duties and Sums of Money as shall arise or be due or payable in that Part of *Great Britain* called *England*, *Wales* or the Town of *Berwick* upon *Tweed*, shall, from time to time, be under the Management and Government of the Commissioners of the Customs in *England* for the time being, who shall cause those Duties from time to time to be raised, levied, collected and paid to the Receiver or Receivers General of the Customs in *England* for the time being; and that such Receiver or Receivers General in *England* for the time being, shall pay all the Money arising thereby (such additional Charges as shall be necessary for receiving, levying, managing, paying and accounting for the same, excepted) into her Majesty's Receipt of Exchequer, distinct and apart from all other Branches of the publick Revenue, weekly, to wit, on *Wednesday* in every Week, if it be not an Holy-day, and if it be, then on the next Day after that is not an Holy-day, for the Purposes in this Act expressed, and under the Penalties, Forfeitures and Disabilities herein after-mentioned; and that such of the said Duties and Sums of Money by this Act granted, which shall arise or be due or payable in that Part of *Great Britain* called *Scotland*, upon the Exportation or Importation of any Goods, Merchandizes or Commodities whatsoever, or upon such Coals, Culm and Cynders, as shall be waterborn or carried Coastwise as aforesaid, shall from time to time be under the Management and Government of the Commissioners of the Customs in *Scotland* for the Time being, who shall cause those Duties, from time to time, to be raised, levied, collected

and paid to the Receiver or Receivers General of the Customs in *Scotland* for the time being; and that such Receiver or Receivers General of the Customs in *Scotland* for the time being shall transmit and pay, or cause to be paid, all the Monies arising thereby (such additional Charges as shall be necessary for receiving, levying, managing paying and accounting for the same, excepted) into her Majesty's Receipt of Exchequer in *England*, distinct and apart as aforesaid, from time to time, as such Receiver or Receivers General in *Scotland* shall have received any such Monies as aforesaid, for the Purposes in this Act expressed, and under the Penalties, Forfeitures and Disabilities herein after-mentioned.

3 & 14 Car. 2. c. 11.

'XVIII. And whereas by an Act of Parliament, made in the fourteenth Year of the Reign of King 'Charles the Second, intituled, *An Act for preventing Frauds, and regulating Abuses in his Majesty's Cus-* 'toms, and by the said Act of Union relating thereunto, it is provided, that every Merchant or other Per- 'son who shall export any Goods or Merchandizes from any Port of this Kingdom, capable of a Ship or 'Vessel of two hundred Tuns, upon an ordinary full Sea, to any Port or Place of the *Mediterranean* Sea, 'beyond the Port of *Malaga*, in any Ship or Vessel that hath not two Decks, and doth carry less than six- 'teen Pieces of Ordnance mounted, together with two Men for each Gun, and other Ammunition pro- 'portionable, shall pay for all the Wares and Merchandizes so exported or imported, an additional Duty

6 Annæ, c. 8.

'of one *per Cent.* as is thereby prescribed; and by an Act of the sixth Year of her now Majesty's Reign, 'intituled, *An Act for encouraging the Dressing and Dying of Woollen Cloths within this Kingdom, by laying a Du-* 'ty upon Broad Cloth exported White, it is enacted, That a Duty of five Shillings shall be paid to her Ma- 'jesty, her Heirs and Successors, for every White Woollen Cloth, commonly called Broad Cloth, which 'shall be exported out of this Kingdom into Foreign Parts, as by that and several Acts may more fully ap- 'pear.' Now it is hereby further enacted by the Authority aforesaid, That all the Monies which at any Time or Times, within or during the said Term of thirty-two Years, to be reckoned from the said eighth Day of *March* one thousand seven hundred and ten, shall arise, or be due or payable, as well of or for the said additional Duty of one *per Cent.* for Goods to be exported in such Ships as aforesaid, as of or for the said Duty on White Woollen Cloths, formerly granted or imposed as aforesaid, shall also be under the Government and Management of the Commissioners of the Customs for the time being, in *England* and *Scotland* respectively, who shall also cause those Duties from time to time to be raised, levied, collected and paid to the said respective Receiver or Receivers General for the time being; and that the said Receiver General in *England* for the time being, shall also pay the Monies thereof which he shall receive (necessary Charges excepted) into her Majesty's Receipt of Exchequer in *England*, weekly as aforesaid, for the Purposes in this Act expressed, under the Penalties, Forfeitures and Disabilities herein after mentioned; and the said Receiver General in *Scotland* for the time being, shall likewise pay or transmit the Money which he shall receive of the particular Duties last mentioned (necessary Charges as aforesaid excepted) into the same Receipt of Exchequer in *England*, from time to time, as he shall have received the same, for the Purposes in this Act expressed, and under the Penalties, Forfeitures and Disabilities herein after-mentioned.

Duty of one per Cent. on Goods exported to the Mediterranean, &c.

an on White Woollen Cloths exported, appropriated for 32 Years.

Made perpetual by 3 Geo. 1. c. 7.

Appropriation of the several Duties.

XIX. And it is hereby enacted and declared by the Authority aforesaid, That the said Subsidy of Poundage upon several Goods and Merchandizes to be exported; and the said Duty to arise upon the Exportation of Leather, Sheep-skins, and Calve-skins tanned, tawed or dressed; and the said several Duties to arise upon Coals, to be exported for Parts beyond the Seas, and the said several Duties to arise by Coals, Culm and Cynders, which shall be waterborn, and carried from one Part of *Great Britain* to any other Part of the same; and the Money hereby appointed to be brought into the Exchequer of or for the said additional Duty of one *per Cent.* on Goods exported in such Ships as aforesaid; and the said Duty on White Woollen Cloths; and the said Duties upon Candles made in *Great Britain*, or imported into the same; and all other the Duties and Sums of Money by this Act granted, shall be liable to, and charged and chargeable with the yearly Fund herein after-mentioned, and to and with all the Payments to be made out of the same in pursuance of this Act, during the whole Term of thirty-two Years herein after expressed; and all the same Subsidies, Duties and Sums of Money (except the necessary Charges for Execution of this Act) are and shall be appropriated thereunto in such Manner, that all the Monies which shall, from time to time, be or remain due or in Arrear for Principal or Interest upon this Act, shall from time to time, be paid and satisfied out of the said several and respective Duties by this Act granted or appointed for the Payments thereof, without being diverted to any other Use, Intent or Purpose whatsoever, under such Penalties, Forfeitures and Disabilities, as are hereafter in this Act contained in that Behalf.

The Officers for managing these Duties liable to the Act 9 & 10 W. 3. c. 44.

XX. And to the End all the Monies arising by the said Subsidy of Poundage upon several Goods and Merchandizes to be exported; and by the said Duty upon Leather and such Skins to be exported, as aforesaid; and by the said several Duties to arise upon Coals to be exported from Parts beyond the Seas; and by the said several Duties to arise upon Coals, Culm and Cynders, to be waterborn, and carried Coastwise as aforesaid; and by the said additional Duty of one *per Cent.* on Goods exported to the *Mediterranean* Sea as aforesaid; and by the said Duty upon White Woollen Cloths to be exported; and by the said Duties upon Candles made in *Great Britain*, or imported into the same; or by any other the Duties by this Act granted or appropriated, and every of them, may be duly and certainly raised and brought into the said Receipt of Exchequer for the Purposes aforesaid; It is hereby further enacted by the Authority aforesaid, That from time to time, during the Continuance of this Act, there shall be appointed and kept, such and so many Commissioners of Customs and Excise, Receivers General, Collectors, Surveyors, and other judicial and ministerial Officers, as shall be proper and necessary for managing, governing, adjudging, levying, receiving, collecting and paying the said respective Duties by this Act granted or appropriated, and for keeping and rendring the Accounts of the same; and that the said Receivers General, Collectors, Surveyors and other Officers, who are or shall be concerned in the raising, collecting, receiving and paying

paying the ſame reſpective Duties or any of them, and keeping, and rendring the ſeveral Accounts thereof, ſhall perform their ſeveral Duties therein, as to them reſpectively ſhall appertain, under ſuch and the like Penalties, Forfeitures and Diſabilities, for any Offence or Neglect therein, or for detaining, diverting or miſapplying any Part of the ſaid Monies, as are preſcribed and to be inflicted by Virtue of an Act of Parliament made and paſſed in the ninth Year of the Reign of his late Majeſty King William the Third, intituled *An Act for raiſing a Sum not exceeding two Millions, upon a Fund for Payment of Annuities after the Rate of eight Pounds* per Centum per Annum, *and for ſettling the Trade to the* Eaſt Indies, for the like Offence or Neglect relating to the Duties upon Salt, and upon ſtampt Vellum, Parchment and Paper thereby granted or referred unto, or for detaining, diverting or miſapplying any Part of the Monies which were granted or appropriated by the Act laſt mentioned. 9 & 10 W. 3. c. 44.

XXI. And be it enacted by the Authority aforeſaid, That yearly, and every Year, during the Term of thirty-two Years, reckoning the firſt Year to begin from the five and twentieth Day of *March* one thouſand ſeven hundred and eleven, the full Sum of one hundred thirty-five thouſand Pounds, by or out of the Monies to ariſe by the ſeveral Duties, Rates, and Sums of Money by this Act granted or appropriated, or any of them, and to be brought into the Receipt of the Exchequer as aforeſaid, in caſe the ſame ſhall extend thereunto, ſhall be computed and reckoned to be a yearly Fund; and in caſe all the Monies ariſing into the Exchequer for the ſaid Duties, Rates, and Sums of Money ſo granted or appropriated, ſhall not amount to the Sum of one hundred and thirty-five thouſand Pounds *per Annum*, then the Monies ſo ariſing, ſo far as the ſame ſhall extend, ſhall be Part of the yearly Fund, for and towards the anſwering and paying of all and every the Principal Sums herein after mentioned, amounting in the whole to the Sum of one Million nine hundred twenty-eight thouſand five hundred and ſeventy Pounds principal Money, together with Intereſt for the ſame, after the Rate of ſix Pounds *per Centum per Annum*, as herein after is mentioned; and in caſe the ſaid Duties by this Act granted or appropriated ſhall at any Time or Times appear to be ſo deficient or low in the Produce of the ſame, as that within any one Year, to be reckoned as aforeſaid, the ſaid Monies ariſing into the Exchequer, for or upon Account of the ſame Duties, ſhall not amount to as much as one hundred thirty-five thouſand Pounds, That then, and ſo often, and in every ſuch Caſe, ſo much as ſhall be wanting to make upon the ſaid Fund, or Sum of one hundred thirty-five thouſand Pounds for every or any ſuch Year, ſhall be ſupplied and made good, from Time to Time, out of the firſt Aid or Supply to be granted in Parliament next after ſuch Deficiency ſhall appear, and ſhall, from Time to Time, be transferred thereunto, as ſoon as the ſame ſhall be granted; and in caſe no ſuch Aid or Supply ſhall be granted, then by and out of any publick Money which ſhall be in the ſaid Receipt of Exchequer, not appropriated to any particular Uſe or Uſes by Act of Parliament; and the Commiſſioners of the Treaſury now being, or the Lord High Treaſurer, or Commiſſioners of the Treaſury for the Time being, are hereby ſtrictly enjoined and required to make up ſuch Deficiency accordingly, out of ſuch unappropriated publick Money, without any further or other Warrant or Authority for the ſame. 135000 l. to be the yearly Fund. Deficiency to be made good by Parliament, &c.

XXII. And be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful for any Perſon or Perſons, Natives or Foreigners, Bodies Politick or Corporate, to contribute for or towards advancing the Sum of one Million five hundred thouſand Pounds, for carrying on the ſaid War, by paying at or before the reſpective Days and Times by this Act limited in that Behalf, to any Receiver or Receivers to be appointed for that Purpoſe, as is herein after mentioned, the Sum of ten Pounds, or divers entire Sums of ten Pounds, upon this Act; and that for the raiſing the ſaid Sum of one Million five hundred thouſand Pounds, any Perſon who will become a Contributor or Adventurer, ſhall and may advance the Sum of ten Pounds, for which Sum ſo advanced, he, ſhe or they ſhall be intituled to receive ſuch Principal Money, and the Intereſt thereof, to be paid as herein after is mentioned, by and out of the ſaid yearly Fund, and the Surplus Monies over and above the ſaid yearly Fund (if any ſuch Surplus Monies ſhall ariſe) by virtue of this Act: And that every Contributor or Adventurer may advance as many entire Sums of ten Pounds, as he, ſhe or they ſhall think fit; and for every ſuch Sum of ten Pounds ſo advanced, he, ſhe or they is, or are to be intereſted in one Lot or Share of and in the ſaid yearly Fund, and the Surplus Money over and above the ſaid yearly Fund (if any ſuch Surplus ſhall ariſe) by virtue of this Act; and the ſame entire Sums of ten Pounds each, are hereby appointed to be paid unto ſuch Receiver or Receivers, at or before the reſpective Days and Times, and in the reſpective Proportions herein after mentioned; that is to ſay, one fourth Part thereof, on or before the firſt Day of *May* in the Year of our Lord one thouſand ſeven hundred and eleven; one other fourth Part thereof, on or before the firſt Day of *June* in the ſaid Year of our Lord one thouſand ſeven hundred and eleven; one other fourth Part thereof, on or before the ſecond Day of *July* in the ſaid Year of our Lord one thouſand ſeven hundred and eleven; and the remaining fourth Part thereof, on or before the firſt Day of *Auguſt* in the ſaid Year of our Lord one thouſand ſeven hundred and eleven. Natives or Foreigners may become Adventurers. Times of Payment.

" Her Majeſty to appoint Managers for the Lottery. Books to be provided with three Columns, *&c.* Re-
" ceivers, to be appointed by the Treaſury. Managers to examine the Books, and deliver them to the
" Receivers, *&c.* Tickets how to be delivered out. Receivers to redeliver the Books, *&c.* by 12 *Sept.*
" 1711. Middle Column Tickets to be rolled upon, and put into a Box, and twenty-four thouſand nine
" hundred ninety-eight Tickets ſhall be fortunate; that is to ſay, One of them twelve thouſand Pounds
" Principal Money; three of them five thouſand Pounds; four of them four thouſands; four of them
" three thouſand Pounds; four of them two thouſand Pounds; twenty of them one thouſand Pounds;
" thirty of them five hundred Pounds; one hundred of them two hundred Pounds; two hundred and fifty
" of them one hundred Pounds; one thouſand four hundred thirty-one of them fifty Pounds; and twen-
" ty-three thouſand one hundred fifty-one of them ſeverally, twenty Pounds Principal Money: Toge-
" ther

" ther with five hundred Pounds to the first drawn Ticket, and five hundred Pounds to the last drawn " Ticket; which will amount in the whole to six hundred seventy-eight thousand five hundred and se- " venty Pounds; which Sum being added to one Million two hundred and fifty thousand Pounds, the " Principal payable on the remaining one hundred twenty-five thousand blank Tickets, amount together " to one Million nine hundred twenty-eight thousand five hundred and seventy Pounds. If one Million " five hundred thousand Pounds be not paid in, then the Fund to be proportionable to the Sum advanced " Blanks to have ten Pounds Principal Money, and Interest at six Pounds *per Cent.* The Tickets to be " put into another Box, No Money to receive after 1 *May* 1711. Publick Notice of the Time of cutting " the Tickets. The Manner of drawing the Tickets. The Manner of the second Drawing for the " Course of Payment. A Table of the Course of Payment to be printed. Managers to adjudge to whom " the fortunate Tickets belong. Fortunate Tickets to be printed. Forging Tickets Felony. Mana- " gers may commit Forgers. Managers to make a Book of the Fortunate, and transmit it to the Exche- " quer. Payments to be half-yearly. Managers to be sworn: Their Oath. Penalty on Officers of the " Exchequer and other Officers offending. Money lent Tax-free. Tickets to be exchanged for stand- " ing Orders. Notice to be given in the *Gazette* of the Times for taking in Tickets, and delivering out " Orders. Orders to be numbered in Course, and Payment accordingly. Any Number of Tickets, not " exceeding one hundred, may be included in one Order, so as they be in the same thousand. Several " Orders for small Sums in the same thousand, may be exchanged into one Order for larger Sums. The " Monies arising by this Act, to be applied to pay of the Principal and Interest. Deficiency of one " Year to be made good out of the first Money to arise in the next Year. Surplus of every Year to be " applied to pay Principal. Publick Notice to be given when Orders shall become payable. Ten " Pounds *per Cent.* allowed on the first Payment. Six Pounds *per Cent.* on the other three Payments. " Receiver to have one Penny in the Pound, *&c.* Receivers may take in Monies before they receive " their Books. Contributor advancing one Part of the Payment, and failing in the rest, forfeits what " paid. Treasury to appoint a Paymaster, *&c.* Assignments of all standing Orders to be registred. Of- " ficers to be paid out of the Monies arising by this Act. Treasury may divide extraordinary Benefits of " two thousand Pounds or upwards, into Orders of five hundred Pounds, *&c.* If Principal and Interest " be fully discharged before the thirty-two Years, then Duties to cease. Overplus disposable by Parlia- " ment. Guardians may contribute for Infants. [This Fund is redeemed, and the omitted Sections are " expired.]"

40 Ells of Linen Cloth to pay 6 d. on Exportation.

' LIII. And whereas a Doubt may arise whether all Pieces of Linen Cloth under forty Ells exported, ' are liable to the Duty of six Pence, by this Act or any former Act imposed, and hereby revived;' It is hereby provided and enacted by the Authority aforesaid, That only forty Ells of Linen Cloth, exported to foreign Parts, shall pay six Pence, and after that Rate for a greater or lesser Quantity of Ells; any Thing in this or any former Act contained to the contrary notwithstanding.

Coals for melting Copper in Cornwall, &c. to have a Drawback of the Duty.

' LIV. And whereas all the Copper Ores found within the County of *Cornwall*, are carried to be ' melted at such Places where Coals pay no Duty;' Be it enacted by the Authority aforesaid, That from and after the eighth Day of *March* one thousand seven hundred and ten, all Coals that shall be used for melting Copper and Tin Ores within the Counties of *Cornwall* and *Devon*, for which Duties have been first answered, shall upon Proof by Oath made before the Customer or Collector of the said Duties (which Oath he is hereby impowered to administer) have a Drawback for all the Duties on the said Coals, to be paid by the Collector of the Duties to such Person so making Proof as aforesaid.

Iron, &c. imported, and afterwards exported, to have no Drawback. *See farther* 23 *Geo.* 2. *c.* 29. 30 *Geo.* 2. *c.* 16.

LV. And, for the Encouragement of the Iron Manufacture of *Great Britain*, Be it further enacted by the Authority aforesaid, That from and after the five and twentieth Day of *March* one thousand seven hundred and eleven, there shall not be allowed any Drawback, or Re-payment of Customs or Duties charged upon any Iron or Steel that hath or shall be imported into *Great Britain*, and afterwards exported to or for her Majesty's Plantations or Colonies in *America*; any Clause in any former Act to the contrary notwithstanding.

Act 10 W. 3. *c.* 17. concerning Lotteries, to be put in Execution. ' Amended and enforced by 12 Geo. 2. c. 28.'

' LVI. And whereas, notwithstanding an Act made in the tenth Year of the Reign of the late King ' William, intituled, *An Act for suppressing of Lotteries*, and the Prohibitions and Penalties therein, se- ' veral Persons of late have presumed, contrary to the Intent of the said Act, to set up Lotteries in Imi- ' tation of the Lottery directed to be drawn by Virtue of an Act of the last Session of Parliament, and ' other Lotteries, which are prejudicial to the Publick, and tend greatly to defraud her Majesty's Sub- ' jects;' Be it further enacted by the Authority aforesaid, That the said Act of the tenth Year of the late King William, shall be put in Execution: And for the more effectual suppressing and preventing such unlawful Lotteries, the Justices of the Peace, and all Mayors, Bailiffs, Head Officers, Constables, and other her Majesty's Civil Officers, within their respective Jurisdictions, are hereby impowered and required to use their utmost Endeavours to prevent the Drawing of any such unlawful Lottery, heretofore or hereafter to be set up, by all lawful Ways and Means; and that every Person who after the eighth Day of *March* one thousand seven hundred and ten shall set up, or shall by Writing or Printing, publish the setting up any such unlawful Lottery, with Intent to have such Lottery drawn, shall forfeit for every such Offence one hundred Pounds, to be recovered by Information, Bill, Plaint or Action at Law, in any of her Majesty's Courts at *Westminster*, wherein no Essoin, Wager of Law, nor any more than one Imparlance shall be allowed; one third Part thereof to the Use of her Majesty, her Heirs and Successors; one other third Part thereof to the Use of the Poor of the Parish where such Offence shall be committed; and the other third Part thereof, together with full Costs, to the Party who shall inform, and sue for the same.

Persons setting up such Lotteries forfeit 100 l. *See farther* 10 *Ann. c.* 26 *s.* 100. 5 *Geo.* 1. *c.* 9. *s.* 43.

8 *Geo.* 1. *c.* 2. *s.* 36. 9 *Geo.* 1. *c.* 19. 6 *Geo.* 2. *c.* 35. 12 *Geo.* 2. *c.* 28. 13 *Geo.* 2. *c.* 19. 29 *Geo.* 2. *c.* 7. *s.* 26.

' LVII. And

'LVII. And whereas ſeveral ill-diſpoſed Perſons, with Deſign to defraud her Majeſty's Subjects, have of late preſumed to erect and ſet up Offices or Places, for making Inſurances on Marriages, Births, Chriſtnings or Service, which Practices are alſo prejudicial to the Publick, and tend to defraud her Majeſty's Subjects;' Be it further enacted by the Authority aforeſaid, That every Perſon or Perſons, who after the eighth Day of *March* one thouſand ſeven hundred and ten ſhall erect or ſet up any Office or Place, for making Aſſurances on Marriages, Births, Chriſtnings and Service or on any of them, ſhall forfeit for every ſuch Offence the Sum of five hundred Pounds, to be recovered and diſtributed in ſuch Manner, as the Penalty of two hundred Pounds laſt mentioned is to be recovered and diſtributed; and every Perſon or Perſons, who after the ſaid eighth Day of *March*, in any Office or Place, before the ſaid eighth Day of *March* erected or ſet up, for making Inſurances on Marriages, Births, Chriſtnings and Service or on any of them, ſhall make or ſuffer to be made therein any new Inſurances, or Contracts for new Inſurances on Marriages, Births, Chriſtnings and Service or on any of them, ſhall forfeit for every ſuch Offence the Sum of one hundred Pounds, to be recovered and diſtributed in like Manner.

Perſons ſetting up Inſurances on Marriages, Birth, &c. forfeit 500 l.

Contracting for new Inſurances in Offices already ſet up, forfeits 100 l.

LVIII. Provided nevertheleſs, That ſuch Offices and Places erected, ſet up, or uſed before the ſaid eighth Day of *March*, for making Inſurances on Marriages, Births, Chriſtnings and Services or on any of them, may be continued after the ſaid eighth Day of *March*, for making good, and executing only ſuch Inſurances or Contracts for Inſurances therein reſpectively made before the ſaid eighth Day of *March*, as they might have continued if this Act had not been made; any Thing herein contained to the contrary thereof notwithſtanding.

Offices ſet up before 8 March, may be continued, for making good their former Inſurances only.

'LIX. And whereas ſome Doubt hath ariſen, whether Long Pepper might not be chargeable with the additional Duty of one Shilling and ſix Pence *per* Pound, chargeable upon all and all Manner of Pepper, by Virtue of the Act made the laſt Seſſion of Parliament, for granting to her Majeſty new Duties of Exciſe upon ſeveral imported Commodities;' For preventing therefore of any Diſputes concerning the ſame; be it declared and enacted by the Authority aforeſaid, That Long Pepper ſhall not be deemed, conſtrued or taken to be charged or chargeable with the ſaid Duty of one Shilling and ſix Pence *per* Pound; any thing in the ſaid laſt mentioned Act contained to the contrary thereof in any wiſe notwithſtanding.

Long Pepper not chargeable with 1 s. 6 d. per lb. 8 Annæ, c. 7. §. 6. *Farther Proviſions concerning Spices*, 10 *Ann.* c. 26. *ſ.* 45.

6 *Geo.* 1. *c.* 21. *ſ.* 45. 8 *Geo.* 1. *c.* 15. *ſ.* 15. *and* 8 *Geo.* 1. *c.* 18. *ſ.* 21.

Some Benefit Tickets in the laſt Lottery not being adjuſted, preſent Managers may ſettle them before 27 May 1711. EXP.

CAP. VII.

An Act for enabling and obliging the Bank of *England*, for the Time therein mentioned, to exchange all Exchequer Bills for ready Money upon Demand; and to diſable any Perſon to be Governor, Deputy Governor, or Director of the Bank of *England*, and a Director of the *Eaſt India* Company, at the ſame Time.

'MAY it pleaſe your moſt Excellent Majeſty; Whereas in purſuance of an Act of Parliament, made in the ſeventh Year of your Majeſty's Reign, (amongſt other Things) for enlarging the Capital Stock of the Bank of *England*, ſeveral Bills, commonly called Exchequer Bills, have been made forth, amounting in Principal Money to two millions and five hundred thouſand Pounds, for her Majeſty's Supply; and in purſuance of another Act of the ſame Seſſion of Parliament, made (amongſt other Things) for circulating a further Sum of Exchequer Bills; and of an Act made in the eighth Year of your Majeſty's Reign, intituled, *An Act for granting an Aid to her Majeſty, to be raiſed by a Land Tax in Great Britain, for the Service of the Year one thouſand ſeven hundred and ten*, further Exchequer Bills, to the amount of four hundred thouſand Pounds in Principal Money, have been alſo made out and iſſued for her Majeſty's Supply: And whereas in purſuance of the ſaid Acts, (over and above the Bills aforeſaid, amounting in the whole to two millions nine hundred thouſand Pounds) other Exchequer Bills for Intereſt, after the Rate of two Pence *per Centum per Diem*, and for a certain Allowance, after the Rate of three Pounds *per Centum per Annum*, have been made forth, and are ſtill to be made forth quarterly, until the Funds mentioned in the ſaid Acts ſhall take Effect, as is thereby directed; and the ſaid Governor and Company of the Bank of *England*, by the ſaid Acts or ſome of them, are obliged and required to exchange ſuch of the ſaid Exchequer Bills, which (after the making forth of the ſame) have been or ſhall have been paid to any Receivers or Collectors of any your Majeſty's Revenues, Aids, Taxes or Supplies, as have been or ſhall have been exchanged by ſuch Receivers or Collectors for ready Money, and which alſo have been or ſhall have been paid by ſuch Receivers or Collectors into her Majeſty's Exchequer, and likewiſe have been or ſhall have been reiſſued or repaid from her Majeſty's Exchequer, in the Manner and Form in the ſaid Acts expreſſed, as the ſaid Governor and Company ſhall be required to exchange by any Perſon or Perſons whatſoever, for ready Money, and ſo *toties quoties*, as often as the ſaid Bills ſhould be paid into the Exchequer by ſuch Receivers or Collectors, and be from thence reiſſued in Manner and Form thereby preſcribed; and the ſaid Governor and Company are not, by the ſaid Acts or any of them, obliged to exchange or pay ready Money for any of the ſaid Bills, until the ſaid Bills ſhall have had a Currency in the Revenue or Taxes, and ſhall have been reiſſued at the Exchequer as aforeſaid, and ſo *toties quoties*, in Manner and Form as aforeſaid; and by the ſaid Acts or ſome of them, the ſaid Funds are further charged with a Sum of two hundred thouſand Pounds yearly, for the diſcharging and cancelling the ſaid Bills, as in and by the ſaid ſeveral Acts of Parliament (Relation being thereunto reſpectively

7 Annæ, c. 7.

7 Annæ, c. 8.

8 Annæ, c. 1.

Contract with the Bank, for answering Non-specie Exchequer Bills.

'spectively had) may more fully appear: And whereas we your Majesty's most dutiful and loyal Subjects, 'the Commons of *Great Britain* in Parliament assembled, did resolve on the sixteenth Day of *January* one 'thousand seven hundred and ten, That an annual Sum, not exceeding forty-five thousand Pounds, 'should be granted, to enable your Majesty to contract for answering all Non-specie Exchequer Bills, 'by exchanging them from Time to Time for ready Money; and thereupon the said Governor and Com-'pany have humbly proposed, That in case a sufficient Fund should be granted to your Majesty for Pay-'ment of forty-five thousand Pounds *per Annum* to the said Governor and Company, by quarterly Pay-'ments, from the Time their Undertaking in this Behalf shall commence, until the one and thirtieth 'Day of *July* one thousand seven hundred and fourteen; and if a like Sum of forty-five thousand Pounds 'per *Annum*, to commence and take Effect from the said one and thirtieth Day of *July* one thousand seven 'hundred and fourteen, and to be also payable quarterly out of the Funds established by the said Acts, or 'some of them, for the Payment of the said Interest and Allowance, and for discharging and cancelling 'the said Exchequer Bills, shall (after the Payment of such Interest and Allowance, and with Preference 'to the cancelling or discharging any of the said Bills) be appropriated and continued to the said Gover-'nor and Company, until such Time as all the said quarterly Exchequer Bills, made or to be made for 'Interest or Allowance as aforesaid, upon the said Bills for two millions nine hundred thousand Pounds, 'together with a million of the said Bills for two millions nine hundred thousand thousand Pounds, shall 'be paid and cancelled, or until such Time as of the said Bills for two millions nine hundred thousand 'Pounds, and quarterly Bills taken together, there shall not be standing out and uncancelled more than 'one million nine hundred thousand Pounds in the whole, they the said Governor and Company in Con-'sideration thereof, (for the publick Service, further than the Acts before mentioned require) are wil-'ling to undertake, and be obliged, after such Time as should be agreed on, to exchange for ready Mo-'ney all such of the said Exchequer Bills, as from Time to Time, and at all Times then after, should 'be in the Hands of any Person or Persons, and be demanded of the said Governor and Company to be 'exchanged for ready Money, whether such Bills or any of them should or should not have passed, or 'had a Currency in your Majesty's Revenue or Taxes as aforesaid: The said Governor and Company at 'the same Time also proposing, that they may be impowered to contract and agree with any Persons for 'advancing to the said Governor and Company, from Time to Time, such Sums on such Terms as they 'shall find necessary for the more secure making good such Undertaking; and that they might have such 'other Clauses granted them as might be reasonable for enabling them to perform the same:' Now to the end the Undertaking so offered may obtain its full and due Effect for the Advantage and Service of your Majesty and and your Subjects, we your Majesty's said dutiful and loyal Subjects, the Commons of *Great Britain* in Parliament assembled, do most humbly beseech your Majesty, that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by Authority of the same, That for the better enabling the said Governor and Company of the Bank of *England*, and their Successors, to perform such Undertaking, the full Sum of forty-five thousand Pounds *per Annum*, or so much Money as shall be after the Rate of forty-five thousand Pounds *per Annum*, shall be well and truly paid and satisfied, by such Ways and Means, and during such Time as are herein after expressed, unto and for the Use of the said Governor and Company, and their Successors, without any Account, Impress, or other Charge to be set upon them for the same or any Part thereof, and without any Abatement for Taxes, or other Cause or Occasion whatsoever; and that the said Sum of forty-five thousand Pounds *per Annum* or after that Rate, shall commence and take Effect from such Time as shall be prefixed by the Commissioners of her Majesty's Treasury, or any three or more of them now being, or by the High Treasurer, or any three or more of the Commissions of the Treasury for the Time being, in Writing under his or their Hands to be publickly affixed on the *Royal Exchange* of *London*, and to be also notified in the *London Gazette*, for the Commencement of the said Undertaking; and shall continue, and be paid, and payable from thenceforth, until such Time as all the said quarterly Exchequer Bills, made or to be made for Interest or Allowance as aforesaid, upon the said Bills for two millions nine hundred thousand Pounds, together with a million of the said Bills, for two millions nine hundred thousand Pounds, shall be paid off and cancelled, or until such Time as there shall not be standing out and uncancelled more than one million nine hundred thousand Pounds in the whole of the said Bills for two millions nine hundred thousand Pounds, and quarterly Bills taken together, (which of the Limitations aforesaid shall first happen) and that so much of the said yearly Sum, after the Rate of forty-five thousand Pounds *per Annum*, as is to be reckoned by the Day, for so many Days as shall incur from the Day of the Commencement of the said Undertaking exclusively, until the one and thirtieth Day of *July* one thousand seven hundred and eleven inclusively, shall be paid and satisfied unto the said Governor and Company, on the said one and thirtieth Day of *July* one thousand seven hundred and eleven; and that from and after the said one and thirtieth Day of *July* one thousand seven hundred and eleven, during the Term of three Years from thence next and immediately ensuing, the said yearly Sum of forty-five thousand Pounds shall be paid and satisfied to the said Governor and Company, and their Successors, by quarterly Payments; that is to say, on the one and thirtieth Day of *October*, the one and thirtieth Day of *January*, the thirtieth Day of *April*, and the one and thirtieth Day of *July* yearly, by even and equal Portions; and that all the Payments so to be made of or for the said yearly Sum of forty-five thousand Pounds, or after that Rate, from the Commencement of the said Undertaking, until the said one and thirtieth Day of *July* one thousand seven hundred and eleven inclusively, and from thence until the End of the said Term of three Years, to wit, until the one and thirtieth Day of *July* one thousand seven hundred and fourteen inclusively, shall be and are, by Force and Virtue of this present Act, charged and chargeable upon, and shall be discharged and satisfied

Bank to have 4500 l. per Annum.

To continue till all the quarterly Exchequer Bills made for Interest, and a million of the Bills be paid off, &c.

How the same shall be satisfied till 13 July 1714.

fied out of all and every, or any the Aids or Supplies granted or to be granted to her Majesty in this Session of Parliament, for the carrying on the War, or other her Majesty's Occasions, and are not or shall not be actually applied thereunto on or before the twelfth Day of *March* one thousand seven hundred and ten; and the Commissioners of her Majesty's Treasury now being, and the High Treasurer, or Commissioners of the Treasury for the Time being, are hereby directed, authorized, and required (without any further or other Warrant or Authority to be sued for, had or obtained in that Behalf) from time to time, as the said Payments shall incur or grow due, at or before the said one and thirtieth Day of *July* one thousand seven hundred and fourteen, to discharge and satisfy the same out of the Aids and Supplies last-mentioned, and to cause so much of the same Aids or Supplies, in Monies, Tallies, or Orders, as shall be sufficient for that Purpose, to be reserved and set apart, and to be applied thereunto from time to time, as the said Payments shall incur and become due.

After 31 July 1714. to be satisfied out of the Duties arising by the Acts 7 Annæ, c. 7. 8 Annæ, c. 1.

II. And it is hereby enacted by the Authority aforesaid, That all the Payments which shall grow due by or in pursuance of this Act, of or for the said Sum of forty-five thousand Pounds *per Annum*, or after that Rate, from and after the said one and thirtieth Day of *July* one thousand seven hundred and fourteen, during so long Time as the same is to continue as aforesaid, according to this Act, shall from time to time be well and truly made and satisfied, as from time to time the same Payments shall incur and grow due, unto the said Governor and Company, and their Successors, out of the Duties, Revenues or Funds, or some of them, which were by the Acts of Parliament above recited or mentioned, or any of them, settled, established, or appropriated, as well for paying the said Interest after the Rate of two Pence *per Centum per Diem*, and the said Allowance after the Rate of three Pounds *per Centum per Annum* as for discharging and cancelling the said Exchequer Bills in the Manner and Form herein after specified, that is to say, When and as soon as any Payment shall, after the said one and thirtieth Day of *July* one thousand seven hundred and fourteen, become due by virtue of this Act, of or for the said Sum of forty-five thousand Pounds *per Annum*, or after that Rate, the Commissioners of her Majesty's Treasury, or the High Treasurer for the Time being, shall, from time to time, within ten Days then next ensuing, cause an exact Account to be taken of so much as shall be due to the said Governor and Company upon the said Allowance, after the Rate of three Pounds *per Centum per Annum* for Circulation, and an Estimate to be made as near as they can, of so much as shall be then due or demandable, for the said Interest at two Pence *per Centum per Diem*; and after the Payment of the same Allowance and Interest Money, as the said former Acts do direct, or reserving from time to time Money sufficient to discharge the same, shall issue out of the said Duties, Revenues and Funds last-mentioned, unto the said Governor and Company, from time to time, the Money, which upon the taking of every such Account, shall be due to them of or for the said Sum of forty-five thousand Pounds *per Annum*, or after that Rate as aforesaid: It being the Intent and true Meaning of this Act, that the same Allowance for Circulation, and the said Interest Monies, shall take Place and be preferred in Point of Payment out of the said Funds, before the said Sum of or after the Rate of forty-five thousand Pounds *per Annum*; and that the said forty-five thousand Pound *per Annum* shall, from time to time, take place, and be preferred in Point of Payment, before the said yearly Sum of two hundred thousand Pounds *per Annum*, which was intended and settled by the said former Acts, or some of them, for cancelling and discharging the said Exchequer Bills; the said former Acts, or any of them, or any thing therein contained, or any other Law or Statute whatsoever, to the contrary notwithstanding.

After discharging Interest, Allowance, &c. the yearly Sum of 200,000 *l.* to be applied for cancelling Exchequer Bills, &c.

III. Provided always, and it is hereby enacted by the Authority aforesaid, That after paying, or reserving sufficient to pay so much as shall, from time to time, be incurred, and grown due for or upon the said Interest after the Rate of two Pence *per Centum per Diem*, and the said several Allowances after the Rate of three Pounds *per Centum per Annum*, and forty-five thousand Pounds *per Annum* as aforesaid, the said yearly Sum of two hundred thousand Pounds, intended by the said former Acts for discharging and cancelling the Principal Money contained or to be contained in all the said Exchequer Bills, or so much thereof as the said Funds shall produce for that Purpose, shall and may be applied, from time to time, for discharging and cancelling the said Exchequer Bills, until they shall be entirely discharged and cancelled according to the said former Acts; any thing herein contained to the contrary notwithstanding.

Recited Acts to continue in force, &c.

IV. And be it further enacted by the Authority aforesaid, That the said former Acts above recited or mentioned, and all the Powers, Authorities, Privileges, and Advantages, Rules, Directions, Pains of Death, and other Penalties and Forfeitures, Clauses of Redemption, and other Clauses, Matters, and Things therein contained (being now in Force) touching or concerning the said Exchequer Bills, or any the Funds thereof, or any Way relating thereunto (such Alterations as are therein made by this Act only excepted) shall continue and be used, exercised, inflicted, raised, levied and put in Practice and Execution, to all Intents and Purposes, in the same Manner and Form as if this Act had never been made; any thing herein contained to the contrary notwithstanding. And it is hereby declared, That the said yearly Sum of forty-five thousand Pounds, or any Part thereof, shall not be liable to any Tax or Assessment whatsoever.

" Bank obliged to exchange for ready Money, all the said Exchequer Bills. In Default may be sued. 7 Annæ, c. 7.
" Bank may contract with others for furnishing Monies. Such Contracts not chargeable with the Stamp 8 Annæ, c. 1.
" Duties. Further sealed Bank Bills may be issued to the amount of the Contract, *&c.* Exchequer
" Bills of 5000 *l.* each may be issued, *&c.* Exchequer Bills of 6 *l.* 5 *s.* each may be issued, *&c.* Trea-
" sury to direct Impress Money for discharging Interest on Exchequer Bills. Treasury may contract, or
" alter Endorsements, *&c.* EXP.

None may be Governor, &c. of the Bank and East India Company at the same Time.

XI. And be it enacted by the Authority aforesaid, That in all future Elections of Governor, Deputy Governor, or Directors, of the respective Corporations of the Bank of *England*, and of the united Company of Merchants of *England* trading to the *East Indies*, all and every Person or Persons, who shall be elected Governor, Deputy Governor, or Director of the Bank of *England*, shall, during the Year for which he or they shall be elected, be incapable of being chosen a Director or Directors for the Management of the Affairs of the said united Company; and all and every Person or Persons, who shall be elected a Director or Directors of the said united Company, shall, during the Year for which he or they shall be so elected, be incapable of being chosen a Governor, or Deputy Governor, or Director or Directors of the Bank of *England*.

Farther Provisions concening Bank, 12 *Ann. St.* 1. *c.* 11. 12 *Ann. St.* 2. *c.* 3. 3 *Geo.* 1. *c.* 8. 11 *Geo.* 1. *c.* 9. 1 *Geo.* 2. *St.* 2. *c.* 8. 2 *Geo.* 2. *c.* 3. 11 *Geo.* 2. *c.* 27. *s.* 16. 15 *Geo.* 2. *c.* 13. 19 *Geo.* 2. *c.* 6. 24 *Geo.* 2. *c.* 4.

CAP. VIII.

An Act to repeal the Act of the third and fourth Year of her Majesty's Reign, intituled, *An Act for prohibiting all Trade and Commerce with* France; so for as it relates to the prohibiting the Importation of *French* Wines. After *March* 25, 1711. so much of the Act 3 & 4 Annæ, c. 13. as relates to the Importation of *French* Wines is repealed. *French* Wines may be imported in any Ship of 70 Tuns, belonging to the Subjects of any Foreign Princes in Amity with the Queen, during the War, *&c.* To be imported directly from *France* to *Ireland*, and thence to *Great Britain*. The said Ship to take on Board *English* Goods to the full Value of the Wines contraband Goods excepted.) Proof to be made upon Oath, that the Goods were landed, *&c.* in *France*. EXP.

CAP. IX.

An Act to continue the Acts for punishing Mutiny and Desertion, and false Musters, and for the better Payment of the Army and Quarters, and for approving of Medicines for the Army. EXP.

CAP. X.

An Act for establishing a General Post Office for all her Majesty's Dominions, and for settling a weekly Sum out of the Revenues thereof, for the Service of the War, and other her Majesty's Occasions.

12 Car. 2. c. 35.

'MOST gracious Sovereign; Whereas by an Act made in the twelfth Year of the Reign of his late Majesty King CHARLES the Second, a General Post Office was erected and established in that 'Part of *Great Britain* called *England*, and by the twentieth Act of the fifth Session of the first Parliament 'of his late Majesty King WILLIAM the Third, a General Post Office was erected and established in that 'Part of *Great Britain* called *Scotland*, and several Rates of Postage were thereby severally appointed to be 'received, under several different Powers and Authorities; which two Kingdoms being since united, it is 'most likely that a Correspondence by Post will be best managed and ordered for the publick Good, by 'uniting also the said two Post Offices under one Postmaster General: And whereas also Posts have at 'great Charges been established by Packet Boats between that Part of *Great Britain* called *England* and 'the *West Indies*, and also on the main Land in *North America*, through most of her Majesty's Plantations 'and Colonies in those Parts, as also to divers Parts in *Europe*, to which no Packet Boats were till lately 'settled, and more Posts may yet be settled and established for the publick Good and Welfare of all your 'Majesty's Subjects: And whereas the several Rates of Postage may in many Parts, with little Burther 'to the Subject, be encreased, and other new Rates granted, which additional and new Rates may, in 'in some Measure, enable your Majesty to carry on and finish the present War, so as suitable Powers and 'Authorities be made for collecting the same, and sufficient Provision be made, as well for preventing the 'undue collecting the Delivery of Letters by private Posts, Carriers, Higlers, Watermen, Drivers of Stage 'Coaches, and other Persons, as all other Frauds to which the Revenue might otherwise be liable; which 'cannot be well and properly done, to answer the Ends aforesaid, without the Authority of Parliament 'in a new Act to be made for the said Office, and for the Revenues to arise thereby:' We therefore your Majesty's most dutiful and loyal Subjects, the Commons of *Great Britain* in Parliament assembled, do most humbly beseech your Majesty, that it may be enacted; And be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by Authority of the same, That the said Act made in *England* in the twelfth Year of the Reign of his said late Majesty King CHARLES the Second, intituled, *An Act for erecting and establishing a Post Office*, and the said Act made in *Scotland* in the fifth Session of the first Parliament of his said late Majesty King WILLIAM the Third, intituled, *An Act anent the Post Office*, and every Article, Clause, and Thing therein or in either of them contained, shall be, and is and are hereby, from and after the first Day of *June* one thousand seven hundred and eleven, actually repealed, except as is herein after mentioned.

Former Acts in England and Scotland relating to the Office repealed.

12 Car. 2. c. 35.

II. And to the End a General Post Office may be established for and throughout her Majesty's Kingdoms of *Great Britian* and *Ireland*, her Colonies and Plantations in *North America*, and the *West Indies*, and all other her Majesty's Dominions and Territories, in such Manner as may be most beneficial to the People of these Kingdoms, and her Majesty may be supplied, and the Revenue arising by the said Office better improved, settled, and secured to her Majesty, her Heirs and Successors, in such Manner as is herein after mentioned; Be it enacted by the Authority aforesaid, That from and after the said first Day of *June* one thousand seven hundred and eleven, there be from thenceforth one General Letter Office and

One General Post Office to be erected,

and Poſt Office erected and eſtabliſhed in ſome convenient Place within the City of *London*, from whence all Letters and Packets whatſoever may be with Speed and Expedition ſent into any Part of the Kingdoms of *Great Britain* and *Ireland*, or to *North America*, the *Weſt Indies*, or to any other of her Majeſty's Dominions or Territories, or unto any other Kingdom or Country beyond the Seas, at which ſaid Office all Returns and Anſwers may be likewiſe received; and that one Maſter of the ſaid General Letter Office and Poſt Office ſhall be, from time to time, appointed by the Queen's Majeſty, her Heirs and Succeſſors, to be made and conſtituted by Letters Patents under the Great Seal of *Great Britain*, by the Name and Stile of her Majeſty's Poſtmaſter General; which ſaid Maſter of the ſaid Office, and his Deputy and Deputies by him thereunto ſufficiently authorized, and his and their Servants and Agents, and no other Perſon or Perſons whatſoever, ſhall, from time to time, and at all Times, have the receiving, taking up, ordering, diſpatching, ſending Poſt, or with Speed, carrying and delivering of all Letters and Packets whatſoever, which ſhall, from time to time, and at all or any Times be ſent to and from all and every the Parts and Places of *Great Britain* and *Ireland*, *North America*, the *Weſt Indies*, and other her Majeſty's Dominions, and alſo to and from all and every the Kingdoms and Countries beyond the Seas, where he ſhall ſettle or cauſe to be ſettled Poſts, or running Meſſengers for that Purpoſe: Except ſuch Letters as ſhall reſpectively concern Goods ſent by common known Carriers of Goods by Carts, Waggons, or Pack Horſes, and ſhall be reſpectively delivered with the Goods ſuch Letters do concern, without Hire, or Reward, or other Profit or Advantage for receiving or delivering ſuch Letters; and except Letters of Merchants, and Maſters, Owners of any Ships, Barques, or Veſſels of Merchandize, or any the Cargo or Loading therein, ſent on board ſuch Ships, Barques or Veſſels of Merchandize, whereof ſuch Merchants or Maſters are Owners as aforeſaid, and delivered by any Maſters of any ſuch Ships, Barques or Veſſels of Merchandize, or by any other Perſon employed by them for the Carriage of ſuch Letters aforeſaid, according to their reſpective Directions, ſo as ſuch Letters be delivered to the reſpective Perſons to whom they ſhall be directed without paying or receiving any Hire or Reward, Advantage, or Profit for the ſame in any wiſe; and alſo except Commiſſions, or the Return thereof, Affidavits, Writs, Proceſs, or Proceedings or Returns thereof, iſſuing out of any Court; and alſo any Letter or Letters to be ſent by any private Friend or Friends, in their Way of Journey or Travel, or by any Meſſenger or Meſſengers ſent on Purpoſe for or concerning the private Affair of any Perſon or Perſons.

and one Poſtmaſter General.

Exception.

III. Provided always nevertheleſs, That nothing in the ſaid Exception contained, ſhall extend or be conſtrued to extend to give any Licence or Authority to any common known Carriers of Goods by Carts, Waggons, or Pack Horſes, their Servants or Agents, to receive, collect or deliver, with or without Hire, any Letter or Letters, Packet, or Packets of Letters whatſoever, that do not concern Goods in their Carts, Waggons, or on their Pack Horſes, nor to any Owners or Drivers of Stage Coaches, nor to any Owners, Maſters or Commanders of Boats called Paſſage Boats, ſailing between any Part of *Great Britain* or *Ireland*, and any Parts or Places beyond the Seas, or their Servants or Agents, nor to any Paſſenger or Paſſengers on board ſuch Boats or Veſſels, nor to the Owners or Watermen on board of any Boat, Barge, or Veſſel paſſing or repaſſing on any River or Rivers, to and from any Parts of *Great Britain* and *Ireland*, *North America*, or the *Weſt Indies*, or other her Majeſty's Dominions and Territories, although ſuch Drivers of Stage Coaches, Owners, Maſters, or Commanders of Boats, called Paſſage Boats, or Paſſengers therein, Owners or Watermen on board of any ſuch Boat, Barge, or Veſſel paſſing or repaſſing on any ſuch River or Rivers as aforeſaid, do not receive any Hire or Reward, or other Advantage for the ſame; but that all ſuch Carriers, Owners and Drivers of Stage Coaches, Owners, Maſters or Commanders of Paſſage Boats, and the Paſſengers therein, and all Owners and Watermen on board of any Boat, Barge or Veſſel paſſing or repaſſing on any River or Rivers, to or from any the Parts and Places aforeſaid, collecting and delivering Letters as aforeſaid, though without Hire or Reward, ſhall be deemed and taken, and are hereby declared to be Perſons offending againſt this Act, and ſhall forfeit and pay ſuch Sum and Sums of Money, as Perſons collecting, receiving, taking up, conveying and delivering of Letters for Hire, or ſetting up, employing and maintaining any Poſt contrary to this Act, or that are or ſhall be concerned therein, are herein after enacted to forfeit and pay.

Carriers, Coachmen, Watermen, &c. not to carry Letters.

Explained as to Penny Poſt Letters by 4 Geo. 2. c. 33.

IV. And to the end there may be one chief Letter Office alſo in *North Britain* and *Ireland*, and at *New York* in *North America*, and in the *Weſt Indies*, from whence the Diſtances for which the Rates hereby granted may be computed and ſettled; Be it enacted by the Authority aforeſaid, That ſuch Poſtmaſter General ſo to be conſtituted as aforeſaid, ſhall be at Liberty to keep one chief Letter Office in the City of *Edinburgh*, and one other chief Letter Office in the City of *Dublin*, and one chief Letter Office in *New York* aforeſaid, and other chief Offices at ſome convenient Place or Places in each of her Majeſty's Provinces or Colonies in *America*, and in each of the Iſlands in the *Weſt Indies*, called the *Leeward Iſlands*, and appoint ſufficient Deputies under him, for the better managing, ordering, collecting, and improving the Revenue hereby granted.

A chief Letter Office to be erected at Edinburg, at Dublin, and at New York, &c.

V. And be it further enacted by the Authority aforeſaid, That ſuch Poſtmaſter General for the Time being, as ſhall from time to time be made and conſtituted by her Majeſty, her Heirs and Succeſſors, and the reſpective Deputies or Subſtitutes of ſuch Poſtmaſter General, and no other Perſon or Perſons whatſoever, ſhall prepare and provide Horſes and Furniture, to let to Hire unto all or any Perſon or Perſons riding in Poſt, by Commiſſion or without, to or from all and every the Parts and Places of *Great Britain* and *Ireland*, where any Poſt-Roads are or ſhall be ſettled and eſtabliſhed.

The Poſtmaſter General, and no other, to provide Horſes for riding Poſt. 22 G. 2. c. 25.

VI. And be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for ſuch Poſtmaſter General to be conſtituted and appointed as aforeſaid, and his Deputy and Deputies by him thereunto ſufficiently authorized, to and for the Uſe of her Majeſty, her Heirs and Succeſſors, to demand, have, receive and take, for the Portage and Conveyance of all ſuch Letters and Packets which he ſhall ſo convey, carry or ſend Poſt as aforeſaid, and for the providing and furniſhing Horſes for Perſons riding in

Rates for carrying Letters in England.

Poſt as aforeſaid, according to the ſeveral Rates and Sums of lawful *Britiſh* Money hereafter mentioned, not to exceed the ſame: (that is to ſay) For the Port of every ſingle Letter or Piece of Paper, to or from any Place not exceeding eighty *Engliſh* Miles diſtant from the ſaid General Poſt-Office in *London*, and within that Part of *Great Britain* called *England*, and not coming from or directed on Shipboard, three Pence; and for the like Port of every double Letter, ſix Pence; and ſo proportionably unto the ſaid Rates for the Port of every Packet of Letters; and for the like Port of every Packet of Writs, Deeds and other Things, after the Rate of twelve Pence of *Britiſh* Money for every Ounce Weight; and for the Port of every ſingle Letter or Piece of Paper, to or from any Place above eighty ſuch *Engliſh* Miles diſtant from the ſaid General Poſt-Office, and within that Part of the Kingdom of *Great Britain* called *England*, or to the Town of *Berwick* upon *Tweed*, and not coming from or directed on Shipboard, four Pence; and for the like Port of every double Letter eight Pence; and ſo proportionably unto the ſaid Rates for the Port of every Packet of Letters; and for the like Port of every Packet of Writs, Deeds and other Things, after the Rate of one Shilling and four Pence *Britiſh* Money for every Ounce Weight: And for the Port of every ſingle Letter or Piece of Paper, from the ſaid General Poſt-Office in *London* unto the City of *Edinburgh*, in that Part of *Great Britain* called *Scotland*, or from thence to the ſaid General Poſt-Office in the City of *London*, and to and from *Dumfreys* or *Cockburnſpeth*, and between either of thoſe Places and the ſaid City of *Edinburgh*, not coming from, or directed on board any Ship, ſix Pence; and for the like Port of every double Letter, twelve Pence; and ſo proportionably unto the ſaid Rates for the Port of every Packet of Letters; and for the like Port of every Packet of Writs, Deeds and other Things, after the Rate of two Shillings *Britiſh* Money for every Ounce Weight: and for the Port of every ſingle Letter or Piece of Paper, to or from the chief Poſt-Office in the ſaid City of *Edinburgh*, to or from any Place not exceeding fifty ſuch *Engliſh* Miles diſtant from the ſaid chief Poſt-Office in *Edinburgh*, and within that Part of the Kingdom of *Great Britain* called *Scotland*, and not coming from or directed on board of any Ship or Veſſel, two Pence *Britiſh* Money; and for the like Port of every double Letter, four Pence of like Money; and ſo proportionably to the ſaid Rates for the Port of every Packet of Letters; and for the like Port of every Packet of Writs, Deeds and other Things, after the Rate of eight Pence *Britiſh* Money for every Ounce Weight; and for the Port of every ſingle Letter or Piece of Paper, to or from any Place above fifty ſuch Miles diſtant from the ſaid chief Office in *Edinburgh*, and not exceeding eighty ſuch Miles, and within that Part of *Great Britain* called *Scotland*, and not coming from or directed on Ship-board, three Pence; and for the like Port of every double Letter, ſix Pence; and ſo proportionably to the ſaid Rates for the Port of every Packet of Letters; and for the like Port of every Packet of Writs, Deeds and other Things, after the Rate of twelve Pence *Britiſh* Money for every Ounce Weight; and for the Port of every ſingle Letter or Piece of Paper, to or from any Place above eighty *Engliſh* Miles diſtant from the ſaid chief Office in *Edinburgh*, and within that Part of *Great Britain* called *Scotland*, and not coming from or directed on Ship-board, four Pence *Britiſh* Money; and for the like Port of every double Letter, eight Pence; and ſo proportionably to the ſaid Rates for the Port of every Packet of Letters; and for the like Port of every Packet of Writs, Deeds and other Things, after the Rate of one Shilling and four Pence *Britiſh* Money for every Ounce Weight: And for the Port of every ſingle Letter or Piece of Paper, from the ſaid General Letter Office in *London*, unto the City of *Dublin* in *Ireland*, or from the ſaid City of *Dublin* in *Ireland*, unto the ſaid General Poſt-Office, and not coming from or directed on board of any Ship, ſix Pence of *Britiſh* Money; and for the like Port of every double Letter, twelve Pence *Britiſh* Money; and ſo proportionably unto the ſaid Rates for the Port of every Packet of Letters; and for the like Port of every other Packet of Writs, Deeds and other Things of greater Bulk, two Shillings of *Britiſh* Money for every Ounce Weight; and for the Port of ſuch Letters or Packets as ſhall be conveyed or carried from the chief Poſt-Office in the ſaid City of *Dublin* unto any other Place or Places within the Kingdom of *Ireland*, or from any other Place within the ſaid Kingdom, not coming from or directed on Ship-board, according to the Rates and Sums of *Britiſh* Money hereafter following, (*viz.*) For the Port of every ſingle Letter from the chief Poſt-Office in the ſaid City of *Dublin*, to or from any Place not exceeding forty *Engliſh* Miles diſtant from the ſaid chief Office in *Dublin*, and within the ſaid Kingdom of *Ireland*, not coming from or directed on Shipboard, two Pence; and for the like Port of every double Letter, four Pence; and ſo proportionably unto the ſaid Rates for the Port of every Packet of Letters; and for the like Port of every other Packet of Writs, Deeds or other Things, after the Rate of eight Pence for every Ounce Weight; and for the Port of every ſingle Letter or Piece of Paper, to or from any Place above forty *Engliſh* Miles diſtant from the ſaid chief Office in *Dublin*, and within the ſaid Kingdom of *Ireland*, and not coming from or directed on board of any Ship or Veſſel, four Pence; and for the like Port of every double Letter, eight Pence; and ſo proportionably unto the ſaid Rates for the Port of every Packet of Letters; and for the like Port of every Packet of Writs, Deeds and other Things, after the Rate of one Shilling and four Pence for every Ounce Weight: And for the Port of all and every the Letters and Packets of Letters directed on board, or fetched or brought from on board any Ship or Veſſel, riding or ſtopping in any Port within her Majeſty's Dominions, the Sum of one Penny, over and above the Rates granted in and by this Act: And for the Port of all and every the Letters and Packets, paſſing or repaſſing by the Carriage called the Penny-Poſt, eſtabliſhed and ſettled within the Cities of *London* and *Weſtminſter*, and Borough of *Southwark*, and Parts adjacent, and to be received and delivered within ten *Engliſh* Miles diſtant from the ſaid General Letter-Office in *London*, one Penny: And for the Port of all and every the Letters, Packets and Parcels of Goods that ſhall be carried or conveyed to or from any of her Majeſty's ſaid Dominions, to or from any other Parts or Places beyond the Seas, according to the ſeveral and reſpective Rates following, the ſame being rated either by the Letter or by the Ounce; That is to ſay,

By 6 Geo. 1. c. 21. §. 51. Bills of Exchange, and ſeveral Letters on one Paper, are to be charged as diſtinct Letters.

Rates for Scotland.

Rates for Ireland.

Rates for Letters on board any Ship.

Penny Poſt.

Rates for Foreign Letters.

All

All Letters and Packets coming from any Part of *France* to *London*,	Single, ten Pence. Double, one Shilling eight Pence. Treble, two Shillings ſix Pence. Once, three Shillings four Pence.
All Letters and Packets paſſing from *London*, through *France*, to any Part of *Spain* or *Portugal* (Port paid to *Bayone*) and from *Spain* and *Portugal*, through *France*, unto *London*,	Single, one Shilling ſix Pence. Double, three Shillings. Treble, four Shillings ſix Pence. Ounce, ſix Shillings.
All Letters and Packets paſſing from *London*, through *France*, to any Part of *Italy*, or *Sicily*, by the Way of *Lyons*, or to any Part of *Turkey*, by the Way of *Mercelia*, and from any of thoſe Parts, through *France*, unto *London*,	Single, one Shilling three Pence. Double, two Shillings ſix Pence. Treble, three Shillings nine Pence. Ounce, five Shillings.
All Letters and Packets coming from any Part of the *Spaniſh Netherlands* unto *London*,	Single, ten Pence. Double, one Shilling eight Pence. Treble, two Shillings ſix Pence. Ounce, three Shillings four Pence.
All Letters and Packets paſſing from *London* through the *Spaniſh Netherlands* to any Part of *Italy* or *Sicily* (Port paid to *Antwerp*) and from any Part of *Italy* or *Sicily*, through the *Spaniſh Netherlands* unto *London*,	Single, one Shilling. Double, two Shillings. Treble, three Shillings. Ounce, four Shillings.
All Letters and Packets paſſing from *London* through the *Spaniſh Netherlands* to any Part of *Germany*, *Switzerland*, *Denmark*, *Sweden*, and all Parts of the North, and from any of thoſe Parts through the *Spaniſh Netherlands* unto *London*,	Single, one Shilling. Double, two Shillings. Treble, three Shillings. Ounce, four Shillings.
All Letters and Packets paſſing from *London* through the *Spaniſh Netherlands* to any Part of *Spain* or *Portugal*, and from any Part of *Spain* or *Portugal*, through the *Spaniſh Netherlands* unto *London*,	Single, one Shilling ſix Pence. Double, three Shillings. Treble, four Shillings ſix Pence. Ounce, ſix Shillings.
All Letters and Packets paſſing from any Part of the *United Provinces* unto *London*,	Single, ten Pence. Double, one Shilling eight Pence. Treble, two Shillings ſix Pence. Ounce, three Shillings four Pence.
All Letters and Packets paſſing from *London* through the *United Provinces* for any Part of *Italy* or *Sicily*, and from any Part of *Italy* or *Sicily*, through the *United Provinces*, unto *London*,	Single, one Shilling. Double, two Shillings. Treble, three Shillings. Ounce, four Shillings.
All Letters and Packets paſſing from *London* through the *United Provinces* to any Part of *Germany*, *Switzerland*, *Denmark*, *Sweden*, and all Parts of the North, and from any of thoſe Parts and Places, through the *United Provinces* unto *London*,	Single, one Shilling. Double, two Shillings. Treble, three Shillings. Ounce, four Shillings.
All Letters and Packets paſſing from *London* through the *United Provinces* unto any Part of *Spain* or *Portugal*, and from any Part of *Spain* or *Portugal*, through the *United Provinces* unto *London*,	Single, one Shilling ſix Pence. Double, three Shillings. Treble, four Shillings ſix Pence. Ounce, ſix Shillings.
All Letters and Packets paſſing from *London* through the *Spaniſh Netherlands*, or the *United Provinces*, to *Hamburgh* (Port paid to *Antwerp* or *Amſterdam*) and from *Hamburgh*, through the *Spaniſh Netherlands* or the *United Provinces* unto *London*,	Single, ten Pence. Double, one Shilling eight Pence. Treble, two Shillings ſix Pence. Ounce, three Shillings four Pence.
All Letters and Packets paſſing between *London*, *Spain* or *Portugal*, by Packet Boats,	Single, one Shilling ſix Pence. Double, three Shillings. Treble, four Shillings ſix Pence. Ounce, ſix Shillings.
All Letters and Packets paſſing from *London* unto *Jamaica*, *Barbadoes*, *Antegoa*, *Monſerrat*, *Nevis*, and *Saint Chriſtophers* in *America*, and from any of thoſe Places to *London*,	Single, one Shilling ſix Pence. Double, three Shillings. Treble, four Shillings ſix Pence. Ounce, ſix Shillings.
All Letters and Packets from *London* to *New York* in *North America*, and thence to *London*,	Single, one Shilling. Double, two Shillings. Treble, three Shillings. Ounce, four Shillings.
All Letters and Packets from any Part of the *Weſt Indies*, to *New York* aforeſaid,	Single, four Pence. Double, eight Pence. Treble, one Shilling. Ounce, one Shilling and four Pence.
All Letters and Packets from *New York*, to any Place within ſixty *Engliſh* Miles thereof, and thence back to *New York*,	Single, four Pence. Double, eight Pence. Treble, one Shilling. Ounce, one Shilling and four Pence.

All

All Letters and Packets from from *New York* to *Perth Amboy*, the Chief Town in *East New Jersey*, and to *Bridlington*, the Chief Town in *West New Jersey*, and from each of those Places back to *New York*, and from *New York*, to any Place not exceeding one Hundred *English* Miles, and from each of those Places to *New York*.	Single, six Pence. Double, one Shilling. Treble, one Shilling six Pence. Ounce, two Shillings.
All Letters and Packets from *Perth Amboy* and *Bridlington* to any Place not exceeding sixty *English* Miles, and thence back again,	Single, four Pence. Double, eight Pence. Treble, one Shilling. Ounce, one Shilling and four Pence.
All Letters and Packets from *Perth Amboy* and *Bridlington* to any Place not exceeding one Hundred *English* Miles, and thence back again,	Single, six Pence, Double, one Shilling. Treble, one Shilling six Pence. Ounce, two Shillings.
All Letters and Packets from *New York* to *New London*, the Chief Town in *Connecticute* in *New England*, and to *Philadelphia* the Chief Town in *Pensilvania*, and from those Places back to *New York*,	Single, nine Pence. Double, one Shilling six Pence. Treble, two Shillings three Pence. Ounce, three Shillings.
All Letters and Packets from *New London* and *Philadelphia*, to any Place not exceeding sixty *English* Miles, and thence back again,	Single, four Pence. Double, eight Pence. Treble, one Shilling. Ounce, one Shilling four Pence.
All Letters and Packets from *New London* and *Philadelphia*, to any Place not exceeding one Hundred *English* Miles, and so back again,	Single, six Pence. Double, one Shilling. Treble, one Shilling six Pence. Ounce, two Shillings.
All Letters and Packets from *New York* aforesaid to *New-Port* the Chief Town in *Rhode Island*, and *Providence Plantation* in *New England*, and to *Boston* the Chief Town in *Massachusets* Bay in *New England* aforesaid, and to *Portsmouth* the Chief Town in *New Hampshire* in *New England* aforesaid, and to *Annapolis* the Chief Town in *Maryland*, and from every of those Places to *New York*.	Single, one Shilling. Double, two Shillings. Treble, three Shillings. Ounce, four Shillings.
All Letters and Packets from *Newport*, *Boston*, *Portsmouth* and *Annapolis* aforesaid, to any Place not exceeding sixty *English* Miles, and thence back again,	Single, four Pence. Double, eight Pence. Treble, one Shilling. Ounce, one Shilling four Pence.
All Letters and Packets from *Newport*, *Boston*, *Portsmouth* and *Annapolis* aforesaid, to any Place not exceeding one hundred *English* Miles and thence back again,	Single, six Pence. Double, one Shilling. Treble, on Shilling six Pence. Ounce, two Shillings.
All Letters and Packets from *New York* aforesaid, to the Chief Offices in *Salem* and *Ipswich*, and to the Chief Office in *Piscataway*, and to *Williamsburgh* the Chief Office in *Virginia*, and from every of those Places to *New York*,	Single, one Shilling three Pence. Double, two Shillings six Pence. Treble, three Shillings nine Pence. Ounce, five Shillings.
All Letters and Packets from the Chief Offices in *Salem*, *Ipswich*, *Piscataway*, and *Williamsburgh* aforesaid, to any Place not exceeding sixty *English* Miles, and thence back again,	Single, four Pence. Double, eight Pence. Treble, one Shilling. Ounce, one Shilling four Pence.
All Letters and Packets from the said Chief Offices in *Salem*, *Ipswich*, *Piscataway*, and *Williamsburgh* aforesaid, to any Place not exceeding one Hundred *English* Miles, and thence back again,	Single, six Pence. Double, one Shilling. Treble, one Shilling six Pence. Ounce, two Shillings.
All Letters and Packets from *New York* aforesaid, to *Charles Town*, the Chief Town in *North* and *South Carolina*, and from *Charles Town* aforesaid, to *New York*,	Single, one Shilling six Pence. Double, three Shillings. Treble, four Shillings six Pence. Ounce, six Shillings.
All Letters and Packets from *Charles Town* aforesaid, to any Place not exceeding sixty *English* Miles, and thence back again,	Single, four Pence. Double, eight Pence. Treble, one Shilling. Ounce, one Shilling four Pence.
All Letters and Packets from *Charles Town* aforesaid, to any Place not exceeding one Hundred *English* Miles, and thence back again,	Single, six Pence. Double, one Shilling. Treble, one Shilling six Pence. Ounce, two Shillings.

Places where Posts are not yet settled, to pay according to these Rates.

VII. And be it enacted by the Authority aforesaid, That such Postmaster General so to be appointed as aforesaid, shall and may receive and take, according to the same Rates and Proportions for the Port of Letters, Packets and Parcels, to or from any of the Parts or Places beyond the Seas, where Posts have not been heretofore settled, and may hereafter be settled by such Postmaster General for the time being.

VIII. And be it further enacted, That all Letters and Packets directed to or coming from any of the Foreign Parts or Places aforesaid, and collected or delivered at any Part or Place between *London* and any of the Ports from whence any of her Majesty's Packet Boats shall at any Time hereafter sail, or at which they shall or may arrive with the Foreign Mails, do pay the same Rates as if the same were conveyed in the said Mails to or from *London*.

Foreign Letters collected, &c. between London and the Port whence the Packet Boats sails, or from London, to pay as to

IX. And be it further enacted by the Authority aforesaid, That such Postmaster General shall be at Liberty to keep and maintain Packet Boats to go weekly (Wind and Weather permitting) to and from *Donachadee*, or some other convenient Port in *Ireland*, to *Port Patrick*, or some other convenient Port in that Part of *Great Britain* called *Scotland*, for Conveyance of Letters and Packets for the Conveniency of Trade and Commerce between the said Kingdoms, paying over and above the Inland Rates hereby rated and appointed to be received for such Letters and Packets, at the Place where such Letter or Letters are delivered in to be sent by such Packet Boats, according to the Rates following; that is to say, For every such Single Letter two Pence, Double four Pence, Treble six Pence, Ounce eight Pence.

Packet Boats to go from Donachadee to Port Patrick.

'X. And for as much as it may be convenient to erect some cross Stages for the better maintaining of 'Trade and Commerce, and mutual Correspondencies, and to settle the Rates for all By or Way Letters 'and Packets conveyed by Post in any of the said Kingdoms;' Be it therefore enacted by the Authority aforesaid, That from and after the said first Day of *June* one thousand seven hundred and eleven, it shall and may be lawful to and for the Postmaster General for the time being, so constituted as aforesaid, to erect and and set up cross Stages to and from any Place or Places whatsoever; and thereupon such Postmaster General, and his Deputy and Deputies by him thereunto sufficiently authorized, shall and may lawfully demand, have, receive and take for the Postage and Conveyance, as well of all such Letters and Packets which he or they shall so convey, carry, or send Post as aforesaid, in any such cross Stages, as for all By or Way Letters and Packets, the same Rates in Proportion to the Distances of the Places to which they shall be directed from the Places at which they shall be put in, as Letters and Packets conveyed and re-conveyed to and from *London*, are rated to pay.

Postmaster to erect cross Stages, &c.

XI. And for the better reducing all Miles in both the said Kingdoms throughout all the Post Roads within one Hundred Miles distance from the said Chief Offices, and in the cross Roads now settled, or hereafter to be settled, to one and the same Measure and Standard; and for preventing Disputes touching the same; Be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for such Person and Persons as the Postmaster General for the time being shall appoint, to measure or cause to be measured, by the Wheel, all Roads, except such Roads where Stages are already settled; and that such Person or Persons so to be authorized, shall cause fair Surveys or Books to be made for each of the said Kingdoms; one of each whereof to be left with her Majesty's Postmaster General in *London*; another of each to be left at the chief Post Office in *Edinburgh*, with the Postmaster General's Deputy there; another of each to be left at the chief Post Office in *Dublin*, with the Postmaster General's Deputy there, to remain in the said Post Offices; and each of which said Books shall be signed by such Person or Persons making the same, and by the Postmaster General for the time being, and his Deputies in such General Offices in each Kingdom, and the Comptrollers and Surveyors belonging or to belong to the said General Post Offices in *London*, *Edinburgh*, and *Dublin*: Which Books or Surveys shall ascertain and determine the Distances on all the said Roads.

A Survey to be taken of the Distances of the Roads.

XII. Provided always, That such Person or Persons who shall be authorized to measure the said Distances, and every of them, shall be sworn to perform the same, according to the best of their Skill and Judgment; which Oath shall and may be administred by any of her Majesty's Justices of the Peace in the said Kingdoms respectively, who shall make a Certificate thereof in Writing, to be entred in the three General Post Offices aforesaid, without Fee or Charge.

Surveyor to be sworn.

XIII. Provided always, That all Merchants Accounts not exceeding one Sheet of Paper, and all Bills of Exchange, Invoices and Bills of Lading are, and shall hereby be understood to be allowed without Rate in the Price of the Letters; and likewise the Covers of Letters, not exceeding one fourth Part of a Sheet of Paper, sent by the Way of *Vienna*, *Marseilles*, *Venice* or *Leghorne*, to be sent to or from *Turkey*, shall be understood to be allowed to pass without Rate or Payment for the same.

Proviso for Merchants. 6 Geo. 1. c. 21. §. 52. This Proviso is restrained to Merchants Accounts, &c. sent beyond Sea, &c.

'XIV. And in Regard the said Postmaster General and his Deputies are obliged, as well for performing 'the Duties of the several Stages of *Great Britain* and *Ireland*, as for furnishing such as ride Post with 'Horses and Furniture, to be at great Charge to maintain a convenient Number of Servants, Horses and 'Furniture;' Be it enacted by the Authority aforesaid, That it shall and may be lawful to and for such Postmaster General and his Deputy and Deputies, to ask, demand, take and receive of every Person, that he or they shall furnish and provide with Horses and Furniture, or with Horses, Furniture and Guide, to ride Post in any of the Post Roads as aforesaid, three Pence of *British* Money for each and every Horse-hire or Postage for every *English* Mile, and four Pence of like Money for the Person riding as Guide for every Stage; and the Deputy or Deputies of such Postmaster General shall not charge any Person riding Post, for the carrying of any Bundle or Parcel of Goods, carried along with them, in their Way of Travel, so as any such Bundle or Parcel of Goods do not exceed the Weight of eighty Pounds *Averdupois*, to be laid on the Horse rid by the Guide, and no Deputy shall be obliged to carry above that Weight for any Person riding Post.

Rates for riding Post.

'XV. And whereas, upon the Arrival of Ships from Parts beyond the Seas, into several Ports within 'her Majesty's Dominions, many Letters directed to several Merchants and others, have been either im-'bezilled or long detained, to the great Damage of the Merchants and others, to whom the same were 'directed, in Want of that speedy Advice and Intelligence, which they might had, if the same had been

'forth-

'forthwith diſpatched by the ſettled Poſts, and ſometimes ſuch Letters have been delivered by the Maſters 'or Paſſengers of ſuch Ships, to ignorant and looſe Hands that underſtand not the Ways and Means of 'ſpeedy Conveyance and Delivery of Letters, whereby great Prejudice hath accrued to the Affairs of 'Merchants and others, as well by the Miſcarriage of many Letters ſo brought, as oftentimes by the open-'ing the ſame, to the Diſcovery of the Correſpondency and Secrets of the Merchants;' Be it therefore further enacted by the Authority aforeſaid, That all Letters and Packets, that by any Maſter of any Ship or Veſſel or any of his Company or any Paſſengers therein, ſhall or may be brought to any Port Town, or which ſhall arrive or touch at any Port belonging to any Port * Town, within any her Majeſty's Dominions or any the Members thereof, or which ſhall be on board any Ship or Veſſel, that ſhall or do touch or ſtay at any ſuch Port Town (other than ſuch Letters as are before excepted, or may be ſent by common known Carriers in Manner aforeſaid, or by a Friend as aforeſaid) ſhall by ſuch Maſter, Paſſenger or other Perſon or Perſons, be forthwith delivered unto the Deputy or Deputies only of ſuch Poſtmaſter General for the Time being, by him appointed, for ſuch Place or Port Town, and to be by ſuch Deputy or Deputies ſent Poſt unto the ſaid General Poſt Office, to be delivered according to the ſeveral and reſpective Directions of the ſame; upon Pain of forfeiting the Sum of five Pounds of *Britiſh* Money, for every ſeveral Offence againſt the Tenor of this preſent Act.

At Port Towns Deputy Poſtmaſter to receive all Letters from on board Ships, &c. * Perhaps Poſt Town.

And to give the Bringer a Penny a Letter, &c.

XVI. And for the Encouragement of all ſuch Maſters of Ships or Veſſels, or ſuch other Perſons, on their Arrival at ſuch Ports as aforeſaid, from any Parts beyond the Seas, to deliver unto the Deputy or Deputies of ſuch Poſtmaſter General for ſuch Place or Port Town at which they ſhall ſo touch or arrive, all ſuch Letters and Packets as they ſhall reſpectively have on board ſuch Veſſel or Veſſels, every ſuch Maſter or other Perſon, for every Letter or Packet of Letters he or they ſhall ſo deliver unto ſuch Deputy or Deputies, ſhall receive the Sum of one Penny, of ſuch Deputy or Deputies, he or they ſigning a Certificate of the Number of Letters delivered, and by what Veſſel they came, and of the Time when he or they delivered the ſame to ſuch Deputy or Deputies, and giving a Receipt for ſuch Number of Pence as he or they ſhall receive of ſuch Deputy or Deputies; which Certificate and Receipt ſhall be by ſuch Deputy by the next Poſt returned to the ſaid Poſtmaſter General, together with the Letters ſo delivered, who ſhall have Credit on his Account for ſo much Money as any ſuch Deputy ſhall pay on the Account.

None to carry Letters, &c. but the Poſtmaſter General or his Deputies,

XVII. And be it further enacted by the Authority aforeſaid, That no Perſon or Perſons whatſoever, or Body Politick or Corporate, in any Part of theſe Kingdoms of *Great Britain* and *Ireland*, or other her Majeſty's Plantations and Colonies in the *Weſt Indies* and *America*, other than ſuch Poſtmaſter General as ſhall, from Time to Time, be nominated and appointed by her Majeſty, her Heirs and Succeſſors, and conſtituted by Letters Patents under the Great Seal of *Great Britain* as aforeſaid, and his Deputy and Deputies or Aſſigns, ſhall preſume to receive, take up, order, diſpatch, convey, carry, recarry or deliver any Letter or Letters, Packet or Packets of Letters (other than as before excepted) or make any Collection of Letters, or ſet up or employ any Foot Poſt, Horſe Poſt or Packet Boat, or other Veſſel or Boat or other Perſon or Perſons, Conveyance or Conveyances whatſoever, for the receiving, taking up, ordering, diſpatching, conveying, carrying, recarrying or delivering any Letter or Letters, Packet or Packets of Letters, by Sea or by Land or on any River, within her Majeſty's Dominions or by Means whereof any Letter or Letters, Packet or Packets of Letters, ſhall be collected, received, taken up, ordered, diſpatched, conveyed, carried, recarried or delivered, by Sea or Land, or on any River, within her Majeſty's Dominions (other than as before excepted) or ſhall preſume to keep, provide and maintain Horſes, or Furniture for the horſing of any Perſon or Perſons riding Poſt, that is to ſay, riding ſeveral Stages upon a Poſt Road, and changing Horſes, or ſhall let to hire, or furniſh any Perſon or Perſons whatſoever with Horſes or Furniture for riding Poſt as aforeſaid, on any of the Poſt Roads or Stages now or hereafter to be appointed, with or without a Guide or Horn, for Hire or Reward, or on any Agreement or Promiſe of Reward, or whereby he or they may have any Profit or Advantage; on Pain of forfeiting the Sum of five Pounds of *Britiſh* Money for every ſeveral Offence againſt the Tenor of this preſent Act, and alſo of the Sum of one hundred Pounds of like *Britiſh* Money for every Week that any Offender againſt this Act ſhall collect, receive, take up, order, diſpatch, convey, carry, recarry or deliver any Letter or Letters, Packet or Packets of Letters, by Sea or Land, or on any River, within her Majeſty's Dominions (other than as before excepted) or that ſhall preſume to ſet up, continue or employ any Foot Poſt, Horſe Poſt or Packet Boat, or other Veſſel or Boat, or any other Perſon or Perſons, Conveyance or Conveyances whatſoever, for the receiving, taking up, ordering, diſpatching, conveying, carrying, recarrying or delivering of any Letter or Letters, Packet or Packets of Letters, by Sea or Land, or on any River, within her Majeſty's Dominions as aforeſaid.

or provide Horſes for riding Poſt. 22 Geo. 2. c. 25.

Penalty.

'XVIII. And whereas divers deputy Poſtmaſters do collect great Quantities of Poſt Letters called By 'or Way Letters, and by clandeſtine and private Agreements amongſt themſelves, do convey the ſame 'Poſt in their reſpective Mails, or By-Bags, according to their ſeveral Directions, without accounting 'for the ſame, or endorſing the ſame on their Bills, to the great Detriment of her Majeſty's Revenues:' For preventing whereof for the Time to come; be it enacted by the Authority aforeſaid, That if at any Time hereafter, any Perſon or Perſons employed as a Deputy Poſtmaſter or otherwiſe, in theſe Kingdoms of *Great Britain* and *Ireland*, or in any of her Majeſty's Dominions and Territories in the *Weſt Indies* or in *North America*, ſhall not duly anſwer and account to her Majeſty, her Heirs and Succeſſors, for all ſuch By or Way Letters as ſuch Deputy or Deputies, or any by his, her or their Order ſhall receive the Port for, or that ſhall not on his or her Poſt Bills exactly mention all the By or Way Letters he, ſhe or they ſhall or do receive, or which ſhall come to his, her or their Hand or Hands, Cuſtody or Power, diſtinguiſhing them ſeverally, whether ſingle, double, treble or Ounce Weight, or that ſhall deſtroy or embezil any ſuch By Letter or By Letters, Packet or Packets of Letters; every ſuch Perſon ſo offending ſhall forfeit and pay for every ſuch Offence, ſuch Penalties and Forfeitures, as the Perſons herein before pro-

Deputy Poſtmaſter to account for By or Way Letters.

prohibited, ſetting up or employing other Poſts, or collecting, carrying, recarrying, ordering, diſpatching or delivering Letters and Packets contrary hereunto, are enacted to forfeit and pay.

Penalties how to be recovered.

XIX. And it is hereby enacted, That all and ſingular the ſaid ſeveral Penalties and Forfeitures by this Act impoſed on any Offender or Offenders againſt the ſame or any Part thereof, ſhall and may be ſued for and recovered by Action or Actions of Debt, Bill, Plaint or Information, in any of her Majeſty's Courts of Record, wherein no Eſſoin, Privilege, Protection or Wager of Law ſhall be admitted; and the ſaid ſeveral and reſpective Penalties and Forfeitures, that ſhall happen from Time to Time to be recovered, ſhall be and remain, the one Moiety thereof to her Majeſty, her Heirs and Succeſſors, and the other Moiety thereof to ſuch Perſon or Perſons who ſhall or will inform againſt the Offender or Offenders againſt this preſent Act, and ſhall and will ſue for the ſaid Penalties and Forfeitures upon the ſame; and on every ſuch Recovery, ſuch Perſon or Perſons ſo informing, and proſecuting for the ſaid Penalties and Forfeitures, ſhall recover, and have alſo taxed and paid their full Coſts of Suit.

Proviſo, when Poſtmaſter doth not furniſh Horſes in one half Hour.

XX. Provided always, That if any Poſtmaſter of any reſpective Stages on any Poſt Roads, in any her Majeſty's Dominions, now ſettled or hereafter to be ſettled, doth not or cannot furniſh any Perſon or Perſons riding in Poſt, with ſufficient Horſes within the Space of one half Hour after Demand, that then ſuch Perſon or Perſons is and are hereby underſtood to be left at Liberty to provide themſelves as conveniently as they can to the next Stage, and ſo at every Stage where he or they ſhall not be furniſhed as aforeſaid; and the Perſon or Perſons who ſhall furniſh ſuch Horſes, ſhall not therefore be liable to any Penalties or Forfeitures contained in this Act by Reaſon thereof.

Penalty on Poſtmaſter not providing.

XXI. Provided always, That if through Default or Neglect of the Poſtmaſter General or his Deputy for the Time being, any Perſon or Perſons riding in Poſt ſhall fail as aforeſaid, of being furniſhed with a ſufficient Horſe or Horſes, for his or their Uſe after Demand as aforeſaid, that then and in every ſuch Caſe the Poſtmaſter General or his Deputy ſo offending, ſhall forfeit the Sum of five Pounds Sterling; the one Moiety to her Majeſty, her Heirs or Succeſſors, and the other Moiety to him or them who ſhall ſue for the ſame in any Court of Record, to be recovered and divided as aforeſaid.

Letters may be ſent from any Place to the next Stage, above ſix Miles from the General Office.

XXII. Provided always, and be it further enacted, That nothing herein contained ſhall be underſtood to prohibit the carrying or recarrying of any Letters or Packets, to or from any Town or Place, to or from the next reſpective Poſt Road or Stage appointed for that Purpoſe, above ſix Miles from the ſaid General Poſt Office, or the chief Offices of *Edinburgh* and *Dublin*, but that every Perſon ſhall have free Liberty to ſend and employ ſuch Perſon or Perſons as they ſhall think fit for to carry the ſaid Letters or Packets as aforeſaid, without any Forfeiture or Penalty therefore; any thing herein contained to the contrary notwithſtanding.

None may collect Letters in London, &c. without Licence, &c.

XXIII. Provided always nevertheleſs, That nothing herein contained ſhall be conſtrued to extend to give Licence to any Perſon or Perſons whatſoever, to make Collection of Letters in or near the City of *London* or Suburbs thereof, under Pretence of conveying the ſame to any Parts or Places in the ſaid City or Suburbs, or to the General Office of the ſaid City, without the Licence and Leave of the Poſtmaſter General for the Time being: And any Perſon or Perſons acting contrary hereunto ſhall forfeit and pay as Perſons collecting, receiving, carrying, recarrying, and delivering Letters contrary to this Act, are hereby enacted to forfeit and pay, to be recovered as aforeſaid, and with full Coſts of Suit.

The Packet not to be carried out of Great Britain in Foreign Ships.

XXIV. Provided always, That if the Packet or Mail ſhall be carried out of *Great Britain* into any Part or Place beyond the Seas, in any Ship or Veſſel which is not a free Ship, and navigated with ſuch Seamen as, by the Laws of this Land, the ſame are required to be, that then, and in every ſuch Caſe, the Poſtmaſter General for the Time being ſhall forfeit the Sum of one hundred Pounds Sterling, the one Moiety to her Majeſty, her Heirs and Succeſſors, and the other Moiety to him or them who ſhall ſue for the ſame in any Court of Record, to be recovered by Bill, Plaint or other Information, wherein no Eſſoin, Protection or Wager at Law ſhall be allowed.

Poſtmaſter, &c. how to qualify himſelf.

XXV. Provided always, and be it enacted by the Authority aforeſaid, That ſuch Poſtmaſter General, and all Officers and Deputies acting under him, and all Officers belonging to the ſaid General Poſt Office, within that Part of the ſaid united Kingdom called *England*, receiving the Sacrament according to the Uſage of the Church of *England*, and taking, making and ſubſcribing the Teſt, and the Oaths of Allegiance and Supremacy and Abjuration, appointed by any of the Laws of the ſaid Part of the ſaid united Kingdom, to be taken, made, and ſubſcribed by Officers in publick Places of Truſt in the Government, and within ſuch Times, and in ſuch Places as are particularly appointed by any of thoſe Laws for doing the ſame, ſhall be deemed and taken to be ſufficiently qualified to act in their reſpective Stations and Duties, and to execute their reſpective Employments throughout the ſaid whole united Kindgom, and all other her Majeſty's Dominions, and ſhall not incur any Penalties, Forfeitures or Diſabilities, for not taking the Oaths of Allegiance and Abjuration, and ſubſcribing the Aſſurance appointed by any the Laws of that Part of the ſaid united Kingdom called *Scotland* or by any Law or Laws of the ſaid united Kingdom of *Great Britain*, to be taken and made by any Perſon in publick Truſt, notwithſtanding ſuch Poſtmaſter General, and ſuch Deputies and Officers, ſhall exerciſe their reſpective Offices and Employments within all and every the Parts and Places of that Part of the ſaid united Kingdom called *Scotland*: And all Deputies and Agents acting under ſuch Poſtmaſter General within that Part of the ſaid united Kingdom called *Scotland*, taking and making the Oaths of Allegiance and Abjuration, and ſubſcribing the ſame, with the Aſſurance appointed by any of the Laws of the ſaid Part of the ſaid united Kingdom called *Scotland*, or by any Law or Laws of the ſaid united Kingdom of *Great Britain*, to be taken and made by any Perſon in publick Truſt, and within ſuch Times, and at ſuch Places, as are particularly appointed by any of thoſe Laws for doing the ſame, ſhall be deemed and taken to be ſufficiently qualified to execute and exerciſe their reſpective Employments in the ſaid Office throughout the ſaid whole united Kingdom, and all

other her Majeſty's Dominions; any Act or Acts of Parliament in either of the ſaid united Kingdoms at any Time heretofore made to the contrary thereof in any wiſe notwithſtanding.

Proviſo for Truro, Penrin, Kendall, Penrith, &c.

XXVI. Provided alſo, and be it enacted by the Authority aforeſaid, That a Letter or Packet Poſt ſhall twice every Week come by the Way of *Truro* and *Penrin* to the Town of *Penzance*, in the County of *Cornwall*; and once a Week to *Kendall*, by the Way of *Lancaſter*; and to the Town of *Penrith* in *Cumberland*, by the Way of *Newcaſtle* and *Carliſle*; and to the City of *Lincoln* and the Borough of *Grimſby*, in the County of *Lincoln*; any Thing in this Act contained to the contrary thereof in any wiſe notwithſtanding.

The Poſtmaſter to obſerve ſuch Orders as her Majeſty ſhall make.

XXVII. And for the better Management of the ſaid Poſt Office, and that the People of theſe Kingdoms may have their Intercourſe of Commerce and Trade the better maintained, and their Letters and Advices conveyed, carried and recarried with the greateſt Speed, Security and Conveniency that may be; Be it further enacted by the Authority aforeſaid, That the ſaid Poſtmaſter General ſo nominated, appointed and conſtituted as aforeſaid, and his Deputies, ſhall, from Time to Time, obſerve and follow ſuch Orders, Rules, Directions and Inſtructions for and concerning the Settlement of Poſts and Stages upon the ſeveral Roads in *Great Britain* and *Ireland*, and other her Majeſty's Dominions, and the providing and keeping a ſufficient Number of Horſes at the ſeveral Stages, as well for the carrying and conveying the ſaid Letters and Packets, as for the horſing of all Perſons riding in Poſt by Warrant, or otherwiſe as aforeſaid, as her Majeſty, her Heirs and Succeſſors, ſhall, from Time to Time, in that Behalf make and ordain.

No Horſes to be ſeized without the Owners Conſent.

XXVIII. Provided always, and be it enacted by the Authority aforeſaid, That no Perſon or Perſons ſhall have Power to take, uſe or ſeize any Horſes for the Services mentioned in this Act, without the Conſent of the Owner or Owners thereof; any Law, Statute, Uſage or Cuſtom to the contrary thereof in any wiſe notwithſtanding.

Poſt to pay nothing for paſſing Ferries in North America.

'XXIX. And foraſmuch as the Poſt muſt neceſſarily paſs ſeveral Ferries in *North America*, in which 'the Ferrymen give great Delays, and ſometimes have endeavoured to exact Money from them, notwith-'ſtanding the ſame have always been free for the Poſt;' Be it therefore enacted by the Authority aforeſaid, That no Deputy or Agent of ſuch Poſtmaſter General, travelling with any Mail of Letters, ſhall pay any Thing for paſſing or repaſſing any Ferry within any of the Colonies or Plantations of her ſaid Majeſty in *North America* aforeſaid; but ſuch Ferrymen ſhall forthwith, within one half Hour after Demand, convey ſuch Deputies, on Pain of forfeiting for every Offence the Sum of five Pounds, to be recovered in any Court of Record within any of the Provinces or Colonies in *North America*, by Bill, Plaint or Information, wherein no Eſſoin, Protection or Wager of Law ſhall be allowed; one Moiety thereof to her Majeſty, her Heirs and Succeſſors, towards the Support of the Government of the ſaid Provinces, and the contingent Charges thereof; and the other Moiety to the Poſtmaſter General, who ſhall ſue and proſecute for the ſame, together with full Coſts of Suit.

'XXX. And whereas many Perſons having received their Letters, refuſe to pay for the ſame or often 'run in Debt for the Poſtage of their Letters, or having received ſome ſmall Sum for the Port of Letters, 'which Sums being very ſmall in Particulars, are properly to be recovered in a ſummary Way;' Be it therefore enacted by the Authority aforeſaid, That all Sum and Sums of Money, not exceeding five Pounds, that now is or ſhall be due from any Perſon or Perſons for Letters or Packets, or any Letter or Packet, to them delivered by any Deputy or Deputies of ſuch Poſtmaſter General, or which now is, or ſhall be due from any Perſon or Perſons for the Port of Letters or Packets to them delivered by any Deputy or Agent of ſuch Poſtmaſter General, not exceeding the ſaid Value, or which have been or ſhall be received for the Port of Letters, not exceeding the ſame Value, without anſwering or paying the Monies ſo due and owing to the Receiver General of the ſaid Revenues for her Majeſty's Uſe, ſhall be recovered before Juſtices of the Peace, in the ſame Manner, and under the ſame Rules, as ſmall Tithes are, by the Laws of *England*, to be recovered; and ſuch Debt or Sums of Money ſhall be preferable in Payment by the Perſon owing the ſame, or from whoſe Eſtate the ſame is or ſhall be due, before any Debt of any Sort to any private Perſon whomſoever.

Debts for Poſtage to be recovered as ſmall Tithes are.

7 & 8 W. 3. c. 6.

Inland Letters to pay where delivered.

XXXI. And be it further enacted by the Authority aforeſaid, That all Inland Letters ſent by any Packet Poſt eſtabliſhed by this Act as aforeſaid, do and ſhall pay the Rates and Prices before mentioned at ſuch Stages at which they are laſt delivered only, unleſs the Party that doth put in the Letters deſireth to pay elſewhere, and unleſs any ſuch Letters are directed on board any Ship or Veſſel, or to any Perſon in the Army, or are ſent by the Penny Poſt, and unleſs they be Letters or Packets going out of *Great Britain*, which have uſually paid the Rates in *England*; any Thing in this Act contained to the contrary thereof in any wiſe notwithſtanding.

Proviſo for the two Univerſities.

XXXII. Provided always, That this Act or any Thing therein contained, ſhall not in any wiſe be prejudicial to the Privileges of the two Univerſities of *Oxford* and *Cambridge* or either of them, or to the Chancellors or Scholars of the ſame or their Succeſſors, but that they may uſe and enjoy ſuch Privileges as heretofore they have lawfully uſed and enjoyed, and that all Letters and other Things may be ſent or conveyed to or from the ſaid two Univerſities in Manner as heretofore hath been uſed; any Thing herein to the contrary notwithſtanding.

By Bags for By Letters.

XXXIII. Provided always, That it ſhall and may be lawful to and for the Poſtmaſter General for the Time being, his Deputy and Deputies, to continue By Bags for collecting and deliverting of By Letters as hath been heretofore accuſtomed; ſuch Deputy and Deputies duly accounting to, and paying the reſpective Ports thereof to the Receiver General of the ſaid Revenue for the Time being, for the Uſe of her Majeſty, her Heirs and Succeſſors.

Sums due on 1 June 1711. how recoverable.

XXXIV. Provided always, and be it further enacted by the Authority aforeſaid, That all and every Sum and Sums of Money which ſhall or may be due and owing to her Majeſty on the ſaid firſt Day of *June* one thouſand ſeven hundred and eleven, for the Duties and Revenues that have ariſen, or ſhall or

may arise to that Time by Posts, or by Reason of the Duties and Revenues granted by either of the said former Acts, shall be paid to the Receiver General of the said Revenue, for her Majesty's Use, and be recovered and recoverable in such Manner, and by such Ways and Means, as the same were recoverable before the making of this present Act; any thing herein contained to the contrary thereof in any wise notwithstanding.

XXXV. And towards the Establishment of a good, sure, and lasting Fund, in order to raise a present Supply of Money for carrying on the War, and other her Majesty's most necessary Occasions; Be it further enacted by the Authority aforesaid, That from and after the twenty-ninth Day of *September* one thousand seven hundred and eleven, for and during the whole Term of thirty-two Years from thence next and immediately ensuing, the full, clear, and intire weekly Sum of seven hundred Pounds of lawful Money of *Great Britain*, out of all the Duties and Revenues, from time to time, arising by virtue of this Act, shall be brought and paid by the Postmaster General, the Receiver General of the Post-Office, or such other Person or Persons who, for the Time being shall have the Receipt of the said Duties and Revenues, who are hereby respectively enjoined and required to bring and pay the same accordingly into the Receipt of the Exchequer, upon *Tuesday* in every Week, if it be not an Holy-day, and if it be, then upon the next Day that is not an Holy-day, as one Week shall successively and immediately follow and succeed another; and in case in any Week or Weeks the whole Receipt of Monies of the said Duties or Revenues hereby charged as aforesaid, shall not be sufficient to answer the said weekly Payment or Payments hereby directed for such particular Week or Weeks, that then and so often the Deficiency and Deficiencies thereof shall be supplied and made good out of the whole Receipt of the said Duties or Revenues arising in the next Week or Weeks, when the Receipt or Receipts shall be sufficient to bear the same; all which Payments into the Exchequer shall be made for the Purposes, and under the Penalties, Forfeitures, and Disabilities hereafter in this Act expressed.

After 29 September 1711. for 32 Years, 700l. to be paid Weekly into the Exchequer out of the Post-Office. Made perpetual by 3 Geo. 1. c. 7. §. 1. This Money how appropriated, 9 Annæ, c. 23. §. 54.

XXXVI. And it is hereby further enacted by the Authority aforesaid, That the Postmaster General for the Time being, at the Head Office in *London*, shall, from time to time, cause an Account to be kept by an Accountant General of all the Monies arising by Virtue of this Act, of or for the Duties or Revenues aforesaid, and every or any of them, as the same shall from time to time arise, be paid or brought into the said Office, to the Hands of the Receiver General for the Time being, who is or shall be appointed, from time to time, to receive the same; and that such Receiver General for the Time being shall, out of the Monies so arising, make the said weekly Payments into the Exchequer, in Manner as aforesaid; and if the said Postmaster General for the Time being shall refuse or neglect to appoint or keep such Accountant General, or if such Accountant General shall neglect to keep a just and true Account as aforesaid, or if such Receiver General shall at any Time refuse or neglect to make any such weekly Payments as aforesaid, into the Exchequer, according to the true Meaning of this Act, or if the said Postmaster General, Accountant General and Receiver General for the Time being, or any of them, or any other Officer of the said Duties, shall divert or misapply any of the Monies which should make good the said weekly Payments, or any of them, or any Part thereof, contrary to the Tenor and true Meaning of this Act, at any Time or Times, during the said Term of thirty-two Years, then and in any such case they and every of them so offending shall forfeit their several Offices and Places, and be incapable to serve the Queen, her Heirs or Successors, in any Office or Place of Trust or Profit, and shall be liable for every such Offence, to pay double the Value of the Money so diverted or misapplied, to any Person or Persons who shall or may be grieved by Reason of such Offence, and will inform or sue for the same by Action of Debt, or of the Case, Bill, Suit, or Information, in any of her Majesty's Courts of Record at *Westminster*, wherein no Essoin, Protection, Wager of Law, or more than one Imparlance shall be granted or allowed.

Accountant General, and Receiver General's Duty.

XXXVII. And to the End the said weekly Sum of seven hundred Pounds may be made a Fund or Security for the Purposes in this Act expressed; Be it further enacted by the Authority aforesaid, That there shall be provided and kept in the Office of the Auditor of the Receipt of the Exchequer, one Book, in which all the Monies which shall be paid in weekly as aforesaid, for or upon Account of the said weekly Sums out of the said Duties, shall be entred apart and distinct from all other Monies which shall be brought and paid to the said Receipt upon any other Account whatsoever.

A Book to be kept in the Exchequer, for the weekly Payments.

XXXVIII. Provided always, and it is hereby enacted, That the said weekly Sum of seven hundred Pounds for the Purposes aforesaid, shall, from time to time, during all the said Term of thirty-two Years, be paid into the Exchequer as aforesaid, out of the whole Produce of the Duties and Revenues arising by virtue of this Act, with Preference to all other Payments which are, shall, or may be charged or chargeable thereupon, the necessary Charges for managing the said Post-Office, and the Duties thereof, and for receiving, answering, and accounting for the Revenues arising thereby, only excepted; and that the said Duties and Revenues arising by this Act, (after Deduction, from time to time, to be first made of so much as shall be then due and incurred, or in Arrear of or for the said weekly Payments, at any Time within or during the Term aforesaid, and after the Allowance of such necessary Charges as aforesaid, and not otherwise) shall, from time to time, be subject and liable to such Annuities, and other Payments and Incumbrances, which by any Act of Parliament now in Force were lawfully charged upon the Revenues of the Post-Office, or any of them, granted by the said former Acts hereby repealed as aforesaid, or which having been charged by any Grant upon the said Revenues, have been saved by Act of Parliament, of and for such Estate and Estates in Possession, Reversion, or Remainder, and subject to such Conditions, Limitations, Restrictions, and Appointments, and in such or the like Manner and Form (and not otherwise) as the said Revenues, payable by the said former Acts, or any of them, would have been subject or liable if this Act had not been made; any thing herein contained to the contrary notwithstanding.

Appropriation of the 700l. a Week.

This Revenue liable to all Annuities, Grants, &c. charged upon the former Acts.

After 1 June, 1743. the old Rates to be taken for Letters, &c. 3 Geo. 1. c. 7. §. 1.

XXXIX. Provided always, and be it enacted by the Authority aforesaid, That from and after the first Day of *June* one thousand seven hundred forty and three, the same Rates and Prices only, and no more, shall be taken or paid for the Carriage, Conveyance, and Delivery of all Letters and Packets sent by the Post from one Part of *Great Britain* to another, as also for all Letters brought to *Great Britain*, or sent from thence, from or to any Parts beyond the Seas, than were authorized or allowed to be taken by the Postmaster General, or his Deputy or Deputies, for the Postage of such Letters, by the said several Acts hereby repealed.

No Letters to be opened, detained, or delayed.

'XL. And whereas Abuses may be committed by wilfully opening, imbezilling, detaining and delay-'ing of Letters or Packets, to the great Discouragement of Trade, Commerce, and Correspondence:' For Prevention thereof, Be it enacted by the Authority aforesaid, That from and after the said first Day of *June* one thousand seven hundred and eleven, no Person or Persons shall presume wittingly, willingly, or knowingly, to open, detain, or delay, or cause, procure, permit, or suffer to be opened, detained, or delayed, any Letter or Letters, Packet or Packets, after the same is or shall be delivered into the General or other Post-Office, or into the Hands of any Person or Persons employed for the receiving or carrying Post Letters, and before Delivery to the Persons to whom they are directed, or for their Use; except by an express Warrant in Writing under the Hand of one of the Principal Secretaries of State for every such opening, detaining, or delaying; or except in such Cases where the Party or Parties, to whom such Letter or Letters, Packet or Packets, shall be directed, or who is or are hereby chargeable with the Payment of the Port or Ports thereof, shall refuse or neglect to pay the same; and except such Letters or Packets as shall be returned for want of true Directions, and where the Party, to whom the same is or are directed, cannot be found; and that every Person or Persons offending in Manner aforesaid, or who shall imbezil any such Letter or Letters, Packet or Packets, shall for every such Offence forfeit the Sum of twenty Pounds; the said Penalties for any such Offence committed in *England*, *Wales*, or *Berwick* upon *Tweed*, to be recovered by Action, Bill, Plaint, or Information in any of her Majesty's Courts of Record at *Westminster*; and for any such Offence committed in that Part of *Great Britain* called *Scotland*, to be recovered in the Court of Sessions, or Exchequer there; such Penalties respectively to be recovered by such Person or Persons as will inform or sue for the same, together with full Costs of Suit; and over and above such Penalty as aforesaid, every such Person or Persons so offending as aforesaid, shall be for ever incapable of having, using, exercising, or enjoying any Office, Trust or Employment in or relating to the Post Office, or any Branch thereof.

Exception.

Postmaster, &c. to be sworn.

XLI. And be it further enacted by the Authority aforesaid, That no Person or Persons shall, after the said first Day of *June* one thousand seven hundred and eleven, be capable of having, using, or exercising the Office or Offices of Postmaster General, or any Part thereof, or any other Employment relating to the Post Office, or any Branch thereof, or be any way concerned in receiving, sorting, or delivering of Letters or Packets, unless such Person or Persons shall first have taken the following Oath before some one Justice of the Peace for the County or Place where such Person resides, which said Oath such Justice of Peace is hereby authorized to administer in the following Words:

The Oath.

'I *A. B.* do swear, That I will not wittingly, willingly, or knowingly open, detain, or delay, or cause, 'procure, permit, or suffer to be opened, detained, or delayed any Letter or Letters, Packet or 'Packets, which shall come into my Hands, Power, or Custody, by Reason of my Employment in or 'relating to the Post Office; except by the Consent of the Person or Persons to whom the same is or shall 'be directed, or by an express Warrant in Writing under the Hand of one of the principal Secretaries of 'State for that Purpose; or except in such Cases, where the Party or Parties to whom such Letter or 'Letters, Packet or Packets shall be directed, or who is or are hereby chargeable with the Payment of 'the Port or Ports thereof, shall refuse or neglect to pay the same; and except such Letters or Packets as 'shall be returned for Want of true Directions, or when the Party or Parties to whom the same is or 'shall be directed, cannot be found: And that I will not any Way imbezil any such Letter or Letters, 'Packet or Packets as aforesaid.'

One third of the Surplus, over and above 11,461 l. 17 s. 10 d. per Ann. and 700 l. p r Week, disposable by Parliament.

XLII. And it is further enacted and declared by the Authority aforesaid, That from the said first Day of *June* in the Year of our Lord one thousand seven hundred and eleven, one third Part of the Surplus of the yearly Produce arising by the said Letter or Post Office, or Duties upon Postage of Letters and Packets by this Act granted, over and above the Sum of one hundred and eleven thousand four hundred sixty-one Pounds seventeen Shillings and ten Pence, which was the amount of the gross Receipt of the Duties arising by virtue of the said former Acts of Parliament (which are now repealed) for one Year ended the nine and twentieth Day of *September* in the Year of our Lord one thousand seven hundred and ten, and over and above the said Sum of seven hundred Pounds *per* Week, shall be and is by this Act reserved to the Disposal of Parliament for the Use of the Publick, and shall not be divertible or diverted to any other Use, Intent or Purpose, other than according to such Disposal.

This Revenue not alienable, &c.

XLIII. And to the Intent the Inheritance of such Part of the said Duties and Revenue arising in and by the said General Letter Office or Post Office, which is hereby vested in her Majesty, her Heirs and Successors, undeterminable as aforesaid, may be preserved in the Crown, for the future Benefit thereof; Be it further enacted and declared by the Authority aforesaid, That the same, or any Part thereof, shall not hereafter be alienable, chargeable or grantable by her Majesty, her Heirs or Successors, for any Estate, Term, or Time whatsoever, to endure longer than the Life of her Majesty, or of such King or Queen as shall make such Alienation, Charge, or Grant respectively; and that all Gifts, Grants, Alienations, and Assurances whatsoever, to be had or made of, and Charges upon the said Duties or Revenue, or any Part thereof, contrary to the Provision of this Act, shall be null and void, without any Inquisition, *Scire facias*, or other Proceeding to determine or make void the same.

XLIV. And

XLIV. And be it further enacted by the Authority aforesaid, That no Postmaster or Postmasters General, or his or their Deputy or Deputies, or any Person employed by or under him or them, in the receiving, collecting, or managing the Revenue of the Post Office, or any Part thereof, shall, by Word, Message, or Writing, or in any other Manner whatsoever, endeavour to persuade any Elector to give or dissuade any Elector from giving his Vote for the Choice of any Person to be a Knight of the Shire, Citizen, Burgess, or Baron of any County, City, Borough, or Cinque Port, to serve in Parliament; and every Officer or other Person offending therein shall forfeit the Sum of one hundred Pounds; one Moiety thereof to the Informer, the other Moiety to the Poor of the Parish where such Offence shall be committed, to be recovered by Action of Debt, Bill, Plaint or Information in any of her Majesty's Courts of Record at *Westminster*, or in the Court of *Exchequer* in *Scotland*, for the said Offences committed in *England* and *Scotland* respectively, wherein no Essoin, Protection, or Wager of Law, or any more than one Imparlance shall be allowed; and every Person convict on any such Suit of the said Offence, shall thereby become disabled and incapable of ever bearing or executing any Office or Place of Trust whatsoever under her Majesty, her Heirs or Successors. No Officer of the Post Office to intermedle in Elections.

Farther Regulations concerning the Post-Office, 6 *Geo.* 1. *c.* 21. *s.* 51. 4 *Geo.* 2. *c.* 33. 22 *Geo.* 2. *c.* 25. 26 *Geo.* 2. *c.* 13.

CAP. XI.

An Act for laying certain Duties upon Hides and Skins, tanned, tawed, or dressed, and upon Vellum and Parchment, for the Term of thirty-two Years, for prosecuting the War, and other her Majesty's most necessary Occasions.

MAY it please your most Excellent Majesty; We your Majesty's most dutiful and loyal Subjects the Commons of *Great Britain* in Parliament assembled, duly considering your Majesty's great Occasions for Money to carry on the present War, in order to the establishing a good and lasting Peace, and to defray other necessary Expences, wherein the common Good and Welfare of your Subjects are concerned, have cheerfully and unanimously given and granted, and do by this Act give and grant to your Majesty the several and respective Rates and Duties for and upon all such Skins and Hides, and Pieces of Skins and Hides whatsoever, and for and upon such made Wares, and for and upon all such Vellum and Parchment, as are herein after more particularly described and mentioned, for and during such Term of Years, and in such Manner and Form, as are herein after expressed; and do most humbly beseech your Majesty that it may be enacted; And be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That there shall be raised, levied, collected and paid unto and for the Use of her Majesty, her Heirs and Successors, for and upon such Skins and Hides, and Pieces of Skins aud Hides, and for and upon such made Wares herein after particularly described and mentioned, as shall at any Time or Times, within or during the Term of thirty-two Years, to be reckoned from the four and twentieth Day of *June* one thousand seven hundred and eleven, be imported or brought into the Kingdom of *Great Britain* (over and above all other Customs, Subsidies, and Duties imposed upon, or payable for the same) the several and respective Rates and Duties herein after expressed; that is to say, For the Appropriation of the Duties arising by this Act, see 9 Annæ, c. 23. §. 54. Duty on Hides and Skins, &c. imported for 32 Years from 24 June 1711. made perpetual by 3 Geo. 1. c. 7. §. 1.

For and upon all Deer-skins which shall be imported or brought in as aforesaid, being dressed in Oil or Allum, or otherwise perfectly dressed, the Sum of six Pence for every Pound Weight *Averdupois*, and after that Rate for a greater or lesser Quantity. Deer-skins imported.

For and upon all Loshee, Buffalo, Elke, or any other Hides dressed in Oil, which shall be imported or brought in as aforesaid, the Sum of four Pence for every such Pound Weight, and after that Rate for a greater or lesser Quantity. Loshee, Buffalo, Elke, &c.

For and upon all *Russia* Hides which shall be imported or brought in as aforesaid, the Sum of two Pence for every such Pound Weight, and after that Rate for a greater or lesser Quantity. Russia Hides.

For and upon all other tanned Hides and tanned Calve-skins which shall be imported or brought in as aforesaid (not before especially charged) the Sum of one Penny Half-penny for every such Pound Weight, and after that Rate for a greater or lesser Quantity. Other Hides.

For and upon all Hides of Horses, Mares, and Geldings, which shall be imported or brought in as aforesaid, being dressed in Allom and Salt, or Meal, or otherwise tawed, the Sum of one Shilling *per* Hide, and after that Rate for a greater or lesser Number or Quantity. Horse Hides.

For and upon all Hides of Steers, Cows, or any other Hides of what Kinds soever (those of Horses, Mares, and Geldings excepted) which shall be imported or brought in as aforesaid, being dressed in Allom and Salt, or Meal, or otherwise tawed, the Sum of two Shillings for every Hide, and after that Rate for a greater or lesser Number or Quantity. Hides of Steers, &c.

For and upon all Calve-skins and Kipps which shall be imported or brought in as aforesaid, being dressed in Allom and Salt, or Meal, or otherwise tawed, the Sum of one Penny Half-penny for every Pound Weight *Averdupois*, and after that Rate for a greater or lesser Quantity. Calve-skins.

For and upon all Slink Calve-skins which shall be imported or brought in as aforesaid, dressed in Allom and Salt, or otherwise with the Hair on, the Sum of one Penny for every Pound Weight *Averdupois*: And for all Slink Calve-skins which shall be imported or brought in as aforesaid, dressed in Allom and Salt, or otherwise without the Hair; and for all Dog-skins so dressed, which shall be imported or brought in as aforesaid, the Sum of one Half-penny for every such Pound Weight, and after those Rates for any greater or lesser Quantity. Slinks. Dog-skins.

For

Cordivants. For all Skins commonly called Cordivants which ſhall be imported or brought in as aforeſaid, the Sum of four Shillings for every Dozen, and after that Rate for any greater or leſſer Number or Quantity.

Goat-skins. For and upon all other Goat-ſkins (not uſually called Cordivants) which ſhall be imported or brought in as aforeſaid, being dreſſed in Oil, or with Allom, Salt, Meal, or otherwiſe dreſt, the Sum of ſix Pence for every Pound Weight *Averdupois*, and after that Rate for any greater or leſſer Quantity.

Kid-skins. For and upon all Kid-skins, which ſhall be imported or brought in as aforeſaid, being dreſt or undreſt, or not perfectly dreſt, the Sum of one Shilling for every Dozen, and after that Rate for any greater or leſſer Number or Quantity: And if any of the ſaid Kid-skins ſhall be dreſſed after the Importation thereof, it is hereby declared, That no further Duties are to be paid for the ſame by this Act, upon the dreſſing or perfect dreſſing them or any of them, in *Great Britain*.

Sheep and Lamb-skins. For and upon all Sheep-skins and Lamb-ſkins which ſhall be imported or brought in as aforeſaid, the reſpective Rates following, that is to ſay, For all imported Sheep-ſkins dreſſed in Oil, one Shilling and ſix Pence *per* Dozen; for all imported Lamb-ſkins dreſſed in Oil, one Shilling *per* Dozen; and for all imported Sheep-ſkins and Lamb-ſkins tanned, nine Pence *per* Dozen; and for and upon all imported Sheep-skins and Lamb-skins dreſſed in Allum and Salt, or Meal, or otherwiſe tawed, ſix Pence *per* Dozen; and in Proportion to thoſe Rates for greater or leſſer Numbers or Quantities of ſuch Sheep-skins and Lamb-skins reſpectively.

For Drawback on Exportation, ſee 12 Annæ, ſtat. 2. c. 9. §. 65.

Hides, &c. imported, not before charged. And for and upon all Hides and Skins, and Pieces of Hides and Skins, which ſhall be imported or brought in as aforeſaid, being tanned, tawed or dreſſed, and not herein before particularly charged, and for and upon all Wares made into Manufactures of Leather, or any Manufacture, whereof the moſt valuable Part ſhall be Leather, a Duty after the Rate of fifteen Pounds for every one hundred Pounds of the true and real Value of the Hides and Skins, and Pieces of Hides and Skins, and of the Manufactures laſt-mentioned, and ſo proportionably for a greater or leſſer Quantity, to be affirmed upon the Oath of the Importer thereof; the ſaid ſeveral and reſpective Rates and Duties for and upon all ſuch Hides and Skins, and Pieces of Hides and Skins, and made Wares, to be imported or brought in as aforeſaid, within or during the Term before-mentioned, to be paid by the Importers thereof reſpectively.

To be paid by the Importer.

Duty on Hides or ſkins tanned, &c. in Great Britain. See 5 Geo. 1. c. 2. §. 10.

II. And be it further enacted by the Authority aforeſaid, That there ſhall be raiſed, levied, collected and paid unto and for the Uſe of her Majeſty, her Heirs and Succeſſors, for and upon ſuch Skins and Hides, and Pieces of Skins and Hides, herein after more particularly deſcribed and mentioned, as ſhall, at any Time or Times, within or during the ſaid Term of thirty-two Years, to be reckoned from the ſaid four and twentieth Day of *June* one thouſand ſeven hundred and eleven, be tanned, tawed or dreſſed within *Great Britain*, the ſeveral and reſpective Rates and Duties herein after expreſſed; that is to ſay,

Tanned Hides. For and upon all Hides of what Kind ſoever, which ſhall be ſo tanned in *Great Britain*, the Sum of one Penny for every Pound Weight *Averdupois*, and after that Rate for a greater or leſſer Quantity.

Calf, Kips, Hogs, and Dog-ſkins. For and upon all Calf-skins, Kips, Hogs-skins and Dogs-skins which ſhall be ſo tanned in *Great Britain*, the like Sum of one Penny for every ſuch Pound Weight, and after that Rate for a greater or leſſer Quantity.

Goat-ſkins. For and upon all Goat-skins, which ſhall, within or during the ſame Term, be tanned with Shomack or otherwiſe, in *Great Britain*, to reſemble the *Spaniſh* Leather, the Sum of two Pence for every Pound Weight *Averdupois*, and after that Rate for a greater or leſſer Quantity.

Roans. See 10 Annæ, c. 26. §. 2. and 3 Geo. 1. c. 4. §. 13. For and upon all Sheep-skins which, within or during the ſame Term, ſhall be tanned for Roans (being after the Nature of *Spaniſh* Leather) within *Great Britain*, a Duty after the Rate of one Penny for every Pound Weight *Averdupois*.

Sheep and Lamb-ſkins. See 10 Annæ, c. 26. §. 2. and 3 Geo. 1. c. 4. §. 13. And for and upon all Sheep-skins and Lamb-skins which, within and during the ſame Term, ſhall be tanned for Glovers, and Bazils, within *Great Britain*, a Duty after the Rate of one Halfpenny for every ſuch Pound Weight, and proportionably for greater or leſſer Quantities of Sheep-skins and Lamb-skins to be ſo tanned in *Great Britain* reſpectively.

Tanned Skins not before charged. And for and upon all other Skins, and Pieces and Parts of Skins which, within or during the Term laſt-mentioned, ſhall be tanned in *Great Britain* (not before particularly charged) a Duty after the Rate of fifteen Pounds for every one hundred Pounds of the true and real Value thereof, and proportionably for greater or leſſer Numbers or Quantities; the ſaid ſeveral Rates and Duties for and upon all ſuch Hides and Skins, and Pieces of Hides and Skins, tanned in *Great Britain*, to be paid by the tanners thereof reſpectively.

Tawed Horſe-hides. And for and upon all Hides of Horſes, Mares and Geldings, which at any Time or Times, during the ſaid Term of thirty-two Years, ſhall be dreſſed in Allom and Salt, or Meal, or otherwiſe tawed in *Great Britain*, the Sum of one Shilling for every Hide, and after that Rate for a greater or leſſer Quantity or Number of ſuch Hides.

Hides of Steers, Cows, &c. For and upon all Hides of Steers, Cows, or any other Hides of what Kind ſoever (thoſe of Horſes, Mares and Geldings excepted) which ſhall be ſo dreſſed in Allom and Salt, or Meal, or otherwiſe tawed in *Great Britain*, the Sum of two Shillings for every ſuch Hide, and after that Rate for a greater or leſſer Quantity or Number.

Calve-ſkins and Kips. For and upon all Calve-skins and Kips, which ſhall be ſo dreſſed in Allom and Salt, or Meal, or otherwiſe tawed in *Great Britain*, the Sum of one Penny for every Pound Weight *Averdupois*, and after that Rate for a greater or leſſer Quantity.

Slinks with the Hair on. For and upon all Slink Calve-skins which ſhall be ſo dreſſed in Allom and Salt, or Meal, or otherwiſe tawed in *Great Britain*, with the Hair on, the Sum of one Shilling and ſix Pence for every Dozen, and after that Rate for a greater or leſſer Number or Quantity.

Slinks without Hair, and Dog-ſkins. For and upon all Slink Calve-skins which ſhall be ſo dreſſed or tawed without Hair, and upon all Dog-skins which ſhall be tawed as aforeſaid, in *Great Britain*, the Sum of ſix Pence for every Dozen, and after that Rate for a greater or leſſer Number or Quantity.

For

For and upon all Buck and Doe-skins (except ſuch as paid the full Duty on the Importation as aforeſaid) which ſhall be dreſſed in Allom and Salt, or Meal, or be otherwiſe tawed as aforeſaid, in *Great Britain*, the Sum of three Pence for every Pound Weight *Averdupois*, and after that Rate for a greater or leſſer Quantity. Buck and Doe-ſkins.

For and upon all Kid-skins which ſhall be ſo dreſſed or tawed in *Great Britain* (except ſuch as paid the full Duty on the Importation as aforeſaid) the Sum of ſix Pence for every Dozen, and after that Rate for a greater or leſſer Number or Quantity. Kid ſkins.

For and upon all Goat-skins which ſhall be ſo dreſſed in Allom and Salt, or Meal, or be otherwiſe tawed in *Great Britain*, the Sum of one Shilling and ſix Pence for every Dozen, and after that Rate for a greater or leſſer Number or Quantity. Goat-ſkins.

For and upon all Beaver-skins which ſhall be ſo tawed in *Great Britain*, the Sum of one Shilling for every Dozen, and after that Rate for a greater or leſſer Number or Quantity. Beaver-skins.

For and upon all Sheep-skins and Lamb-skins to be dreſſed in Allom and Salt, or Meal, or otherwiſe tawed in *Great Britain*, the Sum of one Halfpenny for every Pound Weight *Averdupois*, and after that Rate for a greater or leſſer Quantity. Sheep and Lamb-skins. See 10 Annæ, c. 26. §. 2. and 3 Geo. 1. c. 4. §. 13.

And for and upon all other Skins, and Parts and Pieces of Skins to be tawed in *Great Britain* (not before particularly charged) a Duty after the Rate of fifteen Pounds for every one hundred Pounds of the true and real Value thereof, and proportionally for greater or leſſer Numbers or Quantities: Which ſaid ſeveral Rates and Duties for and upon all Hides and Skins, and Pieces of Hides and Skins, to be dreſſed in Allom and Salt, or Meal, or otherwiſe tawed in *Great Britain*, ſhall be paid by ſuch Perſons as ſhall be the Tawers or Makers thereof into Leather reſpectively. Tawed Skins not before charged.

For and upon all Hides and Skins which, within or during the Term aforeſaid, ſhall be dreſſed in Oil within *Great Britain*, the Sum of four Pence for every Pound Weight *Averdupois*, and after that Rate for a greater or leſſer Quantity. Hides and Skins dreſſed in Oil.

For and upon all Deer-skins, Goat-skins and Beaver-skins, which ſhall be ſo dreſſed in Oil within *Great Britain*, the like Sum of four Pence for every Pound Weight *Averdupois*, and after that Rate for a greater or leſſer Quantity. Deer, Goat and Beaver-skins.

For and upon all Calve-skins which ſhall be ſo dreſſed in Oil within *Great Britain*, the like Sum of four Pence for every Pound Weight *Averdupois*, and after that Rate for a greater or leſſer Quantity. Calve-skins.

For and upon all Sheep-skins which ſhall be ſo dreſſed in Oil in *Great Britain*, the Rate of one Penny for every ſuch Pound Weight; and upon all Lamb-skins that ſhall be ſo dreſſed in Oil in *Great Britain*, the like Rate of one Penny for every ſuch Pound Weight, and proportionally for greater or leſſer Quantities of ſuch Sheep-skins and Lamb-skins reſpectively. Sheep-skins and Lamb-skins.

And for and upon all other Skins and Parts or Pieces of Skins, to be ſo dreſſed in Oil in *Great Britain* (not before particularly charged) a Duty after the Rate of fifteen Pounds for every one hundred Pounds of the true and real Value thereof, and proportionally for greater or leſſer Numbers or Quantities: The ſaid ſeveral Duties for and upon all Hides and Skins, and Pieces of Hides and Skins, to be dreſſed in Oil within *Great Britain*, to be paid by the Oil Leather Dreſſers reſpectively. Skins dreſſed in Oil not before charged.

III. And for better avoiding all Doubts and Controverſies concerning the ſeveral Kinds of Hides and Skins, and Pieces of Hides and Skins chargeable by this Act; It is hereby declared and enacted by the Authority aforeſaid, That by tanned Hides or Skins, or by tanned Pieces of Hides or Skins, are meant only ſuch as are tanned in Wooze made of the Bark of Trees or Shomack, or whereof the principal Ingredients ſhall be ſuch Bark or Shomack; and that by Hides and Skins dreſſed in Oil, or Pieces of Hides and Skins dreſſed in Oil, are meant ſuch as are made into Leather in Oil, or with any Liquor or Materials whereof the chiefeſt Ingredient ſhall be Oil; and that by tawed Hides or Skins, or by tawed Pieces of Hides or Skins, are meant ſuch as are dreſſed or made into Leather in Allom and Salt, or Meal, or other Ingredients properly uſed by the Tawers of White Leather; and that when her Majeſty's full Duty by this Act ſhall be paid for any Hide or Skin, or Part of any Hide or Skin, under any one of the ſaid Denominations, to wit, as for tanned Leather, tawed Leather, or dreſſed Leather, the ſame Skin or Hide, or Piece of any Skin or Hide, is not to be further charged by this Act under any other of the ſaid Denominations; any thing in this Act contained to the contrary notwithſtanding. Definition of Tanned Leather. See 3 Geo. 1. c. 4. §. 13. Leather dreſſed in Oil, and tawed Leather. *See farther concerning Duty on Leather and Skins* 10 *Ann. c.* 26. *which Duties are made perpetual by* 3 *Geo.* 1. *c.* 7.

And ſee 12 *Ann. ſt.* 2. *c.* 9. *ſ.* 64. 5 *Geo.* 1. *c.* 2. 12 *Geo.* 2. *c.* 25.

IV. And be it further enacted by the Authority aforeſaid, That there ſhall be raiſed, levied, collected and paid, unto and for the Uſe of her Majeſty, her Heirs and Succeſſors, for and upon all Vellum and Parchment which ſhall, at any Time or Times, within or during the ſaid Term of thirty-two Years, to be reckoned from the ſaid four and twentieth Day of *June* one thouſand ſeven hundred and eleven, be made in *Great Britain*, or imported into the ſame, the ſeveral and reſpective Rates and Duties herein after expreſſed; that is to ſay, For and upon all Vellum ſo imported a Duty after the Rate of one Shilling for every Dozen; and for all Parchment ſo imported a Duty after the Rate of ſix Pence for every Dozen, and proportionally for greater or leſſer Numbers or Quantities, to be paid by the Importers thereof reſpectively; and for and upon all Vellum which ſhall be made in *Great Britain* as aforeſaid, a Duty after the Rate of one Shilling for every Dozen; and for all Parchment which ſhall be made in *Great Britain* as aforeſaid, a Duty after the Rate of ſix Pence for every Dozen, to be paid by the Makers thereof reſpectively. Duty on Vellum and Parchment imported or made in Great Britain. Made perpetual by 3 Geo. 1. c. 7.

V. And be it further enacted by the Authority aforeſaid, That the ſeveral Rates and Duties by this Act ſet or impoſed upon all or any of the ſaid Hides or Skins, or Pieces of Hides or Skins, Vellum and Parchment, or made Wares, by this Act chargeable, which ſhall be imported or brought into *Great Britain* as aforeſaid, ſhall, from time to time, be ſatisfied and paid by the Importer or Importers of the ſame in ready Money, upon his, her or their Entry or Entries made, and before the Landing thereof; and that in caſe any Duty on Skins, &c. imported, to be paid by the Importer.

Goods landed before entry, &c. forfeited, or the Value.

any of the ſame Commodities or Manufactures ſhall be landed or put on Shoar out any Ship or Veſſel, before due Entry be made thereof at the Cuſtom-houſe in the Port or Place where the ſame ſhall be imported, and before the ſaid Duties by this Act charged or chargeable thereupon ſhall be duly paid, or without a Warrant for the Landing or Delivering the ſame firſt ſigned by the Commiſſioners, Collectors or other proper Officer or Officers of the Cuſtoms reſpectively, that all ſuch imported Commodities and Manufactures by this Act chargeable as aforeſaid, as ſhall be ſo landed or put on Shoar, or taken out of any Ship or Veſſel, contrary to the true meaning hereof, or the value of the ſame, ſhall be forfeited, and ſhall and may be ſeized or recovered of the Importer or Proprietor thereof, to wit, one Moiety of the ſame to the Uſe of her Majeſty, her Heirs and Succeſſors, and the other Moiety to the Uſe of ſuch Perſon or Perſons as will ſeize, inform or ſue for ſuch Commodities or Manufactures chargeable by this Act, as ſhall be ſo imported and forfeited, or the Value thereof, in any of her Majeſty's Courts of Record at *Weſtminſter*, or in her Majeſty's Court of *Exchequer* in *Scotland*, by Action, Bill, Suit or Information, wherein no Eſſoin, Protection or Wager of Law, or more than one Imparlance, ſhall be granted or allowed.

After Duty paid Skins, &c. to be marked.

VI. And it is hereby further enacted by the Authority aforeſaid, That from and after the Duties hereby granted upon ſuch imported Hides or Skins ſhall be paid and ſatisfied, the Officer or Officers of the Cuſtoms of the Port or Place where the ſame ſhall be imported, ſhall cauſe every ſuch Hide or Skin to be marked with ſuch diſtinct Mark as this Act directs to be provided and uſed, to denote the Payment of the Duty of ſuch imported Hides or Skins as aforeſaid.

How theſe Duties ſhall be raiſed.

VII. And be it further enacted by the Authority aforeſaid, That the ſaid Duties on all ſuch Commodities and Manufactures chargeable by this Act, as ſhall be imported or brought into *Great Britain*, during the Continuance thereof, ſhall be aſcertained, ſecured, raiſed, uplifted, levied, recovered and anſwered, for the Uſes and Purpoſes in this Act expreſſed, by ſuch Rules, Ways, Means and Methods, and under ſuch Penalties and Forfeitures, and in ſuch Manner and Form as her Majeſty's Duties, called the Subſidies upon Poundage Goods imported or any of them, are by any Law or Statute now in Force to be aſcertained, ſecured, raiſed, uplifted, levied, recovered or anſwered, during the Continuance thereof reſpectively.

Imported Goods that pay ad Valorem, how to be aſcertained.

VIII. And it is hereby declared and enacted, That the Values of ſuch of the ſaid imported Commodities and Manufactures chargeable by this Act, as are to pay Duty *ad Valorem*, upon the Importation thereof, ſhall in all Caſes be taken to be ſo much as ſuch Imported Kinds are really worth to be ſold at the Port of Importation, without any Abatement for the Duties thereupon charged by this or any former Act; and that the reſpective Cuſtomer or Collector, or other Perſon or Perſons, Officer or Officers of the Cuſtoms for the time being, ſhall receive and levy the ſaid Duty, payable *ad Valorem*, upon the Oath of the Merchant or Importer accordingly; and ſuch Oath ſhall and may be adminiſtred, and all other Matters done for aſcertaining the ſaid Duties ſo payable *ad Valorem*, in the ſame Manner and Form as are lawfully uſed and practiſed, or ought to be practiſed, for aſcertaining any other the Duties payable *ad Valorem*, upon the Importation of Leather.

Theſe Duties to be under the Government of the Commiſſioners of the Cuſtoms.

IX. And be it enacted and declared by the Authority aforeſaid, That ſuch of the Duties impoſed by this Act for or upon the ſaid Commodities or Manufactures to be imported as aforeſaid, as ſhall ariſe in *England*, *Wales*, and the Town of *Berwick* upon *Tweed*, ſhall be under the Management of the Commiſſioners and Officers of the Cuſtoms in *England* for the time being; and ſuch of the Duties impoſed by this Act on the ſaid Commodities and Manufactures to be imported as aforeſaid, as ſhall ariſe in *Scotland*, ſhall be under the Management of the Commiſſioners and Officers of the Cuſtoms in *Scotland* for the time being; and that the reſpective Receivers General of the Cuſtoms in *England* and *Scotland* for the time being ſhall from time to time pay, or cauſe to be paid, all the Monies that they reſpectively ſhall receive of the ſaid Duties on the ſaid Commodities and Manufactures to be imported as aforeſaid (the neceſſary Charges of raiſing and accounting for the ſame excepted) into the Receipt of her Majeſty's Exchequer in *England*, diſtinctly and apart from all other Branches of the publick Revenues, and under the like Penalties, Forfeitures and Diſabilities as are to be inflicted by this Act, for diverting or miſapplying any Monies by this Act required to be paid into the Exchequer.

1 Jac. 1. c. 22.

'X. And whereas in the firſt Year of the Reign of King JAMES the First of happy Memory, a good 'and wholſome Statute was made concerning Tanners, Shoemakers, Curriers and other Artificers in Lea-'ther wherein ample Proviſion was made for the true and well Tanning, Currying and Working of Lea-'ther, and for and concerning the Buying and Selling of Leather, Red and Unwrought, in open 'Fairs and Markets, and for ſuch other Matters and Things relating to Leather, as in the ſaid Statute 'are plainly and largely expreſſed, the due Execution whereof hath been and is of great Importance to 'the publick Good and Service of this Realm, and will very much contribute to the Aſcertaining and 'Collection of ſeveral of the Duties by this Act intended to be granted:' Be it therefore enacted by the

Mayors, Bailiffs, &c. and all Tanners, &c. are to execute, and comply with the Stat. 1 Ja. 1. c. 22.

Authority aforeſaid, That all Mayors, Bailiffs or other Head Officers for the time being, in the ſeveral Cities, Boroughs and Market Towns of this Realm; and the reſpective Lords of Liberties, Fairs and Markets; and the Maſters and Wardens of the ſeveral Companies in the ſaid Act expreſſed; and all Tanners, Curriers, Shoemakers, and other Artificers, and all and every other Perſon and Perſons whatſoever, who are or ought to be concerned in the Execution of the ſaid Statute, or to give Obedience thereunto, ſhall (under ſuch Pains, Penalties and Forfeitures as are therein ſeverally expreſſed) duly execute, obſerve and comply with the ſame Statute, and all the Clauſes, Matters and Things therein contained, in relation to the Tanning, Dreſſing, Making, Buying, Selling, Trying, Sealing, Regiſtring or other Matters concerning Leather, other than ſuch as have been altered by any Law or Statute ſince that Time made, and now in Force.

Penalty on gaſhing Hides or Skins.

XI. And for the better preventing the Gaſhing and Cutting of any Hides in Flaying thereof, whereby the ſame ſhall be impaired or hurt; It is hereby enacted, That from and after the four and twentieth Day of *June* one thouſand ſeven hundred and eleven, if the Raw Hide of any Ox, Bull, Steer or Cow, or the

Skin of any Calf, ſhall wilfully or negligently be gaſhed, ſlaughtered or cut in the Flaying thereof, or being gaſhed, ſlaughtered or cut as aforeſaid, ſhall be offered to Sale by any Butcher, or any other Perſon or Perſons whatſoever, then and in every ſuch Caſe, the Butcher or other Perſon, who impaired or hurt the ſaid Hide by Gaſhing, Slaughtering or Cutting as aforeſaid, or the Perſon offering the ſame to Sale, ſhall for every ſuch Offence forfeit and pay the Sum of two Shillings and ſix Pence for every ſuch Hide, and one Shilling for every ſuch Calve-skin, to wit, one Moiety thereof to the Poor of the Pariſh where the ſame ſhall be found or offered to Sale, and the other Moiety thereof to ſuch Perſons as will ſeize, inform or ſue for the ſame.

Penalty on ſhaving Hides, before the ſame be thoroughly tanned.

XII. And be it further enacted, That if any Tanner or other Perſon or Perſons, from and after the ſaid four and twentieth Day of *June* one thouſand ſeven hundred and eleven, ſhall ſhave or cauſe to be ſhaved any Hide or Calve-skin whatſoever, before the ſame be thoroughly tanned, whereby ſuch Hide or Skin ſhall be impaired, and her Majeſty's Duty thereby diminiſhed, every ſuch Hide or Skin or the value thereof, ſhall be forfeited; one Moiety to the Queen, and the other Moiety to him or them that will inform or ſue for the ſame.

Her Majeſty, or the Commiſſioners of the Treaſury, to appoint Commiſſioners for theſe Duties;

Who may ſubſtitute other Officers.

XIII. And for the better Aſcertaining, Charging and Securing the Duties by this Act ſet and impoſed upon all Hides and Skins, and Pieces of Hides and Skins, which within and during the ſaid Term of thirty-two Years ſhall be tanned, tawed or dreſſed within *Great Britain*, according to the true Meaning of this Act, and for preventing Frauds concerning the ſame; Be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for her Majeſty, her Heirs and Succeſſors, or to and for the Commiſſioners of the Treaſury, or any three or more of them now being, or the High Treaſurer, or any three or more of Commiſſioners of the Treaſury for the time being, on her Majeſty's Behalf, in Writing to commiſſionate and appoint ſuch and ſo many Commiſſioners or Perſons as they ſhall think fit, by one or more Commiſſion or Commiſſions, from time to time, to be her Majeſty's Commiſſioners for the Receipt and Management of the ſaid Duties by this Act ſet or impoſed upon all Hides and Skins, and Pieces of Hides and skins, tanned, tawed or dreſſed, or to be tanned, tawed or dreſſed in *Great Britain*; which ſaid Commiſſioners or the major Part of them reſpectively, ſhall, and have hereby Power, by Commiſſions under their reſpective Hands and Seals, to ſubſtitute and appoint under them ſuch Receivers General, Collectors, Comptrollers, Surveyors and other Officers, as ſhall be requiſite and neceſſary for the Purpoſes aforeſaid; and that the ſaid Commiſſioners ſo to be appointed, and all the Officers for the ſaid Duties, ſhall have out of the ſame ſuch Salaries and Rewards for their reſpective Services in relation to the ſaid Duties, as the ſaid Commiſſioners of the Treaſury, or any three or more of them now being, or the High Treaſurer, or any three or more of the Commiſſioners of the Treaſury for the time being, ſhall think reaſonable to eſtabliſh or allow in that Behalf; and that the ſaid Commiſſioners for the ſaid Duties reſpectively, for the time being, ſhall from time to time cauſe all the Monies to ariſe by or for the ſaid Duties upon Hides and Skins, and Pieces of Hides and Skins, to be tanned, tawed or dreſſed in *Great Britain*, and for the ſaid Vellum and Parchment to be made in *Great Britain* (the neceſſary Charges of managing, collecting and raiſing the ſame excepted) to be paid from time to time, as the ſame ſhall ariſe, into the Receipt of her Majeſty's Exchequer in *England*, under the Penalties, Forfeitures and Diſabilities herein after expreſſed.

The Money to be paid into the Exchequer.

The Duty on Hides, &c. dreſſed in Great Britain, that pay ad Valorem, how to be aſcertained.

XIV. And it is hereby enacted and declared, That the Value of ſuch Hides and Skins, or Pieces of Hides and Skins, tanned, tawed or dreſſed in *Great Britain*, as are to pay Duty *ad Valorem* as aforeſaid, ſhall in all Caſes be taken to be ſo much as they reſpectively ſhall then be really and *bona fide* worth to be ſold for, or will yield at the next Market, without Reſpect to the Duty hereby granted; and that the Collector for the time being ſhall receive the ſaid Duties payable *ad Valorem* accordingly, upon the Oath of the Tanner, Tawer, Dreſſer or Maker reſpectively, to be adminiſtred as is herein after directed.

Tanners, &c. before 20 July 1711. to give Notice to the proper Officer of their Names and Places of Abode, &c. of their Tan-yards, and of their Pits, &c.

XV. And it is hereby further enacted by the Authority aforeſaid, That all and every Tanner, Bazil Tanner, Currier, Tawer, *Spaniſh* Leather Dreſſer, and all other Dreſſers of Hides or Skins, or Pieces of Hides or Skins, to be tanned, tawed or dreſſed in Wooze, Mill, Allom, Salt, Oil, Meal or other Materials whatſoever, and all and every Maker of Vellum and Parchment in *Great Britain*, ſhall, before the twentieth Day of *July* one thouſand ſeven hundred and eleven, give Notice in Writing to ſome one or more of the proper Officer or Officers to be appointed for the next Market to the Place where any Tan-houſe, Tan-yard, Work-houſe, Mill, or other Place, ſhall be made uſe of for the Tanning, Tawing or Dreſſing any ſuch Hides or Skins, or Pieces of Hides or Skins, or making any ſuch Vellum or Parchment as aforeſaid, of their reſpective Names and Places of Abode, and of every ſuch Tan-houſe, Tan yard, Workhouſe, Mill or other Place, for the Tanning, Tawing, or Dreſſing any ſuch Hides or Skins, or Pieces of Hides or Skins, Vellum and Parchment as aforeſaid, by them reſpectively uſed, and of the Number and Situation of Pits and Fats in them or any of them, and of the Numbers and Kinds of the Hides and Skins, or Pieces of Hides and Skins, then being in the ſaid Pitts and Fatts reſpectively; and that all and every ſuch Tanner, Tawer, Currier, Dreſſer and Maker as aforeſaid, as often as he, ſhe or they ſhall change their Places of Tanning, Tawing or Dreſſing of ſuch Hides or Skins, or Pieces of Hides and Skins, or making ſuch Vellum or Parchment, and all and every Perſon and Perſons, who ſhall at any Time or Times hereafter, during the Continuance of this Act, be the Tanner, Tawer, Currier or Dreſſer of any ſuch Hides or Skins, or Pieces of Hides or Skins, or be the Maker of any ſuch Vellum or Parchment as aforeſaid, ſhall give or leave the like Notice of their reſpective Names and Places of Abode, and of their Tan-houſes, Yards, Work-houſes, Mills, or other Places where they ſhall tan, taw or dreſs, or intend to tan, taw or dreſs any ſuch Hides or Skins, or Pieces thereof, or make any ſuch Vellum or Parchment as aforeſaid, before they or any of them do preſume to make uſe of ſuch Tan-houſe, Yard, Work-houſe, Mill or other Place, or any Pits or Fats therein, to the End the ſaid Officers may, from time to time, have due Knowledge of all ſuch Tan-houſes, Tan-yards, Work-houſes, Mills or other Places, with the Number and Situation of Fats and Pits where ſuch Hides or Skins, or Pieces thereof, ſhall be tanned, tawed or dreſſed, and where the ſaid Vellum or Parch-

ment ſhall be made, and be the better enabled to take an Account of all Hides and Skins, and Pieces of Hides and Skins, Vellum and Parchment, chargeable by this Act, that ſo her Majeſty may be the better anſwered the Duties for the ſame; and if any ſuch Tanner, Tawer, Currier, Dreſſer, or Maker as aforeſaid, ſhall neglect to give or leave ſuch Notice as is required by this Act as aforeſaid, he, ſhe or they ſhall, for every ſuch Offence, forfeit the Sum of fifty Pounds; one third Part thereof to her Majeſty, her Heirs or Succeſſors, and the other two Thirds to him or them that ſhall inform or ſue for the ſame.

on Forfeiture of 50 l.

Tanners, &c. to give Notice of their Places for drying or keeping of Hides, &c.

XVI. And the better to prevent any Frauds or Concealments, whereby her Majeſty, her Heirs or Succeſſors, may be injured or deprived of her or their Dues; Be it further enacted, That the ſeveral Tanners, Tawers, Dreſſers, and Makers aforeſaid, during the Continuance of this Act, ſhall not make Uſe of any Place or Places for the drying or keeping the ſaid Hides or Skins, or any Pieces of Hides or Skins, Vellum or Parchment, chargeable by this Act, other than ſuch Place or Places whereof he, ſhe or they ſhall firſt have given Notice to the proper Officer of the ſaid Duties, to be the uſual Place or Places for his, her or their drying and keeping the ſame; and that the reſpective Tanners, Tawers, Dreſſers and Makers aforeſaid, ſhall, from time to time, give or ſend Notice in Writing to the proper Officer for the ſaid Duties, of the Time when ſuch Tanner, Tawer, Maker, or Dreſſer ſhall take his, her or their Hides or Skins, or Pieces of Hides or Skins, or any of them, or any Vellum or Parchment, out of the Mill, Wooze, Liquor, Oil, or other Materials, wherein the ſame ſhall be tanned, tawed, ſteeped, or dreſſed, in order to be dried; which Notice ſhall, from time to time, be given or ſent two Days at the leaſt, before the taking ſuch Hides or Skins, or Pieces thereof, or the ſaid Vellum or Parchment, out of the ſaid Wooze, Mill, Liquor, Oil, or other Materials, or before the hanging up or diſpoſing the ſame to be dried; and that the reſpective Tanners, Tawers, Dreſſers, and Makers aforeſaid, ſhall, from time to time, permit and ſuffer the proper Officers of the ſaid Duties, and they are hereby impowered, to take an Account of the Number and Quality of all Hides and Skins, and Pieces thereof, Vellum and Parchment, which any ſuch Tanner, Tawer, Dreſſer, or Maker, by or for himſelf or themſelves, or or by or for any other Perſon or Perſons, ſhall (at any Time or Times from and after the ſaid four and twentieth Day of *June* one thouſand ſeven hundred and eleven, during the ſaid Term of thirty-two Years) take out of Wooze, Mill, Liquor, Oil, or other Materials, wherein the ſame ſhall have been tanned, tawed, ſteeped, dreſſed or made, in order to be dried; and ſhall within two Days after the taking out of the ſaid Wooze, Mill, Liquor, or other Materials aforeſaid, and before the carrying away the ſame from the uſual Place or Places, where ſuch Hides or Skins, or Pieces thereof, or ſuch Vellum or Parchment, are or ſhall be uſually dried, make true Entry, with the proper Officer or Officers, of the Number and Quality of the Hides, Skins, and the Pieces of Hides and Skins ſo taken out to be dried, and ſhall verify ſuch Entry upon Oath, which Oath any Juſtices of the Peace, or the Collectors or Supervifors, that ſhall be appointed for the ſaid Duty, in their reſpective Diſtricts, are hereby impowered to adminiſter, to the end the reſpective Duties for the ſame may be anſwered, as is herein after directed; and that no Tanner, Tawer, Dreſſer or Maker of ſuch Hides or Skins, or Pieces of Hides or Skins, or ſuch Vellum or Parchment, ſo taken out of the Wooze, Mill, Liquor, or Materials aforeſaid, after the ſaid four and twentieth Day of *June*, at any Time or Times during the Term aforeſaid, ſhall remove, carry or ſend away, or ſuffer to be removed, carried or ſent away, the ſame, or any Part thereof, from their reſpective Yards, Work-houſes, or other Places where they ſhall uſually dry ſuch Hides or Skins, or Pieces of Hides or Skins, or ſuch Vellum or Parchment, unleſs the Duty payable by this Act for ſuch Hides and Skins, and Pieces of Hides and Skins, and for ſuch Vellum and Parchment reſpectively, ſo to be removed, be firſt charged and entred, and a Mark be put thereupon to denote the Charge and Entry thereof, as this Act directs.

and when they take their Skins, &c. out of the Mill, &c.

and to permit the Officers to take an Account of their Hides, &c.

and within two Days to make Entry on Oath.

Goods not to be removed before entred and marked.

Officers may enter Tan-yard, &c.

XVII. And be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for the Officer and Officers ſo to be appointed, at all ſeaſonable Times in the Day-time to enter into any Tan-yard, Work-houſe, Warehouſe, Mill, or other Houſe or Place uſed by any ſuch Tanner, Tawer, Currier, or Dreſſer of any Hides or Skins, or Pieces of Hides or Skins, or by any Maker of Vellum or Parchment, chargeable by this Act, or where any ſuch ſhall be lodged, to ſearch and ſee what Quantities of ſuch Hides and Skins, or Pieces of Hides and Skins, Vellum and Parchment, are taken out of the Wooze, Mill, Liquors or other Materials as aforeſaid, in order to be dried, or made fit for Sale or Uſe; and if any Owner or Occupier of any ſuch Tan-yard, Work-houſe, or other Place as aforeſaid, ſhall at any Time or Times, refuſe Entrance to the Officer or Officers as aforeſaid, he, ſhe or they ſhall for every ſuch Refuſal forfeit the Sum of ten Pounds; one third Part thereof to the Uſe of her Majeſty, her Heirs and Succeſſors, and the other two Thirds to the Uſe of him or them who will inform or ſue for the ſame; and if any Tanner, Tawer, Currier, or Dreſſer of any Hides or Skins, or Pieces of Hides or Skins, or any Maker of Vellum or Parchment, chargeable by this Act, ſhall endeavour to defraud her Majeſty, her Heirs or Succeſſors, of any Duty by this Act payable, by uſing any private Tan-yard, Work-houſe, Pit, Fat, Mill, or Place, for the tanning, tawing, ſteeping, dreſſing, drying, or keeping the ſame, contrary to this Act; or by not giving or ſending ſuch timely Notice of taking his, her or their Hides or Skins, or Pieces of Hides or Skins, out of the Wooze, Mill, Liquor, Oil, or other Materials, as this Act requires; or by not making due Entries, and giving an Account of the ſaid Hides and Skins, or Pieces thereof as aforeſaid; or by removing, ſending, or carrying away the ſame, or any Part thereof, contrary to this Act; or ſhall fraudulently hide or conceal, or cauſe to be hid or concealed, any of the ſaid Hides or Skins, or Pieces thereof, Vellum or Parchment, chargeable by this Act, to the Intent to deceive her Majeſty, her Heirs or Succeſſors, of her or their juſt Dues for the ſame; that then and in every ſuch Caſe, for every ſuch Offence, the Party ſo offending ſhall forfeit the Sum of twenty Pounds; one Moiety whereof to the Queen, and the other Moiety to him or them who will inform or ſue for the ſame; and moreover, in all ſuch Caſes, all ſuch Hides and Skins, and Pieces of Hides and Skins, Vellum and Parchment, which ſhall be found in any ſuch private Tan-yard, Work-houſe, Ware-houſe, Houſe, Mill, or Place,

Owner refuſing Entrance, forfeits 10 l.

Tanner, &c. uſing private Tan-yard, &c.

or not giving timely Notice,

or not making due Entries,

or removing, or concealing any Skins, &c.

forfeits 20 l. and Things ſo concealed.

Place, or for which no such Entry shall be made, or that shall be so unlawfully removed, sent or carried away, contrary to this Act, or shall be fraudulently hid or concealed, or the Value thereof, shall be forfeited, to wit, one Moiety thereof to the Use of her Majesty, her Heirs and Successors, and the other Moiety thereof to the Person or Persons who will seize, inform, or sue for the same.

Tanners, &c. to keep Scales and Weights.

XVIII. And for the better Collection, receiving and levying of the said Rates and Duties upon the said several Kinds of Hides and Skins, and Pieces of Hides and Skins, and upon Vellum and Parchment, by this Act severally charged as aforesaid; Be it further enacted by the Authority aforesaid, That all and every Person and Persons whatsoever, who at any Time or Times, within or during the said Term of thirty-two Years, shall tan, taw, or dress any Hides or Skins, or Pieces of Hides or Skins whatsoever, chargeable by this Act, shall, at their several Yards or Places by them respectively used for drying the same, provide and keep, at their own Costs and Charges, sufficient and just Scales and Weights for weighing of all such Hides and Skins, and Pieces of Hides and Skins, which they respectively shall tan, taw, or dress, and for which the said Duties are to be paid by Weight as aforesaid; and that such and so many sworn Officers for the said Duties as shall be sufficient and necessary for the weighing the said Hides and Skins, and Pieces thereof, and performing such other Matters and Things as are to be performed by such Officer or Officers at every such Yard or Dressing-place, shall be appointed, and give due Attendance for that Purpose.

Sworn Officers to be appointed for weighing.

Tanners, &c. to give Notice to the Officers two Days before Removal of Hides, &c.

XIX. And it is hereby further enacted by the Authority aforesaid, That every such Tanner, Tawer, or Dresser of any such Hides or Skins, or Pieces of Hides or Skins, and every Maker of Vellum or Parchment, shall, from time to time, before any such Hides or Skins, Pieces of Hides or Skins, or such Vellum or Parchment shall be removed from his, her or their Yards, Work-houses, Places of dressing, drying, or keeping the same respectively, give Notice in Writing, by the Space of two Days, to the proper Officer or Officers for the said Duties, of all Hides and Skins, Pieces of Hides and Skins, and all such Vellum and Parchment, as he, she or they shall intend to remove, to the Intent that the Officers for the said Duties may ascertain the Duties payable for the same (for the giving of which Notice, he, she or they shall not be obliged to go further than the next Market Town) and every such Tanner or Dresser shall permit all such Hides or Skins, for which the Duties are to be charged and paid by Weight, to be weighed by the proper Officer or Officers at the Yard or Place where the same shall be dried or kept, before the same shall be removed as aforesaid, and shall bring or cause the same to be brought to the Scales, and assist in weighing thereof, and shall also permit the Officer for the said Duties to take an Account of the Numbers and Qualities of all such Skins and Hides, or Pieces of Skins and Hides, Vellum and Parchment, so intended to be removed, whereof the Duty is to be paid by Tale, and shall likewise ascertain the Value of all such Skins and Hides, or Pieces of Skins and Hides, so intended to be removed, whereof the Duty is to be charged and paid *ad Valorem*, by the Oath of the said respective Tanners, Tawers, Dressers, or Makers thereof as aforesaid: Which Oath any Justice of the Peace, for the said respective Officer or Officers, are hereby impowered to administer, before any such Skins or Hides, or Pieces of Skins or Hides, be removed from the Places of drying or keeping the same respectively.

and to permit and assist the Officer in weighing or telling the same, and to ascertain the Value.

Officer to make a Return in Writing, see 5 Geo. 1. c. 3. §. 10.

XX. And it is hereby further enacted by the Authority aforesaid, That from and after the Duties of the said Skins and Hides, Pieces of Skins and Hides, Vellum and Parchment, so intended to be removed, shall be ascertained by Weight, Tale, or *ad Valorem* as aforesaid, the proper Officer or Officers for the said Duties shall fairly enter in a Book to be kept by him or them for that Purpose, the respective Weights, Tales, and Value of all such Hides and Skins, Pieces of Hides and Skins, Vellum and Parchment, whereof the Duties shall have been so ascertained as aforesaid, and shall make thereof a Return or Report in Writing to the respective Commissioners, or the Collectors, or other Persons by them appointed to receive the same, leaving a true Copy thereof under his Hand with the respective Tanners, Tawers, Dressers, and Makers of such Hides and Skins, Pieces of Hides and Skins, Vellum and Parchment: Which Return or Report of the said Officer or Officers shall be a Charge upon the Tanners, Tawers, Dressers and Makers of such Hides and Skins, Pieces of Hides and Skins, Vellum and Parchment respectively.

and leave a Copy thereof, with the Tanner, &c.

Officer to mark each Hide, &c.

XXI. And it is hereby further enacted by the Authority aforesaid, That immediately from and after the Duty of the said Hides and Skins, Pieces of Hides and Skins, Vellum and Parchment, so intended to be removed, shall be ascertained by Weight, Tale, or *ad Valorem* as aforesaid, and an Entry made thereof in a Book to be kept by the said Officer or Officers as aforesaid, the said Officer or Officers who shall so have ascertained the same, shall cause every Hide or Skin, and every Piece of a Hide or Skin, and all Vellum and Parchment, whereof the Duty shall be so ascertained, to be marked with such Mark as this Act directs to be provided and used, to denote the charging of such Duty as aforesaid.

Officer to mark the Hide, &c. where Tanner, &c. desires.

XXII. Provided always, That in case any such Tanner, Tawer, Dresser, or Maker of such Hides or Skins, Pieces of Hides and Skins, Vellum or Parchment, shall desire the said Mark to be made upon any particular Part thereof, then the Officer or Officers so appointed to mark the same, shall mark the same accordingly.

Persons in London, &c to discharge the Duties in 14 Days, in any other Parts in 6 Weeks.

XXIII. And it is hereby further enacted by the Authority aforesaid, That the respective Tanners, Tawers, Dressers, and Makers of such Hides and Skins, Pieces of Hides and Skins, Vellum and Parchment, shall pay off and discharge all the Duties of the said Hides and Skins, Pieces of Hides and Skins, Vellum and Parchment, so marked as aforesaid, in Manner herein after mentioned (that is to say) Such of the said Duties as shall arise within the Cities of *London* and *Westminster*, and the Limits of the weekly Bills of Mortality, to the Receiver of the said Duties at the Head Office of the said Commissioners, within fourteen Days after the same shall be marked as aforesaid; and such of the said Duties as shall arise and be payable in the other Parts of *Great Britain*, within six Weeks after the same shall be so marked and stamped as aforesaid, to the respective Collectors that shall be appointed to receive the same: And the Officers to be appointed for collecting and receiving the Duties hereby granted shall, and they are hereby required to give Receipts under their Hands *gratis*, and without delay, for all the Monies they

ſhall, from time to time, receive, by virtue of this Act, to or for the Uſe of ſuch Perſon or Perſons as ſhall pay the ſame.

Payment to be made at the next Market Town.

XXIV. Provided always, That no Perſon or Perſons ſhall be obliged, for the Payment of the ſaid Duties, to go farther than the next Market Town to the reſpective Places where the ſame ſhall be ſo marked as aforeſaid.

Penalty on Non-payment, double the Sum, &c.

XXV. And be it further enacted by the Authority aforeſaid, That every ſuch Tanner, Tawer, Dreſſer, or Maker of ſuch Hides and Skins, Pieces of Hides and Skins, Vellum and Parchment, chargeable with the ſaid Duties, who ſhall neglect or refuſe to make ſuch Payment as aforeſaid, ſhall forfeit and loſe for every ſuch Offence, double the Sum of the ſaid Duty whereof the Payment ſhall be ſo refuſed or neglected: And that no ſuch Tanner, Tawer, Dreſſer, or Maker, or other Perſon, after ſuch Default made, ſhall ſend, deliver, or carry out any Hides or Skins, Pieces of Hides or Skins, Vellum or Parchment, until he, ſhe or they have or hath paid and cleared off his, her or their Duty as aforeſaid; on Pain to forfeit double the Value of ſuch Hides or Skins, Pieces of Hides or Skins, Vellum or Parchment, ſo delivered or carried out.

Tanner not keeping juſt Scales, &c.

XXVI. And be it further enacted by the Authority aforeſaid, That if any Tanner, Tawer, Dreſſer, or Maker of any Hides or Skins, or Pieces of Hides or Skins, chargeable by this Act, ſhall not at their reſpective Yards, or other Places for drying the ſame, keep juſt Scales and Weights, as this Act directs, or ſhall not permit his, her or their Hides or Skins, or Pieces of Hides or Skins, which are to be weighed at ſuch Yards or drying Places as aforeſaid, to be there weighed; or neglect or refuſe to bring the ſame to the Scales, or aſſiſt at the weighing of the ſame, as this Act requires; or if any Tanner, Tawer, or Dreſſer of Hides or Skins, or Pieces of Hides or Skins, or any Maker of Vellum or Parchment chargeable by this Act, ſhall remove or convey, or cauſe or procure to be removed or conveyed from his, her or their Yard or drying Place, any of the ſaid Hides and Skins, or Pieces of Hides and Skins, or any ſuch Vellum or Parchment, before the ſaid Duties ſhall be fully charged by Weight, or Tale, or *ad Valorem*, as this Act in the ſaid reſpective Caſes doth require, and before the ſame Hides or Skins, or Pieces of Hides and Skins, and ſuch Vellum and Parchment reſpectively, ſhall be marked, to denote the charging of the Duty as this Act directs; or if any Buyer or Contractor ſhall take or carry away, or cauſe or procure to be carried away, from any ſuch Yard or drying Place, any of the Kinds of Hides or Skins, or Pieces of Hides or Skins, Vellum or Parchment, before the ſame ſhall be marked as this Act directs; that then and in every ſuch Caſe, all and every ſuch Tanners, Tawers, Dreſſers, Makers, Buyers, Contractors, or other Perſons reſpectively, ſhall for every ſuch Offence forfeit and loſe the Sum of fifty Pounds, to wit, one Moiety thereof to the Queen, and the other Moiety to him or them that will inform or ſue for the ſame; and moreover, that all the Hides and Skins, and Pieces of Hides and Skins, Vellum and Parchment, which ſhall be ſold or removed, contrary to this Act, ſhall be forfeited, and ſhall and may be ſeized by any of her Majeſty's Officers, for her Majeſty's Uſe.

or removing his Hides, &c. before the Duty is charged,

or before marking,

and the Buyer or Contractor,

to forfeit 50l. and the Hides, &c. ſo removed.

Tanner, &c. to account with the proper Officer once in three Months,

XXVII. And be it further enacted by the Authority aforeſaid, That every Tanner, Tawer and Dreſſer of any Hides or Skins, or Pieces of Hides or Skins, and every Maker of Vellum and Parchment in *Great Britain*, ſhall once in every three Months at the leaſt, make an Account with the proper Officer of every Diviſion or Diſtrict reſpectively, of and for all the Hides and Skins, and Pieces of Hides and Skins, which ſuch Tanner, Tawer, Dreſſer, or Maker reſpectively, by himſelf, or any other, within the Time of every ſuch Account, ſhall have taken out of the Wooze, Mill, Liquor, or Ingredients, uſed for tanning, tawing, ſteeping, dreſſing, or making the ſame, and of his Entries thereof with the Officer, and ſhall at the ſame Time balance the ſaid Account, by Hides or Skins, or Pieces of Hides or Skins, Vellum or Parchment, for which the Duty ſhall then have been charged as aforeſaid, and by ſuch Hides and Skins, and Pieces of Hides and Skins, Vellum and Parchment, then remaining in his Poſſeſſion unmarked, for which the Duty ſhall not have been charged as aforeſaid; which Account (if demanded) every ſuch Tanner, Tawer, Dreſſer, or Maker, ſhall truly and faithfully make, from time to time, under the Penalty of fifty Pounds, to wit, one Moiety thereof to the Queen, and the other Moiety to him or them who will inform or ſue for the ſame; and that every ſuch Officer, upon the taking of every ſuch Account, ſhall inform himſelf concerning the Truth or Falſhood thereof, to the End and Purpoſe, that if ſuch Tanner, Tawer, Dreſſer, or Maker, ſhall have unlawfully conveyed away any of the ſaid Hides or Skins, or Pieces of Hides or Skins, Vellum or Parchment, contrary to this Act, or ſhall have defrauded her Majeſty, her Heirs or Succeſſors, of any Part of the Duties hereby payable for the ſame, he may be proceeded againſt in ſuch Manner and Form, and for ſuch Penalties or Forfeitures, as are by this Act preſcribed for ſuch Offence.

once in three Months,

on Penalty of 50l.

Collar-makers, &c. who dreſs Skins, to be accounted Tawers.

XXVIII. Provided always, and be it further enacted and declared by the Authority aforeſaid, That all and every Collar-makers, Glovers, Bridle-cutters and others who dreſs any Skins or Hides, or Pieces of Skins or Hides, in Oil, Allom, and Salt, or Meal or with other Ingredients, and who cut and make the ſame into Wares, ſhall be accounted Tawers or Dreſſers within this Act, and ſhall be ſubject to ſuch Rules and Directions, and under ſuch Penalties and Forfeitures for ſecuring the Duties of the Hides and Skins, or Pieces of Hides and Skins, which they ſhall ſo dreſs, as are by this Act preſcribed in that Behalf, and ſhall be charged with the Duties for the ſame (by Weight, Tale, or *ad Valorem*, as this Act in the reſpective Caſes doth direct) before ſuch Hides and Skins, or Pieces of Hides and Skins, ſhall be reſpectively cut or converted into made Wares.

'XXIX. And whereas ſeveral Tanners, Tawers, Dreſſers, Curriers, Sellers of Hides or Skins, or Pieces 'of Hides or Skins, tanned, tawed, or dreſſed, Shoemakers, Coach-makers, Collar-makers, Bridle-cut-'ters, Sadlers, Trunk-makers, Bottle-makers, Merchants, and other Dealers in Hides or Skins tanned, 'tawed, or dreſſed, and ſeveral Makers of Vellum and Parchment, Stationers, Book-binders, the Com-'miſſioners and Officers for the Duties on ſtampt Vellum, Parchment and Paper, and other Traders or

'Dealers in Vellum or Parchment reſpectively, have or may have, on the four and twentieth Day *June* one thouſand ſeven hundred and eleven, ſeveral Stocks or Quantities of ſuch Hides and Skins, and 'Pieces of Hides and Skins, tanned, tawed or dreſſed, (not made into Wares) and ſeveral Stocks and 'Quantities of Vellum and Parchment, all which are reſpectively of the Produce of *Great Britain*, or 'imported into the ſame;' Be it further enacted by the Authority aforeſaid, That all and every ſuch Tanner, Tawer, Dreſſer, Currier, Seller, Shoe-maker, Coach-maker, Trunk-maker, Bottle-maker, Merchant and other Dealer in ſuch Hides or Skins, and all and every ſuch Makers of Vellum and Parchment, Commiſſioners and Officers of the Stamp Duties, Stationers, Book-binders and other Traders and Dealers in Vellum and Parchment, having on the ſaid four and twentieth Day of *June* one thouſand ſeven hundred and eleven, in his, her or their Cuſtody or Poſſeſſion, or in the Cuſtody or Poſſeſſion of any other Perſon or Perſons, for his, her or their Uſe, Benefit or Account, any Stock or Quantity of ſuch Hides or Skins, or Pieces of Hides or Skins, tanned, tawed or dreſſed, (not made into Wares) or any Stock or Quantity of Vellum or Parchment, within the Realm of *Great Britain* being for Sale, ſhall yield and pay to her Majeſty for the ſame, ſo much Money as one half Part of the Rates or Duties by this Act impoſed on the like reſpective Commodities to be tanned, tawed, dreſſed or made in *Great Britain*, or to be imported into the ſame after the Commencement of this Act, ſhall amount unto; the ſaid half Part for the ſaid Stocks to be paid within three Months after the ſaid four and twentieth Day of *June* one thouſand ſeven hundred and eleven.

Stock in Hand, on 24 June 1711, to pay one half Part of the Duty.

XXX. And to the end the ſaid Stocks may be known and diſcovered, and the ſaid Rates for the ſame may be aſcertained and anſwered; Be it further enacted by the Authority aforeſaid, That all and every the ſaid Tanners, and others before mentioned, ſhall deliver or cauſe to be delivered, on or before the twentieth Day of *July* one thouſand ſeven hundred and eleven, to the proper Officer to be appointed in this Behalf, a particular in Writing, ſigned by themſelves or their Appointments, of their ſeveral Stocks beforementioned, deſcribing the whole Quantities of each Kind as follows; that is to ſay, By the Weight and Tale of ſuch of the ſaid Commodities as are to be charged with the ſaid Duty by Weight, and by the Tale of ſuch of the ſaid Commodities as are to be charged with the ſaid Duties by Tale only, and by the Quantities and Values of ſuch of the ſaid Commodities in the ſaid Stock, as are by this Act to pay Duty *ad Valorem*, and ſhall verify the ſaid particular upon Oath, to the beſt of his Knowledge and Judgment; which Oath ſhall and may be adminiſtred by any Juſtice of the Peace, or by the Collector or Surveyor for the ſaid Duties: And the ſaid Officers to be appointed to this Purpoſe, are hereby authorized and impowered to enter into any Shops, Warehouſes or other Places whatſoever, where any ſuch Stock ſhall be or remain, there to view the ſame, and to take an Account thereof: And all and every the ſaid Perſon or Perſons chargeable as aforeſaid, for their reſpective Stocks, ſhall be obliged, by Force and Virtue of this Act, if thereunto required, to permit and ſuffer the proper Officer to make ſuch Entrance and View as aforeſaid; and if any ſuch Perſon or Perſons ſhall refuſe to permit or ſuffer ſuch Officer to enter into their Shops, Warehouſes or other Places, (if thereunto required) there to view the ſaid Stock as aforeſaid, or any Part thereof, then every ſuch Perſon, for ſuch Refuſal, ſhall forfeit the Sum of fifty Pounds; one Moiety thereof to the Queen, and the other Moiety to him or them who will inform or ſue for the ſame.

Tanners, &c. by 29 July 1711, to deliver to the Officer a particular of their Stock.

Officers may enter into Shops, &c. to view Stock.

Refuſal to permit them, forfeits 50 l.

XXXI. And it is hereby enacted, That the Collector, upon the Receipt of any ſuch Duties for Stock ſhall give a Receipt for the ſame *gratis*; and in caſe ſuch Duties for Stock ſhall not be paid on or before the four and twentieth Day of *September* one thouſand ſeven hundred and eleven, or if before that Time the ſame be not ſecured to be paid on or before the four and twentieth Day of *December* one thouſand ſeven hundred and eleven, (which Security the proper Officers are hereby impowered to take by Bond in her Majeſty's Name, and to her Uſe) then ſuch Officer or Officers ſhall and may, by Virtue of this Act, levy ſuch Duties for the ſaid Stock that ſhall not be paid or ſecured, by Diſtreſs of the Good and Chattels of the Perſon or Perſons, Bodies Politick or Corporate, liable thereunto, and for Non-payment may ſell ſuch Diſtreſs within ten Days, rendring the Overplus (if any be) to the Owner, after Satisfaction of the Duty and Charges of the ſaid Diſtreſs.

Collector to give a Receipt gratis.

Stock not paid for by 24 Sept. 1711. or ſecured, to be levied by Diſtreſs and Sale.

XXXII. Provided always, That if any ſuch Perſon or Perſons chargeable for ſuch Stock, ſhall pay or cauſe to be paid, his or their Duties for the ſame, within the ſaid Space of three Months, he, ſhe or they ſhall be allowed for ſuch prompt Payment, after the Rate of ten Pounds *per Centum per Annum* for every Sum ſo advanced.

Diſcount for prompt Payment.

XXXIII. And be it enacted by the Authority aforeſaid, That in caſe any of the ſaid Tanners, Tawers, Dreſſers, Curriers, Sellers, Shoe-makers, Coach-makers, Collar-makers, Bridle-cutters, Merchants, Trunk-makers, Bottle-makers, and other Dealers in Hides or Skins, tanned, tawed or dreſſed, or any of the ſaid Makers of Vellum and Parchment, Commiſſioners, Officers, Stationers, Book-binders, and other Traders or Dealers in Vellum and Parchment, having on the ſaid four and twentieth Day of *June* one thouſand ſeven hundred and eleven, in his, her or their Cuſtody or Poſſeſſion, or in the Cuſtody or Poſſeſſion of any other Perſon or Perſons for his, her or their Uſe, Benefit or Account, any ſuch Stock as aforeſaid, ſhall neglect to give a Particular of the ſame in ſuch Manner and Form as aforeſaid, on or before the twentieth Day of *July* one thouſand ſeven hundred and eleven, or ſhall wittingly or willingly omit or leave out of the ſame any Part of his, her or their ſaid Stock, to the Intent to defraud her Majeſty, or ſhall fraudulently remove, carry away or conceal his, her or their ſaid Stock, or any Part thereof, before her Majeſty's Duties thereupon ſhall be paid or ſecured as aforeſaid; then and in every ſuch Caſe, he, ſhe or they ſo offending, for every ſuch Offence ſhall forfeit the Sum of fifty Pounds, to wit, one Moiety thereof to the Queen, and the other Moiety to him or them who will inform or ſue for the ſame; and in all and every ſuch Caſe and Caſes, the Stock or Quantity of Hides or Skins, and Pieces of Hides and Skins, Vellum and Parchment, for which no ſuch Particular ſhall have been given, or which ſhall be fradulently omitted out of the ſame, or which ſhall be ſo concealed or carried away before her Majeſty's Duties ſhall be

Perſons not giving a juſt Particular of their Stock, to forfeit 50 l. and their concealed Stock.

be paid or ſecured, ſhall be forfeited, and ſhall and may be ſeized by any of her Majeſty's Officers as aforeſaid, for her Majeſty's Uſe.

After Duty for Stock is paid, Hide, &c. to be marked.

XXXIV. And it is hereby further enacted by the Authority aforeſaid, That from and after the Duties of the ſaid Stock of any Hides or Skins, or Pieces of Hides or Skins, Vellum and Parchment, ſhall be paid or ſecured as aforeſaid, the Officer or Officers for the ſaid Duties ſhall cauſe every ſuch Hide or Skin, and every Piece of a Hide or Skin, and all Vellum and Parchment, whereof the Duty ſhall be ſo paid or ſecured as aforeſaid, to be marked with ſuch diſtinct Mark as this Act directs to be provided and uſed to denote the paying or ſecuring ſuch Duty as aforeſaid.

No Fee for Entries, &c.

XXXV. Provided always, and be it further enacted by the Authority aforeſaid, That no Fee or Reward ſhall be had or taken by any of the ſaid Officers, from any of the ſaid Tanners, Tawers, Curriers, Dreſſers, Buyers or Sellers of Hides or Skins or others, for any Entries, Accounts, Permiſſions, Certificates, Marks or Receipts before in this Act mentioned, or any of them, under the Penalty of five Pounds to be forfeited to the Party grieved for every ſuch Offence.

Two Juſtices may hear and determine.

1 Jac. 1. c. 22.

XXXVI. And be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for any two or more of the Juſtices of the Peace for the Time being, reſiding near to the Place where any Forfeiture upon this Act ſhall be incurred, or any Offence againſt this Act ſhall be committed, in any wiſe relating to the ſaid Hides or Skins, or Pieces of Hides or Skins, Vellum or Parchment, chargeable by this Act, or any the Duties thereupon, or the Powers and Authorities hereby granted, or where any Offence ſhall be committed againſt the ſaid recited Act of the firſt Year of the Reign of King James the Firſt, to hear and determine the ſame: Which ſaid Juſtices of the Peace, are hereby authorized and required, upon any Information exhibited, or Complaint made in that Behalf, within three Months after any Seizure made, or ſuch Offence committed, to ſummon the Party accuſed, and alſo the Witneſſes on either Side, and upon the Appearance or Contempt of the Party accuſed, in not appearing, (upon Proof of Notice given) to proceed to the Examination of the Witneſs or Witneſſes upon Oath, (which Oath they are hereby impowered to adminiſter) and to give Judgment or Sentence accordingly; and where the Party accuſed ſhall be convicted of the Offence alledged againſt him, to award and iſſue Warrants under their Hands for the levying any Pecuniary Penalty or Penalties ſo adjudged, on the Goods of the Offender, and to cauſe Sale to be made thereof, in caſe they ſhall not be redeemed within ſix Days, rendring the Party the Overplus (if any): And if either Party ſhall find himſelf aggrieved, or remain unſatisfied in the Judgment of the ſaid Juſtices, then he or they ſhall or may, by Virtue of this Act, complain or appeal to the Juſtices of the Peace at the next General Quarter-Seſſions for that County, Riding or Place, who are hereby impowered to ſummon and examine Witneſſes upon Oath, and finally to hear and determine the ſame, and in caſe of Conviction, to iſſue Warrants for levying the Penalties as aforeſaid.

Appeal to Quarter-Seſſions final.

Juſtices may mitigate Penalties.

XXXVII. Provided nevertheleſs, That it ſhall and may be lawful to and for the ſaid reſpective Juſtices, where they ſhall ſee cauſe, to mitigate or leſſen any ſuch Penalties, in ſuch Manner as they in their Diſcretion ſhall think fit, the reaſonable Coſt and Charges in the Officers, as well in making the Diſcovery as in the Proſecution of the ſame, being always allowed over and above ſuch Mitigation, and ſo as ſuch Mitigation do not reduce the Penalties to leſs than one fourth Part thereof, over and above the ſaid Coſts and Charges; any Thing contained in this Act to the contrary notwithſtanding.

Commiſſioners to have the ſame Power as the Commiſſioners of Excile.

XXXVIII. Provided always, and it is hereby enacted, That ſuch Commiſſioners or Perſons as ſhall be appointed in Purſuance of this Act to be the Commiſſioners for the ſaid Duties upon Hides and Skins, tanned, tawed or dreſſed in *Great Britain*, ſhall and may have and exerciſe the ſame Juriſdiction, Power, and Authority, and ſhall and may adjudge, determine, mitigate, and order in all Caſes and Matters relating to the ſaid Duties on Hides and Skins, and Pieces thereof, tanned, tawed or dreſſed in *Great Britain*, and to the ſaid Duties on Vellum and Parchment, made in *Great Britain*, as the Commiſſioners of Exciſe upon Beer, Ale and other Liquors, may or lawfully can exerciſe, adjudge, determine, mitigate or order, in the like Caſes and Matters relating to the ſaid Duties of Exciſe, by any Law or Statute now in Force.

Matters in this Section further provided for by 10 Annæ, c. 26. §. 5 & 6.

XXXIX. And to the End that all and every Perſon and Perſons, who ſhall export any Hides or Calve-ſkins, tanned, tawed or dreſſed, which ſhall have been duly marked with ſuch Mark or Stamp as aforeſaid, denoting the charging of the Duty payable by this Act for the ſame as oforeſaid, (any Hides or Calve-ſkins, being Part of the ſaid Stock in Hand always excepted) and that all and every Perſon and Perſons, who ſhall export any Boots, Shoes, Gloves or other Manufactures, made of any Kind of Leather chargeable by this Act to pay a Duty by Weight, may reſpectively upon the Exportation of ſuch Hides or Calve-ſkins or any ſuch made Wares as are laſt mentioned, receive ſuch reſpective Allowances as are herein after expreſſed; Be it further enacted by the Authority aforeſaid, That upon the ſhipping of any ſuch Hides or Calve-ſkins, (except before excepted) or any of the made Wares laſt mentioned, for Exportation into foreign Parts, and upon ſufficient Security to be firſt given to the Cuſtomer or Collector of the Cuſtoms of the Port from whence ſuch Exportation ſhall be made, (which Security they have hereby Power to take in the Name and to the Uſe of her Majeſty, her Heirs and Succeſſors) that ſuch Hides, Calve-ſkins and ſuch made Wares laſt before mentioned, ſo ſhipped or any Part thereof, ſhall not be relanded or brought on Shore again, in any Port or Part of *Great Britain*, the ſaid Cuſtomer or Collector ſhall give to the Exporter thereof a Certificate or Debenture in Writing of the Kinds and Quantities and Weight of the Hides, Calve-ſkins, and ſuch made Wares ſo exported, for which Security ſhall have been given as aforeſaid.

On Exportation of Hides or Calve-ſkins, or Leather Manufactures, on Security, &c. Cuſtomer, &c. to give the Exporter a Certificate of the Kinds, Quantities and Weight.

For the Drawback on tanned Leather exported, ſee 12 Annæ, Stat. 2. c. 9. §. 64.

XL. And

XL. And it is hereby enacted, That upon producing ſuch Certificate or Debenture for any Quantity of ſuch Hides or Calve-ſkins ſo exported, to the Collector of the ſaid Duties at the Port where the ſaid Hides or Calve-ſkins ſhall be exported, in every ſuch Caſe the ſame Collector ſhall forthwith, out of the Monies in his Hands for her Majeſty's Uſe of the ſame Duties, and in Default thereof, then the Commiſſioners for the ſame Duties ſhall repay or cauſe to be repaid to the Perſon or Perſons who ſhall produce ſuch Certificate or Debenture from the ſaid Cuſtomer or Collector of the Port aforeſaid, two thirds of the Duties which were before charged for the ſaid Hides or Calve-ſkins ſo exported or ſhipped to be exported as aforeſaid, (ſuch Hides and Calve-ſkins as ſhall have been charged as Stock in Hand as aforeſaid, always excepted). On producing ſuch Certificate, Collector, &c. to repay two thirds of the Duties.

XLI. And it is hereby further enacted, That upon producing a Certificate or Debenture of the ſaid Cuſtomer or Collector of ſuch Port as aforeſaid, of any Quantity of ſuch Boots, Shoes, Gloves or ſuch other Manufactures as are before deſcribed or mentioned, which ſhall be ſo ſhipped to be exported for foreign Parts, to the Commiſſioners who ſhall be appointed for the Management of the ſaid Duties upon Leather, or to the Collector of the ſame Duties at the ſaid Port of Exportation; in every ſuch Caſe the ſaid Commiſſioners or ſuch Collector, ſhall out of the Monies which ſhall be in his or their Hands of the ſaid Duties by this Act granted pay to the Perſon or Perſons who ſhall bring ſuch Certificate or Debenture of the ſaid Cuſtomer or Collector of the Port, an Allowance after the Rate of two thirds of the Duty which by this Act was chargeable by Weight upon the Leather of which ſuch Boots, Shoes, Gloves or other Manufactures ſhall have been made, although the Mark or Stamp to denote the charging or Payment of the Duty cannot or do not appear upon ſuch made Wares reſpectively; any Thing herein contained to the contrary notwithſtanding. Such Repayment to be made, though the Mark to denote the charging of the Duty, do not appear on ſuch made Wares.

XLII. And it is hereby further enacted, That if any Hides, Calve-ſkins, Boots, Shoes, Gloves or other Manufactures of Leather, ſhipped to be exported as aforeſaid, ſhall be relanded or put on Shore again within *Great Britain*, the ſame and treble the Value thereof ſhall be forfeited, to wit, one Moiety thereof to the Queen's Majeſty, and the other Moiety to ſuch Perſon or Perſons who will ſeize, inform or ſue for the ſame. Such Goods relanded, forfeited and treble the Value.

XLIII. Provided always, That no Wares made of Hides or Skins ſhall be entitled, by this Act, to any Drawback as made Wares, in reſpect only of their being curried or dreſſed by the Currier; any Thing in this or any former Act contained to the contrary notwithſtanding. Goods curried only, not entitled to a Drawback.

XLIV. And be it further enacted by the Authority aforeſaid, That the reſpective Commiſſioners of her Majeſty's Cuſtoms in *Great Britain*, ſhall on or before the four and twentieth Day of *June* one thouſand ſeven hundred and eleven, provide ſuch and ſo many Marks or Stamps of the ſame Kind, with which all the Hides and Skins, and Pieces of Hides and Skins imported as aforeſaid, during the Continuance of this Act, ſhall be markt or ſtampt, upon Payment of the Duties thereof as aforeſaid; and ſhall cauſe the ſaid Marks or Stamps to be diſtributed amongſt the reſpective Officers of the Cuſtoms for that Purpoſe; and that the reſpective Commiſſioners to be appointed for managing the ſaid Duties upon Hides and Skins tanned, tawed or dreſſed in *Great Britain*, and the ſaid Duties upon Vellum and Parchment made in *Great Britain*, ſhall on or before the ſaid four and twentieth Day of *June* one thouſand ſeven hundred and eleven provide ſuch and ſo many Marks or Stamps of one and the ſame Kind, (but differing from the Marks or Stamps laſt before mentioned) with which all the Hides and Skins, and Pieces of Hides and Skins tanned, tawed or dreſſed in *Great Britain*, and all the Vellum and Parchment made in *Great Britain*, during the Continuance of this Act, upon the charging of the ſaid reſpective Duties for the ſame, ſhall be ſtamped and marked; and alſo ſo many Stamps and Marks of one other Kind, with which all the Stock of Hides and Skins, and Pieces of Hides and Skins, and all Vellum and Parchment in *Great Britain*, on the ſaid four and twentieth Day of *June*, upon Payment or ſecuring the ſaid Duties as aforeſaid, ſhall be ſtamped and marked; and ſhall cauſe the ſaid reſpective Marks or Stamps to be diſtributed to the reſpective Officers for the ſeveral Purpoſes before mentioned; which Officers are hereby enjoined and required in uſing the ſame, to do no Hurt or Damage, or the leaſt Damage that may be, to the Hide or Skin, or the Piece of an Hide or Skin, or to the Vellum or Parchment to be ſo marked; and the ſaid reſpective Commiſſioners, in providing the ſaid reſpective Marks or Stamps, ſhall take Care that they be ſo contrived, that the Impreſſion thereof may be durable, and ſo as the ſame may be leaſt liable to be forged or counterfeited; and that the ſaid Marks and Stamps or any of them, ſhall or may be altered or renewed, from Time to Time, as her Majeſty, her Heirs or Succeſſors ſhall think fit; and if any Perſon or Perſons whatſoever, ſhall at any Time or Times hereafter counterfeit or forge any Stamp or Mark, to reſemble any Stamp or Mark which ſhall be provided or made in purſuance of this Act, or ſhall counterfeit or reſemble the Impreſſion of the ſame upon any Hide or Skin, or Piece of any Hide or Skin, or any Vullum or Parchment, thereby to defraud her Majeſty, her Heirs or Succeſſors, of any of the ſaid Duties hereby granted, or ſhall utter, vend or ſell any Hide or Skin, or Piece of any Hide or Skin, Vellum or Parchment, with ſuch counterfeit Mark or Impreſſion thereupon, knowing ſuch Mark or Impreſſion to be counterfeited, then every ſuch Perſon ſo offending, being thereof convicted in due Form of Law, ſhall be adjudged a Felon, and ſhall ſuffer Death as in Caſes of Felony, without Benefit of Clergy. Commiſſioners of Cuſtoms to provide Stamps for Hides, &c. imported. Commiſſioners of this Duty to provide Stamps for Hides, &c. tanned, &c. in Great Britain. and Stamps to mark Stock in Hand. Officers not to damage the Hides, &c. in marking. Stamps to be durable, &c. Forging Stamps, &c. Felony. *Concerning Stamps, ſee farther 9 Ann. c. 23. 10 Ann. c. 19 & 26. 12 Ann. ſtat. 1. c. 2. 12 Ann. ſtat. 2. c. 9.*

5 Geo. 1. c. 19. ſ. 48. 6 Geo. 1. c. 21. 11 Geo. 1. c. 8. 12 Geo. 1. c. 33. 9 Geo. 2. c. 32. 16 Geo. 2. c. 26. 29 Geo. 2. c. 12 & 13. 30 Geo. 2. c. 19. 32 Geo. 2. c. 35.

XLV. And it is hereby provided and enacted by the Authority aforeſaid, That every Perſon who ſhall be appointed a Commiſſioner for the Duties laſt mentioned, and every ſubordinate Officer under the ſaid Commiſſioners, who ſhall receive any Salary or Allowance in reſpect of his Office, ſhall, before his acting in his reſpective Truſt, take an Oath for his due and faithful Execution of the ſame, according to this Act; which Oath ſhall and may be adminiſtred to any ſuch Commiſſioner by any other Perſon who ſhall be appointed Commiſſioners and ſubordinate Officers to be ſworn.

pointed a Commiſſioner as aforeſaid, and to the ſaid Officers reſpectively by any one of the ſaid Commiſſioners, or by one Juſtice of the Peace, who ſhall give to the Officer a Certificate thereof *gratis*.

Pates and Tails, to pay 15*l.* per Centum ad Valorem, and not to be marked.

XLVI. Provided alſo, and it is hereby enacted and declared by the Authority aforeſaid, That ſuch ſmall Pieces as have been commonly called Pates and Tails, and are tanned after they are cut off from the Hides, ſhall not be charged with the ſaid Duty to be paid by Weight, but ſhall be chargeable with the ſaid Duty of fifteen Pounds *per Centum ad Valorem*, to be paid before they be removed from the Place of drying or keeping the ſame; and that the Collector, upon receiving the ſaid Duty *ad Valorem*, for ſuch Pates and Tails, ſhall give an Acquittance expreſſing the Number thereof, without marking them or any of them; any Thing herein contained to the contrary notwithſtanding.

No Information to be brought to Weſtminſter in Caſes cogniſable by Juſtices, &c.

XLVII. Provided, and it is hereby declared and enacted by the Authority aforeſaid, That no Bill, Plaint or Information ſhall be brought or ſued forth in any of her Majeſty's Courts of Record at *Weſtminſter*, for any Offence againſt this Statute, touching or concerning the Duties hereby granted, for or upon any Hides or Skins, or Pieces of Hides or Skins, Vellum or Parchment, tanned, tawed, dreſſed, or made in *Great Britain*, in Caſes where ſuch Offences are by this Act cognizable by Juſtices of the Peace; nor ſhall any *Certiorari* be brought or allowed to remove any the Proceedings of the Juſtices of the Peace relating to the ſame Offences, or any Forfeitures or Penalties for the ſame, but that the Determination of the Juſtices of the Peace in the County where ſuch Offence or Offences ſhall be committed, ſhall, in Manner and Form aforeſaid, be final, to all Intents and Purpoſes whatſoever; any thing herein contained to the contrary thereof notwithſtanding.

Commiſſioners and Officers liable to the Act 9 W. 3.

XLVIII. And to the End all the Rates and Duties by this Act granted for and upon ſuch Hides and Skins, and Pieces of Hides and Skins, made Wares, Vellum and Parchment, as are above-mentioned, may be duly and certainly raiſed, and the ſame (except the neceſſary Charges of raiſing and managing the ſaid Duties, and otherwiſe in Execution of this Act) may be juſtly and duly brought into the ſaid Receipt of Exchequer, according to the true Meaning hereof; it is hereby further enacted by the Authority aforeſaid, That, from time to time, during the Continuance of this Act, there ſhall be appointed ſuch and ſo many Commiſſioners and Officers as ſhall be proper and neceſſary for managing, raiſing, collecting, and paying the ſaid Rates and Duties upon Hides and Skins, and Pieces of Hides and Skins, Vellum and Parchment, chargeable by this Act, and for keeping and rendring the Accounts of the ſame; and that the reſpective Commiſſioners and Officers concerned therein ſhall perform their ſeveral Duties, in relation to the Premiſſes, as to them reſpectively ſhall appertain, under ſuch and the like Penalties, Forfeitures and Diſabilities, for any Offence or Neglect therein, or for detaining, diverting or miſapplying any Part of the Monies ariſing by the ſaid Rates and Duties, as are preſcribed, and to be inflicted, by Virtue of an Act of Parliament made and paſſed in the ninth Year of the Reign of his late Majeſty King WILLIAM the Third, intituled, *An Act for raiſing a Sum not exceeding two Millions, upon a Fund for Payment of Annuities, after the Rate of eight Pounds* per Centum per Annum, *and for ſettling the Trade to the* Eaſt Indies, for the like Offence or Neglect, relating to the Duties thereby granted or referred unto, or for detaining, diverting or miſapplying any Part of the Monies which were granted or appropriated by the Act laſt-mentioned.

9 W. 3. c. 44.

Commiſſioners, Officers, &c. not to intermeddle with Elections.

XLIX. And be it further enacted by the Authority aforeſaid, That no Commiſſioner, Officer, or other Perſon, concerned or employed in the charging, collecting, receiving, or managing any of the Duties granted by this Act, ſhall by Word, Meſſage or Writing, or in any other Manner, endeavour to perſuade any Elector to give, or diſſwade any Elector from giving his Vote for his Choice of any Perſon to be a Knight of the Shire, Commiſſioner, Citizen, Burgeſs or Baron, for any County, City, Borough or Cinque Port; and every Officer or other Perſon offending therein ſhall forfeit the Sum of one hundred Pounds; one Moiety thereof to the Informer, the other Moiety thereof to the Uſe of the Poor of the Pariſh or Place where ſuch Offence ſhall be committed, to be recovered by any Perſon that ſhall ſue for the ſame, by Action of Debt, Bill, Plaint or Information, in any of her Majeſty's Courts of Record at *Weſtminſter*, or in the Court of *Exchequer* in that Part of *Great Britain* called *Scotland*, in which no Eſſoin, Protection, Privilege or Wager of Law, or more than one Imparlance ſhall be allowed; and every Perſon convict on any ſuch Suit ſhall thereby become diſabled and incapable of ever bearing or executing any Office or Place of Truſt whatſoever under her Majeſty, her Heirs or Succeſſors.

' Made perpetual, 3 Geo. 1. c. 7. *See farther* 12 *Ann. ſt.* 2. *c.* 9. 5 *Geo.* 1. *c.* 2. 12 *Geo.* 2. *c.* 25.

CAP. XII.

An Act for laying a Duty upon Hops.

For the Appropriation of the Surplus ariſing from this Act, ſee 9 Annæ, c. 23. §. 85. ' Made perpetual, 1 Geo. 1. ſtat. 2. c. 12.'

From 1 June 1711. for four Years, Hops imported to pay 3*d* per Pound weight.

MOST gracious Sovereign; We your Majeſty's moſt dutiful and loyal Subjects, the Commons of *Great Britain* in Parliament aſſembled, for the better enabling your Majeſty to ſupport the publick Credit, and for other your Majeſty's moſt neceſſary Occaſions, have chearfully and unanimouſly given and granted, and do by this Act give and grant to your Majeſty, ſuch ſeveral and reſpective Duties, for and upon all Hops to be imported into *Great Britain*, and for and upon all Hops growing or to grow within the ſame, as are herein after mentioned, for and during the Term herein after expreſſed; and do moſt humbly beſeech your Majeſty, that it may be enacted; and be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by Authority of the ſame, That there ſhall be raiſed, levied, collected and paid, unto and for the Uſe of her Majeſty, her Heirs and Succeſſors, for and upon all Hops which, at any Time or Times within or during the Term of four Years, to be reckoned from the firſt Day of *June* one thouſand ſeven hundred and eleven, ſhall be imported or brought into the Kingdom of *Great Britain* (over and above all other Cuſtoms, Subſidies, and Duties impoſed upon or payable for

for the ſame) the Sum of three Pence for every Pound Weight *Averdupois*, and after that Rate for a greater or leſſer Quantity; the ſaid Duty for and upon all imported Hops to be paid down in ready Money by the Importers thereof before the landing of the ſame reſpectively; and for and upon all Hops growing or to grow in *Great Britain*, which at any Time or Times within or during the ſaid Term of four Years ſhall be cured and made fit for Uſe, the Sum of one Penny for every Pound Weight *Averdupois*, and after that Rate for a greater or leſſer Quantity; the ſaid Duty for and upon the ſaid Hops of the Growth of *Great Britain*, to be paid by the reſpective Owners or Poſſeſſors thereof, from time to time, within ſix Months after ſuch Hops reſpectively ſhall be cured, and ſhall or ought to be put into Bags, as is herein after mentioned and required.

British Hops 1 d. per Pound Weight.

II. And be it enacted by the Authority aforeſaid, That in caſe any of the ſaid imported Hops ſhall be landed or put on Shore out of any Ship or Veſſel, before due Entry be made thereof at the Cuſtom-houſe, in the Port or Place where the ſame ſhall be imported, and before the ſaid Duties by this Act charged or chargeable thereupon, ſhall be duly paid, or without a Warrant for the landing or delivering the ſame, firſt ſigned by the Commiſſioners, Collectors, or other proper Officer or Officers of the Cuſtoms reſpectively, that all ſuch imported Hops, of what Kind ſoever as ſhall be ſo landed and put on Shore, or taken out of any Ship or Veſſel, contrary to the true Meaning hereof, or the Value of the ſame, ſhall be forfeited, and ſhall and may be ſeized or recovered of the Importer or Proprietor thereof, to wit; one Moiety of the ſame to the Uſe of her Majeſty, her Heirs and Succeſſors, and the other Moiety to the Uſe of ſuch Perſon or Perſons as will ſeize, inform, or ſue for the Hops ſo imported and forfeited, or the Value thereof, in any of her Majeſty's Courts of Record at *Weſtminſter*, or in her Majeſty's Court of *Exchequer* in *Scotland*, by Action, Bill, Suit or Information, wherein no Eſſoin, Protection, or Wager of Law ſhall be allowed.

Imported Hops landed before Entry, &c. forfeited, or the Value.

III. And be it further enacted by the Authority aforeſaid, That the ſaid Duties upon imported Hops by this Act granted, during the Continuance thereof, ſhall be aſcertained, ſecured, raiſed, uplifted, levied, recovered, and anſwered, for the Uſes and Purpoſes in this Act expreſſed, by ſuch Rules, Ways, Means and Methods, and under ſuch Penalties and Forfeitures, and in ſuch Manner and Form, as the preſent Duties upon Hops imported, or any of them, are by any Law or Statute now in force to be aſcertained, ſecured, raiſed, uplifted, levied, recovered, or anſwered, during the Continuance thereof reſpectively.

How theſe Duties ſhall be levied.

IV. And be it enacted and declared by the Authority aforeſaid, That ſuch of the Duties impoſed by this Act upon imported Hops, as ſhall ariſe in *England*, *Wales*, and the Town of *Berwick* upon *Tweed*, ſhall be under the Management of the Commiſſioners and Officers of the Cuſtoms in *England* for the time being; and ſuch of the Duties impoſed by this Act upon imported Hops as ſhall ariſe in *Scotland*, ſhall be under the Management of the Commiſſioners and Officers of the Cuſtoms in *Scotland* for the Time being; and that the reſpective Receivers General of the Cuſtoms in *England* and *Scotland* for the Time being, ſhall, from time to time, pay or cauſe to be paid all the Monies that they reſpectively ſhall receive of the ſaid Duties for imported Hops (the neceſſary Charges of raiſing and accounting for the ſame excepted) into the Receipt of her Majeſty's Exchequer in *England*, diſtinctly and apart from all other Branches of the publick Revenues, for the Purpoſes in this Act expreſſed, and under the like Penalties, Forfeitures, and Diſabilities, as are to be inflicted by this Act, for diverting or miſapplying any Monies by this Act appropriated or appointed for the Purpoſes herein after mentioned.

Hops imported to be under the Management of the Commiſſioners of Cuſtoms:

V. And for the better aſcertaining, charging, collecting, levying, raiſing, uplifting, and ſecuring the ſeveral Rates and Duties by this Act ſet and impoſed upon all Sorts of Hops of the Growth of *Great Britain*, which ſhall be cured, and which ſhall or ought to be bagged within or during the Term aforeſaid, according to the true Meaning of this Act, and for preventing of Frauds concerning the ſame; Be it further enacted by the Authority aforeſaid, That ſuch of the ſame Rates and Duties by this Act granted, as are or ſhall be chargeable upon ſuch Hops of the Growth of *England*, *Wales*, or the Town of *Berwick* upon *Tweed*, ſhall be under the Management of the Commiſſioners and Officers of Exciſe in *England* for the Time being; and ſuch of the Duties as are impoſed by this Act on Hops of the Growth of *Scotland*, ſhall be under the Management of the Commiſſioners and Officers of Exciſe in *Scotland* for the Time being; and that all the Monies ariſing by the ſaid Duties on Hops of the Growth of *Great Britain* (the neceſſary Charges of raiſing and accounting for the ſame excepted) ſhall be paid into the Receipt of her Majeſty's Exchequer in *England*, diſtinctly and apart from all other Branches of the publick Revenues, for the Purpoſes in this Act expreſſed, and under the like Penalties, Forfeitures, and Diſabilities as are to be inflicted by this Act, for diverting or miſapplying any the Monies by this Act appropriated or appointed, as is herein after mentioned.

British Hops to be under the Commiſſioners of Exciſe.

VI. And it is hereby enacted by the Authority aforeſaid, That all and every Perſon and Perſons whatſoever, who, on or before the firſt Day of *Auguſt* in the Year of our Lord one thouſand ſeven hundred and eleven, ſhall have any Hops planted or growing within or upon any Ground whatſoever in *Great Britain*, for Sale or not for Sale, ſhall, on or before the ſame firſt Day of *Auguſt* one thouſand ſeven hundred and eleven, give or ſend Notice in Writing under his, her or their Hands, at the Office of Exciſe next to the Place, or to the Officer for the ſaid Duties of the Diſtrict, where ſuch Hops are or ſhall be planted or growing, of all the Hop Grounds then in his, her or their Poſſeſſion, and of the Name or Names of the Pariſh, Townſhip, or Place, Pariſhes, Townſhips, or Places, wherein the ſame do lie, and the Name or Names of the Owners, Tenants, or Occupiers thereof reſpectively; and that from and after the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and eleven, during the Continuance of the ſaid Duties upon Hops, all and every Perſon and Perſons whatſoever, who ſhall plant or cauſe to be planted, or ſhall have growing any Hops upon any Ground whatſoever in *Great Britain*, for Sale or not for Sale, ſhall yearly, on or before the firſt Day of *Auguſt* in every Year, give or ſend like Notice of all

Planters to give Notice to the proper Officer by 1 Aug. 1711. of their Hop-grounds, &c.

and afterwards yearly,

the Hop Grounds wherein any Hops ſhall be growing in every ſuch Year; and if any Perſon or Perſons, who ſhall plant, or cauſe to be planted or grow, any Hops within or upon any Ground whatſoever in *Great Britain*, ſhall neglect to give or ſend ſuch Notice in Writing, of his, her or their Hop Grounds as aforeſaid, within ſuch Time as is before-mentioned, contrary to the true Meaning of this Act; then and in every ſuch Caſe, the Offender therein, for every ſuch Offence, ſhall forfeit and loſe the Sum of forty Shillings, for every Acre, by Eſtimation, of ſuch Ground, and after that Rate for a greater or leſſer Quantity.

On Forfeiture of 40s. an Acre.

VII. Provided always, That the Perſon or Perſons who are to give ſuch Notice as aforeſaid, ſhall not be obliged, for the doing thereof, to go or ſend farther than the next Market Town to the Place where the ſaid Hops ſhall be planted or growing; and the Officer who ſhall receive the ſaid Notice ſhall, within five Days after ſuch Notice ſhall be given or ſent to him, from time to time, enter the ſame in a Book to be kept at the ſaid next Office for that Purpoſe, upon Pain of forfeiting, for every Neglect therein, the Sum of forty Shillings to the Party whoſe Notice ſhall not be ſo entred.

Notice to be given at the next Market Town, and Officer to enter it in five Days, on Penalty of 40s.

VIII. And be it further enacted by the Authority aforeſaid, That no Perſon or Perſons whatſoever, ſhall at any Time or Times, from and after the firſt Day of *Auguſt* one thouſand ſeven hundred and eleven, during the Continuance of the ſaid Duties upon Hops, make uſe of any Ouſt, Store-houſe, or other Place, or of any Kiln, for curing or keeping of Hops, chargeable with any the Duties aforeſaid, unleſs Notice of ſuch Ouſt, Store-houſe, Place, or Kiln ſhall have been before given, or ſent in Writing as aforeſaid, upon Pain of forfeiting the Sum of fifty Pounds for every Offence.

No Ouſt, Store-houſe, &c. to be uſed without Notice, on Penalty of 50l.

IX. And it is hereby further enacted by the Authority aforeſaid, That all ſuch Hops as in any Year, during the Continuance of this Act, ſhall grow in *Great Britain* as aforeſaid, ſhall by the reſpective Owners or Planters thereof, within ſix Weeks after the gathering or picking of the ſame, be brought to be cured and bagged at ſuch Ouſts, or other Places to be notified as aforeſaid, and none other; upon Pain of forfeiting the Sum of five Shillings for every Pound Weight of the ſaid Hops, which ſhall not be ſo brought, cured and bagged, as aforeſaid.

Hops in ſix Weeks after gathering to be brought to ſuch Ouſt, &c. on Pain of 5s. per Pound.

X. And be it further enacted by the Authority aforeſaid, That the reſpective Planters or Owners of the ſaid Hops to grow in *Great Britain*, or their Agents, before the bagging of the ſame, ſhall give or ſend Notice in Writing under his or their Hands to the next Office of Exciſe, or to the proper Officer for the ſaid Duty, of the preciſe Day or Time on which he, ſhe or they ſhall bag his, her or their Hops: Which Notice, as to ſuch Hops as ſhall be bagged within the firſt Week after the Planter or Owner firſt begins to bag his Hops, ſhall be given or left at leaſt four and twenty Hours before every Day's bagging of the ſame; and as to the Remainder of his Hops for that Year ſhall be given or left at leaſt eight and forty Hours before every Day's bagging of the ſaid Remainder, to the End ſome one or more of her Majeſty's ſworn Officers of Exciſe may (without his or their own wilful Neglect or Default) be preſent at the Bagging, Weighing, and Marking of the ſame, as are herein after preſcribed, under Pain of forfeiting the Sum of fifty Pounds for every Neglect or Default of any ſuch Planter or Owner, in not giving or ſending ſuch Notice as aforeſaid.

Notice to be given of bagging of Hops, &c. on Penalty of 50l.

XI. And be it further enacted by the Authority aforeſaid, That the proper Officer of Exciſe for the Diſtrict in which the ſaid Hops ſhall grow, or ſome other ſworn Officer of Exciſe, by Appointment of the Commiſſioners of that Revenue, ſhall attend and be preſent at the Bagging of every Parcel of ſuch Hops as aforeſaid, and at the Weighing of the ſame, and ſhall cauſe the true Weight of every Bag or Pocket of the ſaid Hops, great or ſmall (ſuch Tare of the Bag as is allowable by this Act only excepted) to be plainly and viſibly marked in one or more Places upon every Bag of the ſaid Hops; and ſhall then alſo cauſe an Entry of the ſaid Weight (the Tare being abated) to be made in his Book, and ſhall thereof make Return or Report in Writing to the reſpective Commiſſioners of Exciſe, or ſuch as they ſhall reſpectively appoint to receive the ſame, leaving a true Copy (if demanded) of ſuch Report in Writing under his Hand, with or for ſuch Planter or Owner reſpectively; and ſuch Return or Report of the ſaid Officer or Officers ſhall be a Charge upon the ſaid Planters or Owners reſpectively; and if the ſaid Officer or Officers ſhall refuſe or neglect to give or leave a true Copy of ſuch Report in Writing, with or for ſuch Planters or Owners reſpectively, at the Time of taking ſuch Account (upon Demand as aforeſaid) every ſuch Officer for ſuch Offence ſhall forfeit and pay the Sum of five Pounds to every ſuch Planter or Owner reſpectively.

Officer to attend the bagging and weighing, and mark the Weight on the Bag, and make Entry and Return accordingly. A Copy of the Return to be left with the Planter. Officer not leaving Return, forfeits 5l.

XII. Provided always, That every Officer, who ſhall be impowered to make ſuch Charge as aforeſaid, ſhall, in the firſt Place, be ſworn to the due and faithful Execution of his Office; and the Oath in that Behalf ſhall and may be adminiſtred by all or any of the Commiſſioners of Exciſe, or by any of her Majeſty's Juſtices of the Peace, who ſhall give to ſuch Officer a Certificate thereof.

Officer to be ſworn.

XIII. Provided always, and it is hereby declared and enacted, That an Allowance after the Rate of ten Pounds *per Centum*, ſhall be made upon the Weight of every Bag or Pocket of the Hops to be weighed as aforeſaid, great or ſmall, for the Tare of the ſame Bag; any thing herein contained to the contrary notwithſtanding.

10l. per Cent. allowed for Tare of the Bag.

XIV. And be it further enacted by the Authority aforeſaid, That all and every Perſon and Perſons whatſoever, who ſhall be the Planters or Owners of the ſaid Hops, ſhall, within ſix Months after the Time in which every Parcel of the ſaid Hops ſhall or ought to be cured, bagged and weighed, as aforeſaid, pay and clear off all the ſaid Duties of Hops of the Growth of *Great Britain*, that ſhall be due from him, her and them reſpectively; and that all and every ſuch Planters and Owners, who ſhall refuſe or neglect to make ſuch Payment as aforeſaid, ſhall forfeit and loſe to her Majeſty, for every ſuch Offence, double the Sum of the ſaid Duty, whereof the Payment ſhall be ſo refuſed or neglected, that is to ſay, two third Parts of the ſaid double Duties to the Uſe of the Queen, and the other third Part to the Uſe of the Informer or Proſecutor.

Planters to clear off in ſix Months.

XV. And

XV. And be it further enacted by the Authority aforesaid, That all and every the Officers of the said Duty, shall at all Times, by Day or by Night, and (if in the Night) then in the Presence of a Constable, or other lawful Officer of the Peace, be permitted, upon his or their Request, to enter into the Oust, Store-house, or other Place, made use of by any Person or Persons, within or during the said Term, for the Growing, Curing or Keeping of Hops, whereof such Notice shall or ought to have been given as aforesaid, in order to his viewing the same, and discovering any Frauds in Relation to her Majesty's Duties thereupon; and if any Planter or Owner of Hops shall obstruct or hinder any of the said Officers in the Execution of the Powers and Authorities given to him or them by this Act, for the ascertaining and securing the said Duties upon Hops, the Person or Persons offending therein, shall for every such Offence forfeit and lose the Sum of twenty Pounds.

Officer may enter any Oust, &c. to view, &c. on Pain of 20l.

XVI. And be it further enacted by the Authority aforesaid, That no Planter or Owner of Hops, after the said first Day of *June* one thousand seven hundred and eleven, during the Continuance of the said Duties upon Hops, shall (under Pain of forfeiting the Sum of fifty Pounds for every Offence) remove, carry or send away, or suffer to be removed, carried or sent away, from his, her or their Oust, Store-house, or other Place (whereof Notice shall or ought to be given as aforesaid) any Hops chargeable with the Duty by this Act imposed, until the same shall have been cured, bagged and weighed, and the Duties thereof shall be ascertained according to the true Meaning of this Act, unless in such Cases where the Officers of the said Duties (having due Notice first given or left as aforesaid) shall nevertheless neglect to attend the Bagging and Weighing of the same.

Hops not to be removed before the Duty is ascertained, on Pain of 50l.

XVII. And be it further enacted, That if any Planters or Owners of Hops shall fraudulently hide or conceal, or cause or procure to be hid or concealed, any Hops chargeable by this Act, to the Intent to deceive her Majesty of the just Duties by this Act granted; that then, and in every such Case, the Party so offending shall, for every such Offence, forfeit the Sum of twenty Pounds, and all the Hops so concealed and hid, to her Majesty's Use.

Fraudulently concealing forfeits 20l. &c.

'XVIII. And whereas great Numbers of poor and indigent Persons are commonly employed in the 'gathering and picking of Hops, who may clandestinely carry off, and convey such Hops from the 'Places where they gather and pick the same, and thereby defraud her Majesty of the Duties hereby 'granted, without the Privity or Consent of the Proprietor of such Hops:' For Prevention whereof, be it further enacted by the Authority aforesaid, That if any Picker or Gatherer of Hops, or any other Person or Persons, shall privately carry off, or convey any Hops from the Place of growing, or the Place where the same shall he put in Order to be cured, bagged, and weighed, with an Intent to defraud her Majesty of her said Duties, and the Owner of the said Hops; then, and in every such Case, the Person or Persons offending therein shall forfeit and lose the Sum of five Shillings for every Pound of Hops so clandestinely carried off and conveyed; and in every such Case it shall and may be lawful for the Officers of the said Duties, not only to seize the Hops so clandestinely carried off and conveyed, but also to apprehend the said Offender or Offenders, and carry him or them before one of her Majesty's Justices of the Peace of the County or Place where such Offence shall be committed; and in case the said Offence shall be proved before the said Justice of the Peace, and the Offender or Offenders shall not forthwith pay down the Penalties by this Act imposed on such Offender or Offenders, for the Offences so proved on him, her or them respectively as aforesaid, and no sufficient Distress can be found to levy the same, it shall and may be lawful for the said Justice of the Peace to commit such Offender or Offenders to the House of Correction, there to be whipt and kept to hard Labour, for any Time not exceeding one Month; and if any Person or Persons shall obstruct or hinder any Officer or Officers for the said Duties, in the Execution of his or their Offices, or the Powers given them by this Act, or shall beat or abuse the said Officers, or any of them, in the Execution of his or their Offices, such Person or Persons shall, for every such Offence, forfeit and lose the Sum of five Pounds; and in Default of Distress, whereby to levy the same, it shall and may be lawful for any of her Majesty's Justices of the Peace, upon due Proof of such Offence, to commit such Offender or Offenders to the House of Correction, there to be whipt and kept to hard Labour, for any Time not exceeding one Month.

Picker of Hops carrying off any such Hops forfeits 5s. per lb. or sent to hard Labour for a Month.

Persons obstructing Officer forfeits 5l. or sent to hard Labour for a Month.

XIX. And it is hereby enacted, That all the Hops in the Custody of any Planter or Owner of Hops, or any other Person or Persons, to the Use of, or in Trust for such Planter or Owner, shall be liable and subject to, and are hereby made chargeable with all the Debts and Duties for Hops in arrear and owing by such Planter or Owner respectively, and to all Penalties and Forfeitures incurred by such Planter or Owner, for any Offence against this Act; and that it shall and may be lawful in all such Cases to levy Debts and Penalties, and use such Proceedings as may lawfully be done by this Act, in case the Debtor or Offender were the true and lawful Owner of the same.

Hops chargeable with all Duties in Arrear, &c.

XX. And be it further enacted by the Authority aforesaid, That for all Hops, whether Foreign or of *British* Growth, which any Hop Merchant, or other Sellers and Dealers, Factors in Hops, or common Brewers in *Great Britain*, or any Person or Persons in Trust for him, her or them, or for his, her or their Use, shall be possessed of, or interested in, upon the said first Day of *June* one thousand seven hundred and eleven, there shall be yielded and paid to her Majesty the like respective Rates as are by this Act to be paid for the like Sorts of Hops imported or grown in *Great Britain*, after the said first Day of *June*; and that all and every the said Hop Merchants, Sellers and Dealers, Factors in Hops, common Brewers, and all and every other Person or Persons, who in Trust for them or any of them, or for the Use of them or any of them, shall be possessed of, or have in his, her or their Custody or Possession, or in his, her or their Oust, Store-house, Ware-house, or other Place or Places whatsoever, upon the said first Day of *June* one thousand seven hundred and eleven, any Stock, Parcel or Quantity of Hops whatsoever, for Sale, shall on or before the said first Day of *June* one thousand seven hundred and eleven, make a true and particular Entry thereof at the Excise Office within the Limits of which they shall respectively inhabit,

Stock in Hand on 1 June 1711. to pay the like Duties as the same Hops after 1 June.

Owners to enter the same at the next Office on Pain of 50l. and Forfeiture of the Hops, &c.

habit, upon Pain to forfeit the Sum of fifty Pounds, and the ſaid Hops, for which no ſuch Entry ſhall have been made; and within ſix Days after he, ſhe or they ſhall have made or ought to have made ſuch Entries as aforeſaid, ſhall pay down the Duties hereby payable for ſuch Hops, or within ſix Days ſhall give Security to the proper Officers, for paying the ſame Duties to her Majeſty's Uſe within three Months then next enſuing; and in caſe the ſaid Duties for ſuch Stock of Hops be paid down within the ſaid ſix Days, then there ſhall be allowed out of the ſame Duties for ſuch prompt Payment an Allowance after the Rate of ten Pounds *per Centum per Annum*, for the ſaid Time of three Months; and that all and every ſuch Hop Merchant, Sellers, and Dealers in Hops, Factors and Common Brewers, who ſhall refuſe or Neglect to make ſuch Payment, or to give ſuch Security for Payment of the ſaid Duties for his, her or their ſaid Stock of Hops, within the Time by this Act limited for that Purpoſe, ſhall forfeit double the Sum of the ſaid Duty which ſhould have been ſo paid or ſecured by him, her or them as aforeſaid; and that the proper Officers of the ſaid Duties ſhall be permitted to take a true and particular Account of all ſuch Stock or Quantity of Hops, as any ſuch Hop Merchant, or other Sellers or Dealers in Hops, Factors, common Brewers, or any in Truſt for them, ſhall, on the ſaid firſt Day of *June* one thouſand ſeven hundred and eleven, have or be poſſeſſed of, by weighing the ſame on the ſaid firſt Day of *June* one thouſand ſeven hundred and eleven, or afterwards, at any Time before the Duty laſt mentioned ſhall be paid or ſecured; upon pain of forfeiting twenty Pounds, and the Value of the Hops whereof the Officers ſhall not be permitted to take an Account as aforeſaid; and if any Perſon or Perſons, having on the ſaid firſt Day of *June* in his, her or their Cuſtody and Poſſeſſion, any Stock or Quantity of Hops, chargeable by this Act with the ſaid Duty for Stock as aforeſaid, ſhall clandeſtinely remove or carry away, or cauſe or ſuffer to be removed or carried away, the ſame or any Part thereof, before her Majeſty's Duties thereupon ſhall be paid or ſecured as aforeſaid, or ſhall fraudulently conceal or Hide any Part of his, her or their ſaid Stock of Hops; that then, and in every ſuch Caſe, he, ſhe or they ſo offending, for every ſuch Offence ſhall forfeit the Sum of twenty Pounds; and in all and every ſuch Caſe and Caſes, the Stock or Quantity of Hops, which ſhall be ſo clandeſtinely removed or carried away, or fraudulently concealed or hid, ſhall be forfeited, and ſhall and may be ſeized by any of the Officers for the ſaid Duties; and the Perſon or Perſons in whoſe Cuſtody ſuch Stock of Hops ſhall be found, who ſhall not, before the Diſcovery thereof, give Notice at the next Office of Exciſe, of the Stock or Quantity of Hops ſo in his, her or their Cuſtody, ſhall alſo forfeit and loſe the Sum of ten Shillings for every Pound Weight.

Diſcount of 10 l. per Cent for prompt Payment.

Penalty for Non-payment, &c.

Not permitting Officer to take Account of Stock, forfeits 20 l. and the Value.

Clandeſtinely removing Hops forfeits 20 l. and Hops.

Concealer forfeits 10 s. per lb.

XXI. Provided always, and be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for any Perſon or Perſons, who ſhall have actually paid her Majeſty's Duties, by this Act payable for any Quantity of Hops, whatſoever of *Britiſh* Growth, and to and for any other Perſon or Perſons who ſhall buy, or be lawfully entitled to any ſuch Quantity of Hops of *Britiſh* Growth, from the ſaid Perſon or Perſons who actually paid her Majeſty's Duties for the ſame, to export ſuch Hops, being of *Britiſh* Growth, for *Ireland*, by Way of Merchandize, giving ſufficient Security before the ſhipping thereof for Exportation, that the particular Quantity of Hops, which ſhall be intended to be exported, as aforeſaid, and every Part thereof, ſhall be ſhipped and exported, and that the ſame, or any Part thereof, ſhall not be re-landed or brought again into any Part or Parts of *Great Britain*; which Security the Cuſtomer or Collector of the reſpective Ports for ſuch Export tion is hereby directed and authorized to take in her Majeſty's Name, and to her Uſe: Provided always, That if after the ſhipping of any ſuch Hops to be exported as aforeſaid, and the giving or tendring ſuch Security in order to obtain the Allowance or Drawback herein after mentioned, the Hops ſo ſhipped to be exported, or any of them, ſhall be re-landed in any Part of *Great Britain*, then, and in every ſuch Caſe, over and above the Penalty of the Bond, which ſhall be levied and recovered to her Majeſty's Uſe, all the Hops which ſhall be ſo landed, or the Value thereof, ſhall be forfeited.

Britiſh Hops, which have paid th Duty, may be ex ort d for Ireland, &c.

XXII. And it is alſo hereby enacted, That any Perſon or Perſons who ſhall export any Hops of *Britiſh* Growth to or for *Ireland*, ſhall or may make Oath that he believes the ſame Hops are all of *Britiſh* Growth, without any Mixture of Foreign Hops, that the Duty of ſuch Hops hath been paid or ſecured, according to this Act (which Oath the Collector, who received the ſaid Duty, is hereby required and impowered to adminiſter) and thereupon the ſaid Collector for the ſame Duties upon Hops ſhall give to ſuch Perſon or Perſons *gratis*, a Certificate or Certificates, expreſſing the Kinds and Quantities of ſuch Hops, and the Duties paid, or ſecured to be paid for the ſame, purſuant to this Act; which Certificate being produced to the Cuſtomer or Collector of the Port where the ſaid Hops ſhall be exported, and Oath being alſo made by the Exporter before the ſaid Cuſtomer or Collector of the Port (who is hereby alſo authorized and required to adminiſter the ſame without Fee or Charge) that the Hops ſo exported are the ſame mentioned in the ſaid Certificate, then the ſaid Cuſtomer or Collector ſhall give to the Exporter a Debenture, expreſſing the true Quantity of the *Britiſh* Hops ſo exported; which Debenture being produced to the Collector appointed to receive the ſaid Duty upon Hops in ſuch County or Place where the ſaid Hops did pay Duty, he ſhall forthwith repay the ſaid Duty which he ſhall have received upon this Act to the Perſons, or their Agents, ſo exporting the ſame; and if ſuch Collector ſhall not have Money in his Hands to pay the ſame, then the ſaid reſpective Commiſſioners of Exciſe are hereby required to pay the ſaid Debenture out of the Duties upon Hops, ariſing by this Act; or if the Duty on ſuch Hops ſo exported were only ſecured, and ſhall remain unpaid, then the ſaid Duties ſhall be diſcharged upon the Securities for the ſame; any thing in this Act contained to the contrary notwithſtanding.

Exporter to make Oath, &c. The Drawback on Hops exported for Ireland taken off by 6 Geo. 1. c. 11. §. 40. Collector to give a Certificate thereof, and Cuſtomer, &c. to repay the Duties.

XXIII. And it is hereby enacted, That no Perſon whatſoever ſhall, during the Continuance of this Act, take any Hops of Foreign Growth out of the Bags in which they are imported, and rebag the ſame in *Britiſh* Bagging, in order to ſell, diſpoſe, or export the ſame as *Britiſh* Hops, under the Penalty of ten Pounds for every hundred Weight, and after that Rate for a greater or leſſer Quantity; and if any Perſon

Rebagging Foreign Hops in Britiſh Bags, forfeits 10 l. per C. &c.

ſon or Perſons ſhall endeavour to defraud her Majeſty of her Duties hereby granted, by uſing twice, or oftner, the ſame Bag, with the Officers mark thereupon, ſuch Perſon or Perſons, for every ſuch Offence, ſhall forfeit the Sum of forty Pounds.

'XXIV. And in Regard it is found by Experience, That Hops uſed in the making of Malt-Drinks 'are more wholſome for thoſe that drink or conſume the ſame, and of greater Advantage to the Drink 'itſelf, than any other bitter Ingredient that can be uſed inſtead thereof,' It is hereby further enacted by the Authority aforeſaid, That during the Continuance of this Act, no common Brewer, Inn-keeper, or Victualler, ſhall uſe any Broom, Wormwood, or any other bitter Ingredient (to ſerve inſtead of Hops) in brewing or making any Beer or Ale to be brewed or made by him, her or them, for Sale in any Part of *Great Britain*, under the Penalty of forfeiting the Sum of twenty Pounds for every ſuch Offence; the infuſing of Broom or Wormwood into Beer or Ale, by the Retailer, after the ſame is brewed and tunned, to make the ſame Broom or Wormwood Ale, or Broom or Wormwood Beer, always excepted.

Brewer, &c. not to uſe room, &c. on Pain of 20 l.

Exception.

XXV. And be it further enacted by the Authority aforeſaid, That all and every the Powers, Authorities, Directions, Rules, Method, Penalties, Forfeitures, Clauſes, Matters and Things, which in and by an Act made in the twelfth Year of the Reign of King Charles the Second, intituled, *An Act for taking away the Court of Wards and Liveries, and Tenures* in Capite, *and by Knights Service, and Purveyance, and for ſettling a Revenue upon his Majeſty in lieu thereof*, or by any other Law in Force relating to her Majeſty's Revenue of Exciſe upon Beer, Ale, or other Liquors, are provided, ſettled or eſtabliſhed, for managing, raiſing, levying, collecting, mitigating, or recovering, adjudging, or aſcertaining the Duties thereby granted, or any of them (other than in ſuch Caſes for which other Penalties or Proviſions are made and preſcribed by this Act) ſhall be exerciſed, practiſed, applied uſed, and put in Execution in and for the managing, raiſing, levying, collecting, mitigating, recovering and paying the ſaid Duties upon Hops hereby granted, during the Continuance of this Act, as fully and effectually to all Intents and Purpoſes, as if all and every the ſaid Powers, Authorities, Rules, Directions, Methods, Penalties, Forfeitures, Clauſes, Matters and Things were particularly repeated and again enacted in the Body of this preſent Act.

Powers, &c. in 12 Car. 2. c. 24. and other Laws of Exciſe, to be in Force.

XXVI. And be it further enacted by the Authority aforeſaid, That all Fines, Penalties and Forfeitures, in Relation to the ſaid Duties by this Act impoſed on Hops, except in ſuch Caſes where other Proviſions are made by this Act, ſhall and may be ſued for, levied and recovered, or mitigated by ſuch Ways, Means and Methods, as any Fine, Penalty and Forfeiture, is or may be recovered or mitigated, by any Laws of Exciſe now in Force, and not by Action of Debt, Bill, Plaint or Information in any of her Majeſty's Courts of Record at *Weſtminſter*, or in the Court of *Exchequer* in *Scotland*, and that one Moiety of every ſuch Fine, Penalty and Forfeiture (unleſs in Caſes otherwiſe preſcribed by this Act) ſhall be to her Majeſty, her Heirs and Succeſſors, and the other Moiety to him or them that ſhall diſcover, inform, or ſue for the ſame.

Fines, &c. how recoverable.

'XXVII. And in Regard the Growth of Hops, in ſeveral Parts of *Great Britain*, is very much in- 'creaſed of late Years,' It is hereby further provided and enacted by the Authority aforeſaid, That none of the Duties by this or any former Act granted upon any Hops whatſoever, (except Hops of *Britiſh* Growth) ſhall be repaid or drawn back upon the Exportation thereof for *Ireland*; and that no Perſon or Perſons whatſoever ſhall import or cauſe to be imported into the ſaid Kingdom of *Ireland* from *Flanders* or any other Parts whatſoever (other than from *Great Britain*) any Hops whatſoever, upon Pain of forfeiting all the Hops which ſhall be ſo imported into *Ireland*, contrary to the true Meaning of this Act, or the Value of the ſame, and alſo of the Ship or Veſſel in which they ſhall be ſo imported, with her Tackle, Apparel and Furniture, that is to ſay, two third Parts thereof to the Uſe of the Poor of the Pariſh in *Ireland*, where ſuch Hops ſhall be ſeized or diſcovered, and the other third Part thereof to the Uſe of ſuch Perſon or Perſons as will ſeize, inform or ſue for the ſame, or for the Value thereof, in any her Majeſty's Courts of Record at *Dublin* in the ſaid Kingdom of *Ireland*. And it is hereby declared, That the Importation of any Foreign Hops into *Ireland* (other than from *Great Britain*) contrary to the Tenor and true Meaning of this Act, is and ſhall be adjudged a common Nuſance.

No Drawback on Foreign Hops for Ireland.

Hops imported from Fladers, &c. to Ireland, forfeited, and the Ship, &c.

What is to be done before Hops are landed in Ireland.

1 Geo. 1. ſtat. 2. c. 12. § 6.

'XXVIII. And whereas ſtanding Contracts may have been made before the ninth Day of *May* one 'thouſand ſeven hundred and eleven, by Planters, Hop-Merchants, Dry Salters, and other Dealers in 'Hops, for ſerving of Hops to certain Perſons or Societies in *Great Britain*, to be delivered in Point of 'Time after the ſaid firſt Day of *June* one thouſand ſeven hundred and eleven;' It is hereby enacted, That the Perſon ſerving ſuch Hops, after the ſaid firſt Day of *June* one thouſand ſeven hundred and eleven, in Purſuance of ſuch former Contracts, ſhall be allowed to add the Duties hereby charged upon ſuch Hops to the Price thereof, and ſhall be entitled by virtue of this Act to be paid for the ſame accordingly.

On Contracts before 9 May 1711. Planter may add the Duty to the Price.

XXIX. And to the End all the Monies ariſing by the Duties on Hops hereby granted (the neceſſary Charges of raiſing, paying, and accounting for the ſame, only excepted) may be duly and certainly raiſed and brought into the ſaid Receipt of Exchequer; It is hereby further enacted by the Authority aforeſaid, That, from time to time, during the Continuance of this Act, there ſhall be appointed ſuch and ſo many Commiſſioners and Officers as ſhall be proper and neceſſary for the raiſing, paying and accounting for the ſaid Duties; and that the ſame Officers reſpectively ſhall perform their ſeveral Duties therein, as to them ſhall reſpectively appertain, under ſuch and the like Penalties, Forfeitures, and Diſabilities, for any Offence or Neglect therein, or for detaining, diverting, or miſapplying any Part of the ſaid Monies, as are preſcribed and to be inflicted, by virtue of an Act of Parliament made and paſſed in the ninth Year of the Reign of his late Majeſty King William the Third, intituled, *An Act for raiſing a Sum not exceeding two Millions, upon a Fund for Payment of Annuities, after the Rate of eight Pounds* per Centum per Annum, *and for ſettling the Trade to the* Eaſt Indies, for the like Offence or Neglect relating to the Duties upon Salt,

Commiſſioners, Officers, &c. liable to the Act 9 W. 3. c. 44.

habit, upon Pain to forfeit the Sum of fifty Pounds, and the ſaid Hops, for which no ſuch Entry ſhall have been made; and within ſix Days after he, ſhe or they ſhall have made or ought to have made ſuch Entries as aforeſaid, ſhall pay down the Duties hereby payable for ſuch Hops, or within ſix Days ſhall give Security to the proper Officers, for paying the ſame Duties to her Majeſty's Uſe within three Months then next enſuing; and in caſe the ſaid Duties for ſuch Stock of Hops be paid down within the ſaid ſix Days, then there ſhall be allowed out of the ſame Duties for ſuch prompt Payment an Allowance after the Rate of ten Pounds *per Centum per Annum*, for the ſaid Time of three Months; and that all and every ſuch Hop Merchant, Sellers, and Dealers in Hops, Factors and Common Brewers, who ſhall refuſe or Neglect to make ſuch Payment, or to give ſuch Security for Payment of the ſaid Duties for his, her or their ſaid Stock of Hops, within the Time by this Act limited for that Purpoſe, ſhall forfeit double the Sum of the ſaid Duty which ſhould have been ſo paid or ſecured by him, her or them as aforeſaid; and that the proper Officers of the ſaid Duties ſhall be permitted to take a true and particular Account of all ſuch Stock or Quantity of Hops, as any ſuch Hop Merchant, or other Sellers or Dealers in Hops, Factors, common Brewers, or any in Truſt for them, ſhall, on the ſaid firſt Day of *June* one thouſand ſeven hundred and eleven, have or be poſſeſſed of, by weighing the ſame on the ſaid firſt Day of *June* one thouſand ſeven hundred and eleven, or afterwards, at any Time before the Duty laſt mentioned ſhall be paid or ſecured; upon pain of forfeiting twenty Pounds, and the Value of the Hops whereof the Officers ſhall not be permitted to take an Account as aforeſaid; and if any Perſon or Perſons, having on the ſaid firſt Day of *June* in his, her or their Cuſtody and Poſſeſſion, any Stock or Quantity of Hops, chargeable by this Act with the ſaid Duty for Stock as aforeſaid, ſhall clandeſtinely remove or carry away, or cauſe or ſuffer to be removed or carried away, the ſame or any Part thereof, before her Majeſty's Duties thereupon ſhall be paid or ſecured as aforeſaid, or ſhall fraudulently conceal or Hide any Part of his, her or their ſaid Stock of Hops; that then, and in every ſuch Caſe, he, ſhe or they ſo offending, for every ſuch Offence ſhall forfeit the Sum of twenty Pounds; and in all and every ſuch Caſe and Caſes, the Stock or Quantity of Hops, which ſhall be ſo clandeſtinely removed or carried away, or fraudulently concealed or hid, ſhall be forfeited, and ſhall and may be ſeized by any of the Officers for the ſaid Duties; and the Perſon or Perſons in whoſe Cuſtody ſuch Stock of Hops ſhall be found, who ſhall not, before the Diſcovery thereof, give Notice at the next Office of Exciſe, of the Stock or Quantity of Hops ſo in his, her or their Cuſtody, ſhall alſo forfeit and loſe the Sum of ten Shillings for every Pound Weight.

Diſcount of 10 l. per Cent for prompt Payment.

Penalty for Non-payment, &c.

Not permitting Officer to take Account of Stock, forfeits 20 l. and the Value.

Clandeſtinely removing Hops forfeits 20 l. and Hops.

Concealer forfeits 10 s. per lb.

XXI. Provided always, and be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for any Perſon or Perſons, who ſhall have actually paid her Majeſty's Duties, by this Act payable for any Quantity of Hops, whatſoever of *Britiſh* Growth, and to and for any other Perſon or Perſons who ſhall buy, or be lawfully entitled to any ſuch Quantity of Hops of *Britiſh* Growth, from the ſaid Perſon or Perſons who actually paid her Majeſty's Duties for the ſame, to export ſuch Hops, being of *Britiſh* Growth, for *Ireland*, by Way of Merchandize, giving ſufficient Security before the ſhipping thereof for Exportation, that the particular Quantity of Hops, which ſhall be intended to be exported, as aforeſaid, and every Part thereof, ſhall be ſhipped and exported, and that the ſame, or any Part thereof, ſhall not be re-landed or brought again into any Part or Parts of *Great Britain*; which Security the Cuſtomer or Collector of the reſpective Ports for ſuch Exportation is hereby directed and authorized to take in her Majeſty's Name, and to her Uſe: Provided always, That if after the ſhipping of any ſuch Hops to be exported as aforeſaid, and the giving or tendring ſuch Security in order to obtain the Allowance or Drawback herein after mentioned, the Hops ſo ſhipped to be exported, or any of them, ſhall be re-landed in any Part of *Great Britain*, then, and in every ſuch Caſe, over and above the Penalty of the Bond, which ſhall be levied and recovered to her Majeſty's Uſe, all the Hops which ſhall be ſo landed, or the Value thereof, ſhall be forfeited.

Britiſh Hops, which have paid the Duty, may be exported for *Ireland*, &c.

XXII. And it is alſo hereby enacted, That any Perſon or Perſons who ſhall export any Hops of *Britiſh* Growth to or for *Ireland*, ſhall or may make Oath that he believes the ſame Hops are all of *Britiſh* Growth, without any Mixture of Foreign Hops, that the Duty of ſuch Hops hath been paid or ſecured, according to this Act (which Oath the Collector, who received the ſaid Duty, is hereby required and impowered to adminiſter) and thereupon the ſaid Collector for the ſame Duties upon Hops ſhall give to ſuch Perſon or Perſons *gratis*, a Certificate or Certificates, expreſſing the Kinds and Quantities of ſuch Hops, and the Duties paid, or ſecured to be paid for the ſame, purſuant to this Act; which Certificate being produced to the Cuſtomer or Collector of the Port where the ſaid Hops ſhall be exported, and Oath being alſo made by the Exporter before the ſaid Cuſtomer or Collector of the Port (who is hereby alſo authorized and required to adminiſter the ſame without Fee or Charge) that the Hops ſo exported are the ſame mentioned in the ſaid Certificate, then the ſaid Cuſtomer or Collector ſhall give to the Exporter a Debenture, expreſſing the true Quantity of the *Britiſh* Hops ſo exported; which Debenture being produced to the Collector appointed to receive the ſaid Duty upon Hops in ſuch County or Place where the ſaid Hops did pay Duty, he ſhall forthwith repay the ſaid Duty which he ſhall have received upon this Act to the Perſons, or their Agents, ſo exporting the ſame; and if ſuch Collector ſhall not have Money in his Hands to pay the ſame, then the ſaid reſpective Commiſſioners of Exciſe are hereby required to pay the ſaid Debenture out of the Duties upon Hops, ariſing by this Act; or if the Duty on ſuch Hops ſo exported were only ſecured, and ſhall remain unpaid, then the ſaid Duties ſhall be diſcharged upon the Securities for the ſame; any thing in this Act contained to the contrary notwithſtanding.

Exporter to make Oath, &c.

The Drawback on Hops exported for Ireland taken off by 6 Geo. 1. c. 11. §. 40.

Collector to give a Certificate thereof, and Cuſtomer, &c. to repay the Duties.

XXIII. And it is hereby enacted, That no Perſon whatſoever ſhall, during the Continuance of this Act, take any Hops of Foreign Growth out of the Bags in which they are imported, and rebag the ſame in *Britiſh* Bagging, in order to ſell, diſpoſe, or export the ſame as *Britiſh* Hops, under the Penalty of ten Pounds for every hundred Weight, and after that Rate for a greater or leſſer Quantity; and if any Perſon

Rebagging Foreign Hops in Britiſh Bags, forfeits 10 l. per C. &c.

ſon or Perſons ſhall endeavour to defraud her Majeſty of her Duties hereby granted, by uſing twice, or oftner, the ſame Bag, with the Officers mark thereupon, ſuch Perſon or Perſons, for every ſuch Offence, ſhall forfeit the Sum of forty Pounds.

'XXIV. And in Regard it is found by Experience, That Hops uſed in the making of Malt-Drinks 'are more wholſome for thoſe that drink or conſume the ſame, and of greater Advantage to the Drink 'itſelf, than any other bitter Ingredient that can be uſed inſtead thereof,' It is hereby further enacted by the Authority aforeſaid, That during the Continuance of this Act, no common Brewer, Inn-keeper, or Victualler, ſhall uſe any Broom, Wormwood, or any other bitter Ingredient (to ſerve inſtead of Hops) in brewing or making any Beer or Ale to be brewed or made by him, her or them, for Sale in any Part of *Great Britain*, under the Penalty of forfeiting the Sum of twenty Pounds for every ſuch Offence; the infuſing of Broom or Wormwood into Beer or Ale, by the Retailer, after the ſame is brewed and tunned, to make the ſame Broom or Wormwood Ale, or Broom or Wormwood Beer, always excepted.

Brewer, &c. not to uſe room, &c. on Pain of 20 l.

Exception.

XXV. And be it further enacted by the Authority aforeſaid, That all and every the Powers, Authorities, Directions, Rules, Method, Penalties, Forfeitures, Clauſes, Matters and Things, which in and by an Act made in the twelfth Year of the Reign of King Charles the Second, intituled, *An Act for taking away the Court of Wards and Liveries, and Tenures* in Capite, *and by Knights Service, and Purveyance, and for ſettling a Revenue upon his Majeſty in lieu thereof*, or by any other Law in Force relating to her Majeſty's Revenue of Exciſe upon Beer, Ale, or other Liquors, are provided, ſettled or eſtabliſhed, for managing, raiſing, levying, collecting, mitigating, or recovering, adjudging, or aſcertaining the Duties thereby granted, or any of them (other than in ſuch Caſes for which other Penalties or Proviſions are made and preſcribed by this Act) ſhall be exerciſed, practiſed, applied, uſed, and put in Execution in and for the managing, raiſing, levying, collecting, mitigating, recovering and paying the ſaid Duties upon Hops hereby granted, during the Continuance of this Act, as fully and effectually to all Intents and Purpoſes, as if all and every the ſaid Powers, Authorities, Rules, Directions, Methods, Penalties, Forfeitures, Clauſes, Matters and Things were particularly repeated and again enacted in the Body of this preſent Act.

Powers, &c. in 12 Car. 2. c. 24. and other Laws of Exciſe, to be in Force.

XXVI. And be it further enacted by the Authority aforeſaid, That all Fines, Penalties and Forfeitures, in Relation to the ſaid Duties by this Act impoſed on Hops, except in ſuch Caſes where other Proviſions are made by this Act, ſhall and may be ſued for, levied and recovered, or mitigated by ſuch Ways, Means and Methods, as any Fine, Penalty and Forfeiture, is or may be recovered or mitigated, by any Laws of Exciſe now in Force, and not by Action of Debt, Bill, Plaint or Information in any of her Majeſty's Courts of Record at *Weſtminſter*, or in the Court of *Exchequer* in *Scotland*, and that one Moiety of every ſuch Fine, Penalty and Forfeiture (unleſs in Caſes otherwiſe preſcribed by this Act) ſhall be to her Majeſty, her Heirs and Succeſſors, and the other Moiety to him or them that ſhall diſcover, inform, or ſue for the ſame.

Fines, &c. how recoverable.

'XXVII. And in Regard the Growth of Hops, in ſeveral Parts of *Great Britain*, is very much in- 'creaſed of late Years,' It is hereby further provided and enacted by the Authority aforeſaid, That none of the Duties by this or any former Act granted upon any Hops whatſoever, (except Hops of *Britiſh* Growth) ſhall be repaid or drawn back upon the Exportation thereof for *Ireland*; and that no Perſon or Perſons whatſoever ſhall import or cauſe to be imported into the ſaid Kingdom of *Ireland* from *Flanders* or any other Parts whatſoever (other than from *Great Britain*) any Hops whatſoever, upon Pain of forfeiting all the Hops which ſhall be ſo imported into *Ireland*, contrary to the true Meaning of this Act, or the Value of the ſame, and alſo of the Ship or Veſſel in which they ſhall be ſo imported, with her Tackle, Apparel and Furniture, that is to ſay, two third Parts thereof to the Uſe of the Poor of the Pariſh in *Ireland*, where ſuch Hops ſhall be ſeized or diſcovered, and the other third Part thereof to the Uſe of ſuch Perſon or Perſons as will ſeize, inform or ſue for the ſame, or for the Value thereof, in any her Majeſty's Courts of Record at *Dublin* in the ſaid Kingdom of *Ireland*. And it is hereby declared, That the Importation of any Foreign Hops into *Ireland* (other than from *Great Britain*) contrary to the Tenor and true Meaning of this Act, is and ſhall be adjudged a common Nuſance.

No Drawback on Foreign Hops for Ireland.

Hops imported from Fladers, &c. to Ireland, forfeited, and the Ship, &c.

What is to be done before Hops are landed in Ireland.

1 Geo. 1. ſtat. 2. c. 12. §. 6.

'XXVIII. And whereas ſtanding Contracts may have been made before the ninth Day of *May* one 'thouſand ſeven hundred and eleven, by Planters, Hop-Merchants, Dry Salters, and other Dealers in 'Hops, for ſerving of Hops to certain Perſons or Societies in *Great Britain*, to be delivered in Point of 'Time after the ſaid firſt Day of *June* one thouſand ſeven hundred and eleven;' It is hereby enacted, That the Perſon ſerving ſuch Hops, after the ſaid firſt Day of *June* one thouſand ſeven hundred and eleven, in Purſuance of ſuch former Contracts, ſhall be allowed to add the Duties hereby charged upon ſuch Hops to the Price thereof, and ſhall be entitled by virtue of this Act to be paid for the ſame accordingly.

On Contracts before 9 May 1711. Planter may add the Duty to the Price.

XXIX. And to the End all the Monies ariſing by the Duties on Hops hereby granted (the neceſſary Charges of raiſing, paying, and accounting for the ſame, only excepted) may be duly and certainly raiſed and brought into the ſaid Receipt of Exchequer; It is hereby further enacted by the Authority aforeſaid, That, from time to time, during the Continuance of this Act, there ſhall be appointed ſuch and ſo many Commiſſioners and Officers as ſhall be proper and neceſſary for the raiſing, paying and accounting for the ſaid Duties; and that the ſame Officers reſpectively ſhall perform their ſeveral Duties therein, as to them ſhall reſpectively appertain, under ſuch and the like Penalties, Forfeitures, and Diſabilities, for any Offence or Neglect therein, or for detaining, diverting, or miſapplying any Part of the ſaid Monies, as are preſcribed and to be inflicted, by virtue of an Act of Parliament made and paſſed in the ninth Year of the Reign of his late Majeſty King William the Third, intituled, *An Act for raiſing a Sum not exceeding two Millions, upon a Fund for Payment of Annuities, after the Rate of eight Pounds* per Centum per Annum, *and for ſettling the Trade to the* Eaſt Indies, for the like Offence or Neglect relating to the Duties upon Salt,

Commiſſioners, Officers, &c. liable to the Act 9 W. 3. c. 44.

Salt, and upon ſtampt Vellum, Parchment and Paper, thereby granted or referred unto, or for detaining, diverting or miſapplying any Part of the Monies which were granted or appropriated by the Act laſt mentioned.

£80,000 l. may be borrowed on this Act at 6 l. per Cent. Taxtree.

XXX. Provided always, and it is hereby further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for any Perſon and Perſons, Natives or Foreigners, Bodies Politick or Corporate, to advance and lend to her Majeſty, at the Receipt of her Majeſty's Exchequer, upon the Credit of the ſaid ſeveral Rates, Duties and Sums of Money, by this Act granted, and to be raiſed in the ſeveral Parts of *Great Britain* as aforeſaid, any Sums which ſhall not exceed in the whole the Sum of one hundred and eighty thouſand Pounds, and to have and receive, for the Forbearance thereof, Intereſt after the Rate of ſix Pounds *per Centum per Annum*; and moreover, that no Money to be lent upon the Security of this Act, ſhall be rated or aſſeſſed, by virtue of this Act, or any other Act of Parliament whatſoever.

Lenders to have Tallies and Orders,

and paid in Courſe.

XXXI. And it is hereby further enacted, That all and every Perſon or Perſons, who ſhall lend any Money upon the Credit of this Act, and pay the ſame into the Receipt of the Exchequer, ſhall immediately have a Talley of Loan ſtruck for the ſame, and an Order for his, her or their Repayment, bearing the ſame Date with his, her or their Tallies; in or upon which Order ſhall be alſo contained a Warrant for Payment of Intereſt for the Forbearance thereof, at the Rate aforeſaid, to be paid every three Months until Repayment of the Principal; and that all ſuch Orders for Repayment of Money to be lent, ſhall be regiſtred in Courſe, according to the Dates reſpectively, without other Preference of one before another; and that all and every Perſon and Perſons ſhall be paid in Courſe, according as their Orders ſhall ſtand regiſtred in the ſaid Regiſter Books, ſo as the ſaid Perſon, Native or Foreigner, his Executors, Adminiſtrators or Aſſigns, who ſhall have his Order or Orders firſt entred in the ſaid reſpective Books of Regiſter, ſhall be taken and accounted the firſt Perſon to be paid out of the Monies to come in by Virtue of this Act; and he or they who ſhall have his or their Order or Orders next entred, ſhall be taken and accounted to be the ſecond Perſon to be paid, and ſo ſucceſſively and in Courſe; and that the Monies to come in by this Act, of or for the ſaid ſeveral Rates, Duties and Sums of Money to be raiſed in *Great Britain* as aforeſaid, ſhall be in the ſame Order, liable to the Satisfaction of the Monies to be lent as aforeſaid, to the reſpective Parties, their Executors, Adminiſtrators, Succeſſors or Aſſigns reſpectively, without undue Preference of one before another and not otherwiſe; and ſhall not be diverted or divertible to any other Uſe, Intent or Purpoſe whatſoever; and that no Fee, Reward or Gratuity, directly or indirectly, be demanded or taken of any her Majeſty's Subjects, for providing or making of any ſuch Books or Regiſters, or any Entries, Views or Search, in or for Payment of Money lent, or the Intereſt thereof as aforeſaid, by any of her Majeſty's Officer or Officers, their Clerks or Deputies, on Pain of Payment of treble Damages to the Party aggrieved, by the Party offending, with treble Coſts of Suit; or if the Officer himſelf take or demand any ſuch Fee or Reward, then to loſe his Place alſo; and if any undue Preference of one before another ſhall be made, either in Point of Regiſtry or Payment, contrary to the true Meaning of this Act, by any ſuch Officer or Officers, then the Party offending ſhall be liable by Action of Debt or on the Caſe, to pay the Value of the Debt, with Damages and Coſts, to the Party grieved, and ſhall be forejudged of his Office or Place; and if ſuch Preference be unduly made by any his Deputy or Clerk, without Directions or Privity of his Maſter, then ſuch Deputy or Clerk only ſhall be liable to ſuch Action, Debt, Damages and Coſts, and ſhall for ever be incapable of his Place or Office; and in caſe the Auditor of the Receipt ſhall not direct the Order, or the Clerk of the Pells record, or the Teller make Payment according to each Perſon's due Place or Order as before directed, then he or they ſhall be adjudged to forfeit, and the reſpective Deputies and Clerks herein offending, to be liable to ſuch Action, Debt, Damages and Coſts in ſuch Manner as aforeſaid; all which ſaid Penalties, Forfeitures, Damages and Coſts, to be incurred by any of the Officers of the Exchequer, or any other Deputies or Clerks, ſhall and may be recovered by Action of Debt, Bill, Plaint or Information, in any of her Majeſty's Courts of Record at *Weſtminſter*, wherein no Eſſoin, Protection, Privilege, Wager of Law, Injunction or Order of Reſtraint, ſhall be in any wiſe granted or allowed.

No undue Preference.

Tallies dated the ſame Day, no undue Preference:

XXXII. Provided always, and be it hereby declared, That if it happen that ſeveral Tallies of Loan, or Orders for Repayment as aforeſaid, bear Date, or be brought the ſame Day to the Auditor of the Receipt to be regiſtred, then it ſhall be interpreted no undue Preference which of thoſe be entred firſt, ſo as he enters them all the ſame Day.

Nor if ſubſequent Orders be paid before ſuch as were not demanded in Courſe.

XXXIII. Provided alſo, That it ſhall not be interpreted any due Preference to incur any Penalty in Point of Payment, if the Auditor direct, and the Clerk of the Pells record, and the Tellers do pay ſubſequent Orders of Perſons that come and demand their Monies, and bring their Orders, before other Perſons that did not come to take their Monies, and bring their Orders in their Courſe, ſo as there be ſo much Money reſerved as will ſatisfy precedent Orders; which ſhall not be otherwiſe diſpoſed, but kept for them; Intereſt upon Loan being to ceaſe from the Time the Money is ſo reſerved and kept in Bank for them.

Orders aſſignable.

XXXIV. And be it further enacted, That all and every Perſon and Perſons, to whom any Money ſhall be due for Loans, to be regiſtred by virtue of this Act, after Order entred in the Book of Regiſter as aforeſaid, his Executors, Adminiſtrators or Aſſigns, by proper Words of Aſſignment, to be endorſed and written upon his Order, may aſſign or transfer his Right, Title, Intereſt and Benefit of ſuch Order or any Part thereof, to any other, which being notified in the Office of the Auditor of the Receipt aforeſaid, and an Entry or Memorial thereof alſo made in the Book of Regiſtry aforeſaid, for Orders which the Officers ſhall upon Requeſt, without Fee or Charge accordingly make, ſhall entitle ſuch Aſſignee, his Executors, Adminiſtrators and Aſſigns, to the Benefit thereof, and Payment thereon; and ſuch Aſſignee may in like Manner aſſign again, and ſo *toties quoties*, and afterwards it ſhall not be in the Power of ſuch Perſon or Perſons who have or hath made any ſuch Aſſignments, to make void, releaſe and diſcharge the ſame, or any the Monies thereby due or any Part thereof.

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[Continued by 1 Geo. 1. ſtat. 2. cap. 2. till the firſt of *Auguſt* 1715, and made perpetual by 1 Geo. 1. ſtat. 2. cap. 12. ſect. 5.]

Farther Proviſions concerning Hops, 6 Geo. 1. c. 11. ſ. 40. 6 Geo. 1. c. 21. ſ. 25. 6 Geo. 2. c. 37. ſ. 6. (which is made perpetual by 31 Geo. 2. c. 42.) 7 Geo. 2. c. 29.

CAP. XIII.

An Act for the taking, examining and ſtating the publick Accounts of the Kingdom.

'WHEREAS many Aids and Proviſions have been raiſed and aſſigned for the neceſſary Defence 'of your Majeſty and theſe Kingdoms, in this great and important War, and for the Support of 'the Government; to the end therefore, that both your Majeſty and this whole Kingdom may be ſatis- 'fied, and truly informed that the ſame have been applied to the Uſes and Purpoſes for which they were 'given and granted;' May it pleaſe your moſt Excellent Majeſty, that it may be enacted, &c. EXP.

CAP. XIV.

An Act for the better preventing of exceſſive and deceitful Gaming.

'WHEREAS the Laws now in Force for preventing the Miſchiefs which may happen by Gaming, 'have not been found ſufficient for that Purpoſe;' Therefore for the further preventing of all exceſſive and deceitful Gaming, be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by Authority of the ſame, That from and after the firſt Day of *May* one thouſand ſeven hundred and eleven, all Notes, Bills, Bonds, Judgments, Mortgages or other Securities or Conveyances whatſoever, given, granted, drawn or entred into, or executed by any Perſon or Perſons whatſoever, where the whole or any Part of the Conſideration of ſuch Conveyances or Securities, ſhall be for any Money, or other valuable Thing whatſoever, won by gaming or playing at Cards, Dice, Tables, Tennis, Bowls or other Game or Games whatſoever, or by betting on the Sides or Hands of ſuch as do game at any of the Games aforeſaid, or for the reimburſing or repaying any Money knowingly lent, or advanced for ſuch gaming or betting as aforeſaid, or lent or advanced at the Time and Place of ſuch Play, to any Perſon or Perſons ſo gaming or betting as aforeſaid, or that ſhall, during ſuch Play, ſo play or bett, ſhall be utterly void, fruſtrate, and of none Effect, to all Intents and Purpoſes whatſoever; any Statute, Law, or Uſage to the contrary thereof in any wiſe notwithſtanding; and that where ſuch Mortgages, Securities or other Conveyances, ſhall be of Lands, Tenements or Hereditaments, or ſhall be ſuch as incumber or affect the ſame, ſuch Mortgages, Securities or other Conveyances, ſhall enure and be to and for the ſole Uſe and Benefit of, and ſhall devolve upon ſuch Perſon or Perſons as ſhould or might have, or be intitled to ſuch Lands, Tenements or Hereditaments, in caſe the ſaid Grantor or Grantors thereof, or the Perſon or Perſons ſo incumbring the ſame, had been naturally dead, and as if ſuch Mortgages, Securities or other Conveyances, had been made to ſuch Perſon or Perſons ſo to be intitled after the deceaſe of the Perſon or Perſons ſo incumbring the ſame; and that all Grants or Conveyances to be made for the preventing of ſuch Lands, Tenements or Hereditaments, from coming to or devolving upon ſuch Perſon or Perſons hereby intended to enjoy the ſame as aforeſaid, ſhall be deemed fraudulent and void, and of none Effect, to all Intents and Purpoſes whatſoever.

33 H. 8. c. 9. 2 & 3 P. & M. c. 9. 16 Car. 2. c. 7.

After 1 May 1711. all Notes, &c. Mortgages, &c. where the Conſideration is for Money won by gaming, or for Repayment of Money lent at ſuch gaming, &c. ſhall be void.

And where ſuch Mortgages, &c. ſhall incumber any Lands, &c. they ſhall devolve to ſuch Perſon as ſhould have been intitled to them, in caſe ſuch Grantor had been dead, &c.

And all Conveyances to hinder ſuch Lands from devolving, &c. ſhall be void.

II. And be it further enacted by the Authority aforeſaid, That from and after the ſaid firſt Day of *May* one thouſand ſeven hundred and elven, any Perſon or Perſons whatſoever, who ſhall at any Time or Sitting, by playing at Cards, Dice, Tables or other Game or Games whatſoever, or by betting on the Sides or Hands of ſuch as do play at any of the Games aforeſaid, loſe to any one or more Perſon or Perſons ſo playing or betting in the whole, the Sum or Value of ten Pounds, and ſhall pay or deliver the ſame or any Part thereof, the Perſon or Perſons, ſo loſing and paying or delivering the ſame, ſhall be at Liberty within three Months then next, to ſue for and recover the Money or Goods ſo loſt, and paid or delivered or any Part thereof, from the reſpective Winner and Winners thereof, with Coſts of Suit, by Action of Debt founded on this Act, to be proſecuted in any of her Majeſty's Courts of Record, in which Actions or Suits no Eſſoin, Protection, Wager of Law, Privilege of Parliament, or more than one Imparlance ſhall be allowed; in which Actions it ſhall be ſufficient for the Plaintiff to alledge, that the Defendant or Defendants are indebted to the Plaintiff, or received to the Plaintiff's Uſe, the Monies ſo loſt and paid, or converted the Goods won of the Plaintiff to the Defendant's Uſe, whereby the Plaintiff's Action accrued to him, according to the Form of this Statute, without ſetting forth the Special Matter; and in caſe the Perſon or Perſons who ſhall loſe ſuch Money or other Thing as aforeſaid, ſhall not within the Time aforeſaid, really and *bona fide*, and without Covin or Colluſion, ſue, and with Effect proſecute for the Money or other Thing, ſo by him or them loſt, and paid or delivered as aforeſaid, it ſhall and may be lawful to and for any Perſon or Perſons, by any ſuch Action or Suit as aforeſaid, to ſue for and recover the ſame, and treble the Value thereof, with Coſts of Suit, againſt ſuch Winner or Winners as aforeſaid; the one Moiety thereof to the Uſe of the Perſon or Perſons that will ſue for the ſame, and the other Moiety to the Uſe of the Poor of the Pariſh where the Offence ſhall be committed.

The Loſer of 10 l. at Cards, &c. may ſue for the Money within three Months.

And if the Loſers do not ſue, &c. any other Perſon may; and recover with treble Value; one Moiety to the Informer, the other to the Poor.

III. And for the better Diſcovery of the Monies or other Thing ſo won, and to be ſued for and recovered as aforeſaid, it is hereby further enacted by the Authority aforeſaid, That all and every the Perſon or Perſons, who by Virtue of this preſent Act ſhall or may be liable to be ſued for the ſame, ſhall be obliged

The Perſon ſued ſhall anſwer upon Oath, to diſcover the Money won,

obliged and compellable to anſwer upon Oath ſuch Bill or Bills as ſhall be preferred againſt him or them, for diſcovering the Sum and Sums of Money, or other Thing ſo won at Play as aforeſaid.

The Perſon who ſhall ſo diſcover and repay, ſhall be indemnified from further Puniſhment.

IV. Provided always, and be it nevertheleſs enacted by the Authority aforeſaid, That upon the Diſcovery and Repayment of the Money, or other Thing ſo to be diſcovered and repaid as aforeſaid, the Perſon or Perſons who ſhall ſo diſcover and repay the ſame as aforeſaid, ſhall be acquitted, indemnified and diſcharged from any further or other Puniſhment, Forfeiture or Penalty, which he or they may have incurred by the playing for, or winning ſuch Money or other Thing ſo diſcovered and repaid as aforeſaid; any former or other Statute, Law or Uſage, or any thing in this preſent Act contained to the contrary thereof in any wiſe notwithſtanding.

Any Perſon winning by Fraud, &c. above 10l. at one Sitting, and convicted thereof on Indictment, &c. ſhall forfeit 5 Times the Value, be deemed infamous, and ſuffer as in Caſes of wilful Perjury.

V. And be it further enacted by the Authority aforeſaid, That if any Perſon or Perſons whatſoever, at any Time or Times, after the ſaid firſt Day of *May* one thouſand ſeven hundred and eleven, do or ſhall, by any Fraud or Shift, Couſenage, Circumvention, Deceit or unlawful Device or ill Practice whatſoever, in playing at or with Cards, Dice or any the Games aforeſaid, or in or by bearing a Share or Part in the Stakes, Wagers or Adventures, or in or by betting on the Sides or Hands of ſuch as do or ſhall play as aforeſaid, win, obtain or acquire to him or themſelves, or to any other or others, any Sum or Sums of Money or other valuable Thing or Things whatſoever, or ſhall at any one Time or Sitting, win of any one or more Perſon or Perſons whatſoever, above the Sum or Value of ten Pounds; that then every Perſon or Perſons ſo winning by ſuch ill Practice as aforeſaid, or winning at any one Time or Sitting above the ſaid Sum or Vaule of ten Pounds, and being convicted of any of the ſaid Offences, upon an Indictment or Information to be exhibited againſt him or them for that Purpoſe, ſhall forfeit five Times the Value of the Sum or Sums of Money, or other Thing ſo won as aforeſaid; and in caſe of ſuch ill Practice as aforeſaid, ſhall be deemed infamous, and ſuffer ſuch Corporal Puniſhment, as in Caſes of wilful Perjury; and ſuch Penalty to be recovered by ſuch Perſon or Perſons as ſhall ſue for the ſame by ſuch Action as aforeſaid.

Two Juſtices may cauſe Perſons who have no viſible Eſtate, &c. to be brought before them, and unleſs they make it appear that they do not maintain themſelves by Gaming, ſhall find Sureties for their good Behaviour for 12 Months or be committed.

'VI. And whereas divers leud and diſſolute Perſons, live at great Expences, having no viſible Eſtate, 'Profeſſion or Calling to maintain themſelves, but ſupport thoſe Expences by Gaming only;' Be it therefore further enacted by the Authority aforeſaid, That it ſhall and may be lawful for any two or more of her Majeſty's Juſtices of the Peace, in any County, City or Liberty whatſoever, to cauſe to come or to be brought before them, every ſuch Perſon or Perſons within their reſpective Limits, whom they ſhall have juſt Cauſe to ſuſpect to have no viſible Eſtate, Profeſſion or Calling to maintain themſelves by, but do for the moſt part ſupport themſelves by Gaming; and if ſuch Perſon or Perſons ſhall not make it appear to ſuch Juſtices, that the Principal Part of his or their Expences is not maintained by Gaming, that then ſuch Juſtices ſhall require of him or them ſufficient Securities for his or their good Behaviour for the Space of twelve Months; and in Default of his or their finding ſuch Securities, to commit him or them to the common Gaol, there to remain until he or they ſhall find ſuch Securities as aforeſaid.

Perſons ſo finding Sureties and playing for 20s. during the Time, ſhall forfeit their Recognizance.

VII. And be it enacted by the Authority aforeſaid, That if ſuch Perſon or Perſons ſo finding Sureties as aforeſaid, ſhall, during the Time for which he or they ſhall be ſo bound to the good Behaviour, at any one Time or Sitting, play or bett for any Sum or Sums of Money or other Thing, exceeding in the whole the Sum or Value of twenty Shillings, that then ſuch Playing ſhall be deemed or taken to be a Breach of his or their Behaviour, and a Forfeiture of the Recognizance given for the ſame.

Aſſaulting, &c. on Account of Money won at Play, to forfeit all his Goods, and be impriſoned two Years.

VIII. And for the preventing of ſuch Quarrels as ſhall and may happen upon the Account of Gaming; Be it further enacted by the Authority aforeſaid, That in caſe any Perſon or Perſons whatſoever, ſhall aſſault and beat, or ſhall challenge or provoke to fight any other Perſon or Perſons whatſoever, upon Account of any Money won by gaming, playing or betting at any of the Games aforeſaid, ſuch Perſon or Perſons aſſaulting and beating, or challenging or provoking to fight ſuch other Perſon or Perſons upon the Account aforeſaid, ſhall being thereof convicted upon an Indictment or Information to be exhibited againſt him or them for that Purpoſe, forfeit to her Majeſty, her Heirs and Succeſſors, all his Goods, Chattels and Perſonal Eſtate whatſoever, and ſhall alſo ſuffer Impriſonment without Bail or Mainprize, in the common Gaol of the County where ſuch Conviction ſhall be had during the Term of two Years.

Th's Act ſhall not extend to prevent Gaming in any of the Queen's Palaces during her Reſidence there, &c.

IX. Provided always, That nothing in this Act contained ſhall extend to prevent or hinder any Perſon or Perſons from gaming or playing at any of the Games aforeſaid, within any of her Majeſty's Palaces of *St. James* or *Whitehall*, during ſuch Time as her Majeſty, her Heirs or Succeſſors, ſhall be actually reſident at either of the ſaid two Palaces, or in any other Royal Palaces, where her Majeſty, her Heirs or Succeſſors, ſhall be actually reſident, during the Time of ſuch actual Reſidence, ſo as ſuch Playing be not in any Houſe, Lodging, or other Part of any of the ſaid Palaces, the Freehold or Inheritance whereof is or ſhall be out of the Crown, or is or ſhall be in Leaſe to any Perſon or Perſons, during ſuch Time as ſuch Freehold and Inheritance ſhall be out of the Crown, or ſuch Leaſe ſhall continue, and ſo as ſuch Playing be for ready Money only.

Farther Proviſions concerning Gaming, 2 Geo. 2. c. 28. ſect. 9.

10 Geo. 2. c. 19. 10 Geo. 2. c. 28. 12 Geo. 2. c. 28. 18 Geo. 2. c. 34. 25 Geo. 2. c. 36. 30 Geo. 2. c. 24.

CAP.

CAP. XV.

An Act for making more effectual an Act of the forty third Year of the Reign of Queen ELIZABETH, intituled, *An Act concerning the Aſſiſes of Fuel*, ſo far as it relates to the Aſſiſe of Billet.

'WHEREAS an Act made in the forty-third Year of Queen ELIZABETH, intituled, *An Act concerning the Aſſiſes of Fuel*, extends only to Cities, Boroughs, and Towns Corporate: And whereas alſo there is no Forfeiture by the ſaid Act, unleſs the Talewood, Billet, or Faggots therein mentioned were put to Sale, the Difficulty of knowing which is very great, (notwithſtanding the ſaid Commodities lie expoſed in publick Places where they are uſually bought and ſold) by Reaſon of the Unwillingneſs of Perſons to become Informers: And whereas alſo the Aſſiſe of Billet in the ſaid Act is carried up no higher than to two Caſt, which is very far ſhort of the Scantlings of Billet now in Uſe in many Parts of this Realm;' For remedying the Defects in the ſaid Act, and making it more effectual, be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the firſt Day of *November* in the Year of our Lord one thouſand ſeven hundred and eleven, all Billet whatſoever, that is or ſhall lie expoſed on Wharfs, Stathes, Kays, or other Places where Billet is uſually put on board, landed, laden, unladen, or that ſhall be put to Sale, or that ſhall lie in any Hoy, Barge, Keel, Lighter, or other Boat or Veſſel within the Port of *London*, or any other Port, ſhall be aſſiſed, and cut or marked in Manner following, *viz.* all Billets, of what Scantling or Denomination ſoever, ſhall contain in Length three Foot and four Inches; every Billet named a Single, being round Bodied, ſhall contain in Compaſs ſeven Inches and a half; every Billet commonly called a Caſt, ſhall be cut or marked one, and being round, ſhall contain in Compaſs ten Inches and an Half, being half round ſhall contain in Compaſs twelve Inches and a Quarter, being Quarter-Cleft, ſhall contain in Compaſs twelve Inches; every Billet commonly called a Trois, ſhall be cut or marked with three Notches in the Middle, and being round, ſhall contain in Compaſs thirteen Inches, being half round ſhall contain in Compaſs fifteen Inches, being Quarter-Cleft, ſhall contain in Compaſs fourteen Inches and three Quarters; every Billet commonly called two Caſt, ſhall be marked two, and being round, ſhall contain in Compaſs fifteen Inches, being half round, ſhall contain in Compaſs ſeventeen Inches and a Quarter, being Quarter-Cleft, ſhall contain in Compaſs ſeventeen Inches; every Billet commonly called three Caſt, ſhall be marked with a Notch at each End, and another in the Middle, and being round, ſhall contain in Compaſs eighteen Inches and a Quarter, being half round, ſhall contain in Compaſs twenty-one Inches and a Quarter, being Quarter-Cleft, ſhall contain in Compaſs twenty-one Inches; every Billet commonly called four Caſt, ſhall be marked four, and being round ſhall contain in Compaſs twenty-one Inches and a Quarter, being half round, ſhall contain in compaſs twenty-four Inches and a Half, being Quarter-Cleft, ſhall contain in Compaſs twenty-four Inches; every Billet commonly called five Caſt, ſhall be marked five, and being round, ſhall contain in Compaſs twenty-three Inches and three Quarters, being half round, ſhall contain in Compaſs twenty-ſeven Inches and a Half, being Quarter-Cleft, ſhall contain in Compaſs twenty-ſeven Inches; every Billet commonly called ſix Caſt, ſhall be marked ſix, and being round, ſhall contain in Compaſs twenty-ſix Inches, being half round, ſhall contain in Compaſs thirty Inches, being Quarter-Cleft, ſhall contain in Compaſs twenty-nine Inches and a Half; every Billet commonly called ſeven Caſt, ſhall be marked ſeven, and being round, ſhall contain in Compaſs twenty eight Inches, being half round, ſhall contain in Compaſs thirty-two Inches and a Half, being Quarter-Cleft, ſhall contain in Compaſs thirty-two Inches; every Billet commonly called eight Caſt, ſhall be marked eight, and being round, ſhall contain in compaſs thirty Inches, being half round, ſhall contain in Compaſs thirty-four Inches and three Quarters, being Quarter-Cleft, ſhall contain in Compaſs thirty-four Inches; every Billet commonly called nine Caſt, ſhall be marked nine, and being round, ſhall contain in Compaſs thirty-one Inches and three Quarters, being half round, ſhall contain in Compaſs thirty-ſix Inches and three Quarters, being Quarter-Cleft, ſhall contain in Compaſs thirty-ſix Inches and a Quarter; every Billet commonly called ten Caſt, ſhall be marked ten, and being round, ſhall contain in Compaſs thirty-three Inches and a Half, being half round, ſhall contain in Compaſs thirty-eight Inches and three Quarters, being Quarter-Cleft, ſhall contain in Compaſs thirty-eight Inches; every Billet commonly called eleven Caſt, ſhall be marked eleven, and being round, ſhall contain in Compaſs thirty-five Inches and a Quarter; every Billet commonly called twelve Caſt, ſhall be marked twelve, and being round, ſhall contain in Compaſs thirty-ſix Inches and three Quarters; every Billet commonly called thirteen Caſt, ſhall be marked thirteen, and being round, ſhall contain in Compaſs thirty-eight Inches and a Quarter; every Billet commonly called fourteen Caſt, ſhall be marked fourteen, and being round, ſhall contain in Compaſs thirty-nine Inches and three Quarters; every Billet commonly called fifteen Caſt, ſhall be marked fifteen, and being round ſhall contain in Compaſs forty-one Inches; every Billet commonly called ſixteen Caſt, ſhall be marked ſixteen, and being round, ſhall contain in Compaſs forty-two Inches and a Half; every Billet commonly called ſeventeen Caſt, ſhall be marked ſeventeen, and being round, ſhall contain in Compaſs forty-three Inches and three Quarters; every Billet commonly called eighteen Caſt, ſhall be marked eighteen, and being round, ſhall contain in Compaſs forty-five Inches; every Billet commonly called nineteen Caſt, ſhall be marked nineteen, and being round, ſhall contain in Compaſs forty-ſix Inches and a Quarter; every Billet commonly called twenty Caſt, ſhall be marked twenty, and being round, ſhall contain in Compaſs forty-ſeven Inches and a Half.

43 Eliz. c. 14.

34 & 35 H. 8. c. 3.

7 Ed. 6. c. 7.

How Billet expoſed to Sale in any Port, after Nov. 1. 1710. ſhall be aſſiſed, cut, and marked.

Single.

Caſt.

Trois.

Two Caſt.

Three Caſt.

Four Caſt.

Five Caſt.

Six Caſt.

Seven Caſt.

Eight Caſt.

Nine Caſt.

Ten Caſt.

Eleven Caſt.

Twelve Caſt.

Thirteen Caſt.

Fourteen Caſt.

Fifteen Caſt.

Sixteen Caſt.

Seventeen Caſt.

Eighteen Caſt.

Nineteen Caſt.

Twenty Caſt.

II. And be it further enacted by the Authority aforeſaid, That all Billet that is, ſhall lie, or be expoſed, on Wharfs, Stathes, Kays, or other Places where Billet is uſually put on Board, landed, laden, unladen, or

Billet expoſed to Sale, not aſſiſed, &c. as above

directed. Altered and explained by 10 Annæ, c. 6. § 2. as to Beechwood Billet

or that ſhall be put or expoſed to Sale, or that ſhall be in any Hoy, Barge, Keel, Lighter, or other Boat or Veſſel, within the Port of *London*, or any other Port, and ſhall not be aſſiſed and marked, or cut, as is in this Act before directed, That then upon Information thereof given to any Juſtice of Peace of the County, or to the Mayor, Bailiff, or other Head Officer of the City, Borough, or Town Corporate, where the ſaid Billet is, or ſhall lie or be expoſed, or be put to Sale, or be in any Hoy, Barge, Keel, Lighter, or other Boat or Veſſel, as aforeſaid, ſuch Juſtice of the Peace, Mayor, Bailiff, or other Head Officer, ſhall have Power and Authority to call before them ſix good and lawful Men of the Town, Pariſh, City, Borough, or Town Corporate, where the ſaid Billet is, ſhall lie, or be expoſed, or be put to Sale, or be in any Hoy, Barge, Keel, Lighter, or other Boat or Veſſel, as aforeſaid, and ſhall ſwear them upon their corporal Oaths, truly to inquire and preſent, whether all or any Part of the ſaid Billet be of good and ſufficient Aſſiſe, according to the Direction of this preſent Act; and if they ſhall preſent upon their Oaths, that any of the ſaid Billets are not aſſized and marked, or cut, as is before directed, That then the ſaid Juſtice of Peace for the ſaid County, or the ſaid Mayor, Bailiff, or other Head Officer of the ſaid City, Borough, or Town Corporate, by Virtue of this Act, upon their Preſentment, ſhall and may take ſuch of the ſaid Billets as ſhall not be marked or cut, or be falſe aſſized, as forfeited, and ſhall deliver the ſame to the Overſeers of the Poor in the ſaid Town, Pariſh, City, Borough, or Town Corporate, to be by them given and diſtributed to the Poor there, according to their Diſcretions, from time to time, as often as ſuch Offences ſhall be preſented in Manner and Form, as aforeſaid.

to be forfeited, and given to the Poor.

Any Perſon ſued for putting this Act in Execution, may plead the General Iſſue, &c.

III. And be it further enacted by the Authority aforeſaid, That if any Suit or Action ſhall happen at any Time or Times hereafter to be brought, commenced, or proſecuted againſt any Perſon or Perſons for or relating to any Matter or Thing which he or they ſhall happen to do in putting in Execution this preſent Act; it ſhall be lawful to and for ſuch Perſon or Perſons, againſt whom ſuch Suit or Action ſhall happen to be brought, as aforeſaid, to plead the General Iſſue, and to give this Act and the ſpecial Matter in Evidence; and if the Plaintiff or Plaintiffs in ſuch Suit or Action ſhall become nonſuit, or ſuffer a Verdict to paſs againſt him or them, or diſcontinue his or their Suit or Action, or Judgment ſhall be given againſt him or them upon any Demurrer, the Defendant or Defendants in ſuch Suit or Action ſhall have Judgment to recover his or their treble Coſts in ſuch Suit or Action.

and ſhall have Treble Coſts.

Proprietors of Trees may mark, &c. or not mark their Billets as they pleaſe for private Uſe.

IV. Provided always, and be it enacted by the Authority aforeſaid, That any Owner or Proprietor of Trees, may lop, cut, carry, mark, or omit to mark Billet of what Aſſize, Length or Bigneſs he pleaſes, ſuch Billet being for the private Uſe of the ſaid Owner and Proprietor only; any thing in this Act contained to the contrary thereof in any wiſe notwithſtanding.

See farther 10 *Ann. c.* 6. *which provides that Aſſiſe of Fuel ſhall not extend to Billets made of Beech-Wood.*

CAP. XVI.

An Act to make an Attempt on the Life of a Privy Counſellor, in the Execution of his Office, to be Felony without Benefit of Clergy.

3 Hen. 7. c. 14.

'WHEREAS *Anthony de Guiſcard*, commonly called Marquis *de Guiſcard*, a *French* Papiſt, reſiding in *England* under her Majeſty's Protection, and ſubſiſted by her Majeſty's Bounty for ſome Years paſt, was charged with holding a traiterous Correſpondence with *France*, and being taken into Cuſtody for ſuch his Treaſon by *Nathan Wilcocks*, of the Pariſh of St. *James Weſtminſter* in the County of *Middleſex*, Gentleman, one of her Majeſty's Meſſengers in Ordinary, by virtue of a Warrant of the Right Honourable *Henry Saint John* Eſquire, one of her Majeſty's Principal Secretaries of State, and on the eighth Day of *March* in the Year of our Lord one thouſand ſeven hundred and ten, being under Examination before a Committee of her Majeſty's moſt honourable Privy Council for the ſame, perceiving his ſaid Treaſon to have been fully detected, being conſcious of his Guilt, and dreading the Pain and Infamy of his approaching Puniſhment, in Hopes of preventing the ſame, and in Revenge for the Diſcovery of the ſaid Offence, did, with a Penknife, in a barbarous and villainous Manner, ſtab the Right Honourable *Robert Harley* Eſquire, Chancellor of her Majeſty's Exchequer, and one of her Majeſty's Privy Council, then preſent, and aſſiſting in that Committee, and endeavoured to wound others of her Majeſty's Privy Council there: And whereas in the preventing further Miſchief from the Rage of the ſaid *Anthony de Guiſcard*, and in apprehending and ſecuring him, he the ſaid *Anthony de Guiſcard* was neceſſarily and unavoidably bruiſed and wounded, and is ſince dead in the Priſon of *Newgate* in the City of *London*: And whereas no ſufficient Puniſhment is provided for aſſaulting or wounding a Privy Councellor in the Execution of his Office, by any Law now in Being;' To the end that all Perſons may be deterred from committing ſuch Offences, and for preventing the like Miſchiefs for the Time to come; Be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That if any Perſon or Perſons, from and after the firſt Day of *May* in the Year of our Lord one thouſand ſeven hundred and eleven, ſhall unlawfully attempt to kill, or ſhall unlawfully aſſault and ſtrike or wound any Perſon, being one of the moſt honourable Privy Council of her Majeſty, her Heirs or Succeſſors, when in the Execution of his Office of a Privy Councellor in Council, or in any Committee of Council, that then the Perſon or Perſons ſo offending, being thereof convicted in due Form of Law, ſhall be and are hereby declared to be Felons, and ſhall ſuffer Death as in Caſes of Felony, without the Benefit of Clergy.

After 1 May 1711. whoever ſhall attempt to kill, &c. a Privy Councellor in the Execution of his Office, declared a Felon, and ſhall ſuffer Death as ſuch without Clergy.

Nathan Wilcocks, &c. ſaved harmleſs.

II. And be it further enacted by the Authority aforeſaid, That the ſaid *Nathan Wilcocks* (who by an Inquiſition taken the ſeventeenth Day of the ſaid Month of *March*, before *George Rivers* Eſquire, Coroner of the ſaid City of *London*, on View of the Body of the ſaid *Anthony de Guiſcard*, then and there lying dead) is found to have given him the ſaid *Anthony de Guiſcard* ſeveral mortal Bruiſes of which he died, and all and

every other Perſon and Perſons, who were aſſiſting in the Defence of the ſaid *Robert Harley*, and in the apprehending and ſecuring the ſaid *Anthony de Guiſcard*, and did, in ſo doing, aſſault, bruiſe, or wound the ſaid *Anthony de Guiſcard*, ſhall be, and are hereby indemnified and ſaved harmleſs therefore; and ſuch their Actings and Doings are hereby declared to have been neceſſary and lawful.

CAP. XVII.

An Act for the Preſervation of White and other Pine Trees growing in her Majeſty's Colonies of *New Hampſhire*, the *Maſſachuſets Bay*, and Province of *Main*, *Rhode Iſland*, and *Providence Plantation*, the *Narraganſet* Country, or *Kings Province*, and *Connecticut*, in *New England*, and *New York*, and *New Jerſey*, in *America*, for the Maſting her Majeſty's Navy.

'WHEREAS there are great Numbers of White or other Sort of Pine Trees, fit for Maſts, growing in her Majeſty's Colonies of *New Hampſhire*, the *Maſſachuſets Bay*, and Province of *Main*, *Rhode Iſland*, and *Providence Plantation*, the *Narraganſet* Country, or *Kings Province*, and *Connecticut*, in *New England*, and *New York*, and *New Jerſey*, fit for the Maſting her Majeſty's Royal Navy: And whereas the ſame growing near the Sea, and on navigable Rivers, may commodiouſly be brought into this Kingdom for the Service aforeſaid:' Wherefore, for the better Preſervation thereof, be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the twenty-fourth Day of *September*, which ſhall be in the Year of our Lord one thouſand ſeven hundred and eleven, no Perſon or Perſons within the ſaid Colonies of *New Hampſhire*, the *Maſſachuſets Bay*, and Province of *Main*, *Rhode Iſland*, and *Providence Plantation*, the *Narraganſet* Country, or *Kings Province*, *Connecticut* in *New England*, and *New York* and *New Jerſey*, or any of them, do or ſhall preſume to cut, fell, or deſtroy any White or other Sort of Pine Tree fit for Maſts, not being the Property of any private Perſon, ſuch Tree being of the Growth of twenty-four Inches Diameter and upwards at twelve Inches from the Earth, without her Majeſty's Licence for ſo doing firſt had and obtained; on the Penalty or Forfeiture of one hundred Pounds Sterling for every ſuch Offence, on Proof thereof to be made by one or more credible Witneſſes on Oath before one of her Majeſty's Juſtices of the Peace there, within or neareſt to ſuch Place where ſuch Offence ſhall be committed; one Moiety of ſuch Penalty or Forfeiture to be to her Majeſty, her Heirs and Succeſſors, the other Moiety to the Informer who ſhall ſue for the ſame within ſix Months, to be levied by Warrant under the Hand and Seal of ſuch Juſtice of the Peace.

12 *Car.* 2. *c.* 18. 15 *Car.* 2. *c.* 7. 22 & 23 *Car.* 2. *c.* 26. 25 *Car.* 2. *c.* 7. After 24 Sept. 1711. no Perſon, within the Colonies of New Hampſhire, &c. ſhall cut, &c. any Pine Tree fit for Maſts, without Leave of the Queen; on Forfeiture of 100*l.* One Moiety to the Queen, the other to the Informer, to be levied by Warrant of a Juſtice.

'II. And whereas the Surveyor General of her Majeſty's Woods in thoſe Parts is, by himſelf or his ſufficient Deputy or Deputies, by her Majeſty's Commiſſion, authorized and directed to mark with the broad Arrow all ſuch Trees as now are, or hereafter ſhall be fit and proper to be taken for the Uſe of her Majeſty's Royal Navy, and to keep a Regiſter for the ſame, thereby to prevent the Deſtruction of ſuch Trees: And whereas ſeveral Perſons, not lawfully thereto authorized, as aforeſaid, have preſumed to mark ſuch Trees with the broad Arrow, thereby to deter others her Majeſty's good Subjects from getting Logs for Lumber and other Uſes, and to make to themſelves a Property in ſuch Trees, though growing on common Lands;' Be it therefore further enacted by the Authority aforeſaid, That from and after the ſaid twenty-fourth Day of *September* one thouſand ſeven hundred and eleven, no Perſon or Perſons within the ſaid Colonies of *New Hampſhire*, the *Maſſachuſets Bay*, and Province of *Main*, *Rhode Iſland*, and *Providence Plantation*, the *Narraganſet* Country, or *Kings Province*, *Connecticut* in *New England*, and *New York*, and *New Jerſey*, or any of them, other than the ſaid Surveyor General for the time being, his Deputy or Deputies, or ſuch Perſon as ſhall be authorized thereto by Warrant under the ſaid Surveyor General's Hand, do or ſhall preſume to mark any ſuch White or other Sort of Pine Trees, with the broad Arrow, on the Penalty or Forfeiture of five Pounds Sterling for every ſuch Offence, to be recovered and levied in ſuch Manner, and on ſuch Proof, and to be diſtributed, as aforeſaid; any thing herein before, or in any former Act, contained to the contrary in any wiſe notwithſtanding.

Repealed as to ſelling White Pine Trees, by 8 Geo. 1. c. 12. §. 6.

No Perſon within the ſaid Colonies ſhall mark any Pine Tree with the broad Arrow, except the Queen's Surveyor, &c. On Penalty of 5*l.* to be levied and diſtributed as above.

Concerning Plantations, ſee farther c. 27. *and* 10 *Anr. c.* 22 & 26. 4 *Geo.* 1. *c.* 11. 8 *Geo.* 1. *c.* 12 & 15. 13 *Geo.* 1. *c.* 5. 3 *Geo.* 2. *c.* 12 & 28. 4 *Geo.* 2. *c.* 15. 5 *Geo.* 2. *c.* 7 & 9. 6 *Geo.* 2. *c.* 13. 8 *Geo.* 2. *c.* 19. 12 *Geo.* 2. *c.* 30. 15 *Geo.* 2. *c.* 31 & 33. 24 *Geo.* 2. *c.* 51 & 53. 29 *Geo.* 2. *c.* 5 & 35. 30 *Geo.* 2. *c.* 9.

CAP. XVIII.

An Act to render more effectual an Act made in the ſixth Year of her preſent Majeſty, intituled, *An Act to repeal a Clauſe in an Act of the ſeventh Year of the Reign of his late Majeſty, for amending Highways, which enjoins Waggoners and others to draw with a Pole between the Wheel-horſes, or with double Shafts, and to oblige them to draw only with ſix Horſes, or other Beaſts, except up Hills.*

'WHEREAS by an Act of Parliament made in the ſixth Year of the Reign of her preſent Majeſty, intituled, *An Act to repeal a Clauſe in an Act of the ſeventh Year of the Reign of his late Majeſty (for amending and repairing Highways) which enjoins Waggoners and others to draw with a Pole between the Wheel Horſes, or with double Shafts, and to oblige them to draw only with ſix Horſes, or other Beaſts, except up Hills*, it is enacted, That from and after the twenty fourth Day of *June* one thouſand ſeven hundred and eight, no travelling Waggon, Wain, Cart, or Carriage, wherein any Burdens, Goods, or Wares ſhall be carried or drawn, other than ſuch Carts and Carriages as in the ſaid Act are excepted, ſhall at

6 Annæ, c. 29. 13 *Ed.* 1. *ſtat.* 2. *c.* 5. 2 & 3 *P. & M. c.* 8. After 24 June 1711. any Perſon may ſeize the Horſes, &c. of any Waggon,

&c. drawn with more than 6 Horſes, &c. and deliver them to the Surveyor, &c. and if the Penalty be not paid in 3 Days, the Diſtreſs to be ſold, &c. See 1 Geo. 1. Stat. 2. c. 11. and 5 Geo. 1. c. 12. by the laſt of which Acts no Cart is to be drawn with more than 3 Horſes. And ſee 6 Geo. 1. c. 6. for the Aſcertainment of the Quantities of Meal, &c. to be carried in London.

'at any one Time travel, be drawn, or go in any common or publick Highway or Road with above ſix 'Horſes, Oxen, or Beaſts, except up Hills, upon Pain that every Owner of ſuch Waggon, Wain, Cart, 'or Carriage, ſhall forfeit for every ſuch Offence the Sum of five Pounds; one Moiety whereof ſhall be to 'the Surveyors of the Highways of the Town, Village, Hamlet, or Place, where any of the ſaid Offences 'ſhall be committed, to be employed in the Repairs of the ſaid Highways, and the other Moiety thereof 'to him that ſhall diſcover and proſecute for any of the ſaid Offences, (provided ſuch Diſcoverer or Proſecu-'tor be an Inhabitant of ſuch Town, Village, or Place) the ſaid Penalty to be levied by Diſtreſs of all 'or any the ſaid Horſes, Oxen, or Beaſts, by Warrant under the Hand and Seal of one Juſtice of the 'Peace: And whereas the reſtraining the Diſcovery and Proſecution of the ſaid Offence, to an Inhabitant of 'the Town or Place where the Offence ſhall be committed, and the ſaid Penalties being appointed to be 'levied by Diſtreſs of the ſaid Horſes, Oxen, or Beaſts only, by Warrant under the Hand and Seal of one 'Juſtice of the Peace, do render the ſaid Act in a great Meaſure ineffectual;' For Remedy whereof, be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the four and twentieth Day of *June* one thouſand ſeven hundred and eleven, it ſhall and may be lawful for any Perſon or Perſons whatſoever, to ſeize or diſtrain any or all of the Horſes, Oxen, or Beaſts of any Perſon or Perſons offending againſt the ſaid Act, by drawing with more than ſix Horſes, Oxen, or Beaſts, and forthwith to deliver the ſaid Horſes, Oxen, or Beaſts ſo ſeized and diſtrained to the Surveyor of the Highways, or other Pariſh Officer of the Town, Village, Hamlet, or Place where the Offence ſhall be committed; and in caſe the ſaid Penalty be not paid within three Days, it ſhall and may be lawful to and for the ſaid Surveyor of the Highways, or other Pariſh Officer, by Warrant under Hand and Seal of one Juſtice of the Peace, to ſell the ſaid Diſtreſs, and deliver the Money raiſed thereby to the ſaid Juſtice, who is hereby authorized and required to diſtribute the Penalties as by the ſaid Act is directed, rendring the Overplus, if any be, to the Owner, the Charges being firſt deducted; or if the Offender or Offenders ſhall immediately pay the ſaid Penalty to the Perſon or Perſons ſo ſeizing or diſtraining, or to the Surveyor or other Pariſh Officer where the Offence ſhall be committed, then the Perſon ſo receiving the ſame ſhall deliver it to the next Juſtice of the Peace, to be by him diſtributed, as aforeſaid.

If the Offender pay the Penalty, it ſhall be deliver'd to the next Juſtice, &c.

If the Perſon ſeizing the Cattle ſhall neglect to deliver them to the Surveyor, he ſhall forfeit 20 l. to be levied by Diſtreſs; and for want of Diſtreſs to be ſent to the Common Gaol. Surveyor, &c. neglecting to deliver the Penalty to the Juſtice, to forfeit 20 l.

II. Provided always, That if any Perſon or Perſons ſhall at any Time refuſe or neglect to carry any of the ſaid Horſes, Oxen, or Beaſts, by him ſo ſeized or diſtrained, to the Surveyor, or other Pariſh Officer, as aforeſaid, he ſhall forfeit for ſuch Refuſal or Neglect, the Sum of twenty Pounds, to be levied upon his Goods and Chattels, by Warrant under the Hand and Seal of one Juſtice of the Peace; and for want of ſufficient Diſtreſs, the Perſon or Perſons ſo offending ſhall be ſent to the Common Gaol of the County, City, Town Corporate, or Liberty where ſuch Offence ſhall be committed, there to remain till the ſaid Sum of twenty Pounds, by him ſo forfeited, ſhall be fully paid; one Moiety of which ſaid Sum ſhall, by Order of the ſaid Juſtice of the Peace, be paid to the Informer, and the other Moiety be laid out in repairing the Highways of the Pariſh, Town, or Hamlet where the Seizure was made; and if any Surveyor of the Highways, or other Pariſh Officer, ſhall refuſe or neglect to deliver any Sum of Money or Penalty by him received to the ſaid Juſtice, he or they, for ſuch Refuſal or Neglect, ſhall forfeit the Sum of twenty Pounds, to be levied and diſpoſed of, as aforeſaid.

Perſons aſſiſting, &c. to forfeit 5 l.

III. And be it further enacted by the Authority aforeſaid, That if any Perſon employed by any Carrier or other Perſon ſubject to the Penalties mentioned in the ſaid Act, ſhall drive, or aſſiſt in the Driving of any Travelling Waggon, Wain, Cart, or Carriage, with more than ſix Horſes, Oxen, or Beaſts, the Perſon ſo offending ſhall forfeit the Sum of five Pounds, to be levied and diſpoſed of in like Manner as the Forfeitures before mentioned are directed and appointed.

So much of the ſaid Act of 6 Annæ as relates to drawing up Hill, repealed.

'IV. And whereas the Allowing of drawing up any Hills by the ſaid Act with more than ſix Horſes, 'or Beaſts, has been found very prejudicial to the Highways, by giving Opportunity of drawing in other 'Places with more than ſix Horſes, or Beaſts;' Be it further enacted by the Authority aforeſaid, That ſo much of the ſaid recited Act as relates to the Drawing up Hills with more than ſix Horſes, or Beaſts, from the ſaid four and twentieth Day of *June* one thouſand ſeven hundred and eleven, ſhall ſtand abſolutely repealed, and is hereby repealed.

Where ſix Horſes are not ſufficient, any Perſon may add more Beaſts from another Cart, &c.

V. Provided always, and it is hereby enacted and declared, That where the Horſes allowed to draw any Cart or Waggon, ſhall not be ſufficient to draw the ſame up any ſteep Hill, or out of any foul Place, it ſhall and may be lawful to and for any Perſon or Perſons to take, add, and join any Horſe or Horſes, from another Cart or Waggon then travelling that Road, by and with the Conſent of the Owner or Driver of ſuch Cart or Waggon, to help ſuch inſufficient Horſes up ſuch ſteep Hill, or out of ſuch foul Place; any thing herein, or in any other Act, contained to the contrary notwithſtanding.

Farther Proviſions concerning Highways, 1 *Geo.* 1. *c.* 11 & 52. 5 *Geo.* 1. *c.* 12. 6 *Geo.* 1. *c.* 6. 5 *Geo.* 2. *c.* 33. *which is made perpetual by* 27 *Geo.* 2. *c.* 16. 7 *Geo.* 2. *c.* 9. 8 *Geo.* 2. *c.* 20. 9 *Geo.* 2. *c.* 18. 14 *Geo.* 2. *c.* 42. 15 *Geo.* 2. *c.* 2. 16 *Geo.* 2. *c.* 29. 21 *Geo.* 2. *c.* 28. 24 *Geo.* 2. *c.* 43. 26 *Geo.* 2. *c.* 28 & 30. 28 *Geo.* 2. *c.* 17. 30 *Geo.* 2. *c.* 28. *and* 31 *Geo.* 2. *c.* 34.

CAP. XIX.

PR. An Act to enable her Majeſty to grant the Site of the Caſtle of *Exon* (Parcel of her Dutchy of *Cornwall*) for ninety-nine Years, for the Uſe and Benefit of the County of *Devon*. The Queen, &c. may by Letters Patent grant the Site of the Caſtle of *Exon*, for the Term of ninety-nine Years, to ſome Perſon appointed by the Quarter-Seſſions of the County of *Devon*, for the Uſe of the ſaid County, &c. The Intereſt of the Juſtices to the Herbage, &c. ſhall ceaſe on the making ſuch Grant; and the antient yearly Rent of 10 *l.* ſhall be reſerved in the ſaid Grant payable to the Crown. Saving to all Perſons, other than the Crown and Dukes of *Cornwall*, all Rights, &c.

CAP. XX.

An Act for rendring the Proceedings upon Writs of *Mandamus*, and Informations in the Nature of a *Quo Warranto*, more ſpeedy and effectual; and for the more eaſy Trying and Determining the Rights of Offices and Franchiſes in Corporations and Boroughs.

'WHEREAS divers Perſons have of late illegally intruded themſelves into, and have taken upon themſelves to execute the Offices of Mayors, Bailiffs, Portreeves and other Offices, within Cities, Towns Corporate, Boroughs and Places, within that Part of *Great Britain* called *England* and *Wales*; and where ſuch Offices were annual Offices, it hath been found very difficult, if not impracticable, by the Laws now in Being, to bring to a Trial and Determination the Right of ſuch Perſons to the ſaid Offices within the Compaſs of the Year; and where ſuch Offices were not annual Offices, it hath been found difficult to try and determine the Right of ſuch Perſons to ſuch Offices, before they have done divers Acts in their ſaid Offices, prejudicial to the Peace, Order and good Government within ſuch Cities, Towns Corporate, Boroughs and Places, wherein they have reſpectively acted: And whereas divers Perſons, who had a Right to ſuch Offices, or to be Burgeſſes or Freemen of ſuch Cities, Towns Corporate, Boroughs or Places, have either been illegally turned out of the ſame, or have been refuſed to be admitted thereto, having in many of the ſaid Caſes no other Remedy to procure themſelves to be reſpectively admitted or reſtored to their ſaid Offices or Franchiſes of being Burgeſſes or Freemen, than by Writs of *Mandamus*, the Proceedings on which are very dilatory and expenſive, whereby great Miſchiefs have already enſued, and more are likely to enſue, if not timely prevented:' For Remedy whereof, Be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the firſt Day of *Trinity* Term in the Year of our Lord one thouſand ſeven hundred and eleven, where any Writ of *Mandamus* ſhall iſſue out of the Court of *Queen's Bench*, the Courts of Seſſions of Counties Palatine, or out of any the Courts of Grand Seſſions in *Wales*, in any of the Caſes aforeſaid, ſuch Perſon or Perſons, who by the Laws of this Realm are required to make a Return to ſuch Writ of *Mandamus*, ſhall make his or their Return to the firſt Writ of *Mandamus*.

After the firſt Day of Trinity Term 1711. Returns to Writs of Mandamus out of the Queen's Bench, &c. ſhall be made to the firſt Writ.

II. And be it further enacted by the Authority aforeſaid, That from and after the ſaid firſt Day of *Trinity* Term, as often as in any of the Caſes aforeſaid, any Writ of *Mandamus* ſhall iſſue out of any of the ſaid Courts, and a Return ſhall be made thereunto, it ſhall and may be lawful to and for the Perſon or Perſons ſuing or proſecuting ſuch Writ of *Mandamus*, to plead to, or traverſe all or any the material Facts contained within the ſaid Return; to which the Perſon or Perſons making ſuch Return ſhall reply, take Iſſue, or demur; and ſuch further Proceedings, and in ſuch Manner ſhall be had therein, for the Determination thereof, as might have been had if the Perſon or Perſons ſuing ſuch Writ had brought his or their Action on the Caſe for a falſe Return; and if any Iſſue ſhall be joined on ſuch Proceedings, the Perſon or Perſons ſuing ſuch Writ ſhall and may try the ſame in ſuch Place as an Iſſue joined in ſuch Action on the Caſe ſhould or might have been tried; and in caſe a Verdict ſhall be found for the Perſon or Perſons ſuing ſuch Writ, or Judgment given for him or them upon a Demurrer, or by *Nil dicit*, or for want of a Replication or other Pleading, he or they ſhall recover his or their Damages and Coſts in ſuch Manner as he or they might have done in ſuch Action on the Caſe as aforeſaid; ſuch Coſts and Damages to be levied by *Capias ad Satisfaciendum*, *Fieri Facias*, or *Elegit*; and a peremptory Writ of *Mandamus* ſhall be granted without Delay, for him or them for whom Judgment ſhall be given, as might have been, if ſuch Return had been adjudged inſufficient; and in caſe Judgment ſhall be given for the Perſon or Perſons making ſuch Return to ſuch Writ, he or they ſhall recover his or their Coſts of Suit, to be levied in Manner aforeſaid.

As ſoon as the Return is made, the Proſecutor in ſuch Writ may plead, &c. to which the Perſon returning may reply, &c.

How the Proceedings ſhall be.

III. Provided always, That if any Damages ſhall be recovered by virtue of this Act againſt any ſuch Perſon or Perſons making ſuch Return to ſuch Writ, as aforeſaid, he or they ſhall not be liable to be ſued in any other Action or Suit, for the making ſuch Return; any Law, Uſage or Cuſtom to the contrary thereof in any wiſe notwithſtanding.

Perſons againſt whom Damages ſhall be recovered, not liable to be ſued in other Actions.

IV. And be it further enacted by the Authority aforeſaid, That from and after the ſaid firſt Day of *Trinity* Term, in caſe any Perſon or Perſons ſhall uſurp, intrude into, or unlawfully hold and execute any of the ſaid Offices or Franchiſes, it ſhall and may be lawful to and for the proper Officer in each of the ſaid reſpective Courts, with the Leave of the ſaid Courts reſpectively, to exhibit one or more Information or Informations in the Nature of a *Quo Warranto*, at the Relation of any Perſon or Perſons deſiring to ſue or proſecute the ſame, and who ſhall be mentioned in ſuch Information or Informations to be the Relator or Relators againſt ſuch Perſon or Perſons, ſo uſurping, intruding into, or unlawfully holding and executing any of the ſaid Offices or Franchiſes, and to proceed therein in ſuch Manner as is uſual in Caſes of Information in the Nature of a *Quo Warranto*; and if it ſhall appear to the ſaid reſpective Courts, that the ſeveral Rights of divers Perſons to the ſaid Offices or Franchiſes may properly be determined on one Information, it ſhall and may be lawful for the ſaid reſpective Courts to give Leave to exhibit one ſuch Information againſt ſeveral Perſons, in order to try their reſpective Rights to ſuch Offices or Franchiſes, and ſuch Perſon or Perſons, againſt whom ſuch Information or Informations in the Nature of a *Quo Warranto* ſhall be ſued or proſecuted, ſhall appear and plead as of the ſame Term or Seſſions in which the ſaid Information or Informations ſhall be filed, unleſs the Court where ſuch Information ſhall be filed, ſhall give further Time to ſuch Perſon or Perſons, againſt whom ſuch Information ſhall be exhibited, to plead; and ſuch Perſon or Perſons, who ſhall ſue or proſecute ſuch Information or Informations in the Nature of a *Quo Warranto*, ſhall proceed thereupon with the moſt convenient Speed that may be; any Law or Uſage to the contrary thereof in any wiſe notwithſtanding.

How Informations in the Nature of Quo Warranto may be exhibited againſt ſuch as intrude, &c. into Offices, &c.

V. And

Judgment of Ouster shall be given against Persons found guilty of such Usurpation, &c.

V. And be it further enacted and declared by the Authority aforesaid, That from and after the said first Day of *Trinity* Term, in case any Person or Persons, against whom any Information or Informations in the Nature of a *Quo Warranto* shall in any of the said Cases be exhibited in any of the said Courts, shall be found or adjudged Guilty of an Usurpation, or Intrusion into, or unlawfully holding and executing any of the said Offices, or Franchises, it shall and may be lawful to and for the said Courts respectively, as well to give Judgment of *Ouster* against such Person or Persons, of and from any of the said Offices or Franchises, as to fine such Person or Persons respectively, for his or their usurping, intruding into, or unlawfully holding and executing any of the said Offices or Franchises; and also it shall and may be lawful to and for the said Courts respectively, to give Judgment, That the Relator or Relators, in such Information named, shall recover his or their Costs of such Prosecution; and if Judgement shall be given for the Defendant or Defendants in such Information, he or they, for whom such Judgement shall be given, shall recover his or their Costs therein expended against such Relator or Relators; such Costs to be levied in Manner aforesaid.

and the Relator shall recover Costs: If Judgment be given for the Defendant, he shall have Costs against the Relator.

The Court may allow a convenient Time to return a Mandamus, plead, reply, &c.

VI. And be it further enacted and declared by the Authority aforesaid, That it shall and may be lawful to and for the said Courts respectively, to allow to such Person or Persons respectively, to whom any Writ of *Mandamus* shall be directed, or against whom any Information in the Nature of a *Quo Warranto*, in any of the Cases aforesaid, shall be sued or prosecuted, or to the Person or Persons who shall sue or prosecute the same, such convenient Time respectively, to make a Return, plead, reply, rejoin, or demur, as to the said Courts respectively shall seem just and reasonable; any thing herein contained to the contrary thereof in any wise notwithstanding.

The Act 4 Annæ, c. 16. and all the Statutes of Jeofayles, shall be extended to Writs of Mandamus, &c.

VII. And be it further enacted by the Authority aforesaid, That after the said first Day of *Trinity* Term, an Act made in the fourth Year of her Majesty's Reign, intituled, *An Act for the Amendment of the Law, and the better Advancement of Justice*, and all the Statutes of *Jeofayles*, shall be extended to all Writs of *Mandamus*, and Informations in Nature of a *Quo Warranto*, and Proceedings thereon, for any the Matters in this Act mentioned.

32 H. 8. c. 30. 18 El. c. 14. 27 El. c. 5. 21 Ja. 1. c. 13. 16 & 17 Car. 2. c. 28.

No annual returning Officer shall be re-elected; and such annual Officer obstructing the Election of his Successor, to forfeit 100 l.

'VIII. And whereas in divers Counties, Boroughs, Towns Corporate, and Cinque-Ports, where the 'Mayor, Bailiff, or other Officer or Officers, to whom it belongs to preside at the Election, and make 'Return of any Member to serve in Parliament, ought to be annually elected, the same Person hath been 're-elected into such Office for several Years successively, which hath been found inconvenient;' Be it enacted and declared by the Authority aforesaid, That no Person or Persons, who hath been or shall be in such annual Office for one whole Year, shall be capable to be chosen into the same Office for the Year immediately ensuing; and where any such annual Officer or Officers is or are to continue for a Year, and until some other Person or Persons shall be chosen and sworn into such Office, if any such Officer or Officers shall voluntarily and unlawfully obstruct and prevent the chooſing another Person or Persons to succeed into such Office at the Time appointed for making another Choice, shall forfeit one hundred Pounds for every such Offence, to be recovered with Costs of Suit, by such Person as will sue for the same in any of her Majesty's Courts of Record before mentioned, by Action of Debt, Bill, Plaint, or Information, wherein no Essoin, Protection, or Wager of Law shall be allowed, nor any more than one Imparlance; one Moiety thereof to her Majesty, her Heirs and Successors, and the other Moiety to him or them that will sue for the same.

One Moiety to the Queen, the other to the Prosecutor. *See further* 1 *Geo.* 1. *stat.* 2. *c.* 13. *sect.* 12, 13.

CAP. XXI.

An Act for making good Deficiencies, and satisfying the publick Debts; and for erecting a Corporation, to carry on a Trade to the *South Seas*, and for the Encouragement of the Fishery; and for Liberty to trade in unwrought Iron with the Subjects of *Spain*; and to repeal the Acts for registring Seamen.

3 Geo. 1. c. 9. s. 3.

'MOST gracious Sovereign; Whereas notwithstanding the many and great Supplies granted to Your 'Majesty for carrying on the present War, the following Debts and Deficiencies are computed to 'remain still due and unprovided for, (that is to say) the Sum of five millions one hundred and thirty 'thousand five hundred thirty-nine Pounds five Shillings and five Pence, for the Debt of Your Majesty's

5130539 l. 5 s. 5 d. Navy Debt.

'Navy, and for Services performed by the Navy on Account of Land Forces, to the nine and twentieth 'Day of *September* one thousand seven hundred and ten, (exclusive of the Debt for the Register of Seamen) 'and the Sum of one hundred fifty-four thousand three hundred twenty-four Pounds fifteen Shillings and

154324 l. 15 s. 8 d. q. Ordnance.

'eight Pence Farthing, for the Debt of Your Majesty's Office of Ordnance, to the nine and twentieth 'Day of *September* one thousand seven hundred and ten; and the Sum of four hundred twenty-four thou-

424791 l. 5 s. 4 d. q. Transport.

'sand seven hundred ninety-one Pounds five Shillings and four Pence Farthing, for Transport Service, to 'the nine and twentieth Day of *September* one thousand seven hundred and ten; and the Sum of one mil-

1018661. 17 s. 9 d. q. Army Debentures.

'lion and eighteen thousand six hundred fifty-six Pounds seventeen Shillings and nine Pence Farthing, for 'the Principal and Interest Money, due to the nine and twentieth Day of *September* one thousand seven 'hundred and ten, on Army and Transport Debentures, made out for the Service of the last War; and

120251 l. 18 s. Coal Duty.

'the Sum of twelve thousand twenty-five Pounds and one Shilling for the Principal Money and Interest, 'to the nine and twentieth Day of *September* one thousand seven hundred and ten, of deficient Tallies and 'Orders for Money lent on an Act made in the eighth Year of the Reign of his late Majesty King William the Third (of glorious Memory) and another Act made in the first Year of your Majesty's Reign,

8 W. 3. c. 3. 1 Annæ, stat. 2. c. 4.

'for laying Duties on Coals, Culm, and Cynders; and the Sum of three hundred seventy-eight thousand

'eight

'eight hundred fifty-nine Pounds five Shillings and eight Pence Farthing, computed for Debts incurred between the nine and twentieth Day of *September* one thousand seven hundred and ten, and the five and twentieth Day of *December* one thousand seven hundred and ten, in the several Offices of the Navy, Victualling, and Transport, and for Interest on the said Army and Transport Debentures in that Time; and the Sum of nine thousand three hundred seventy and five Pounds, to satisfy the Money due upon Account of Subsidies to the Elector of *Hanover* and Duke of *Zell*, pursuant to a Treaty, bearing Date the Fourteenth Day of *May* one thousand six hundred ninety and six: All which several Sums so computed to be due and owing, as aforesaid, do amount in the whole to the Sum of seven millions one hundred twenty-eight thousand five hundred seventy-one Pounds ten Shillings and eleven Pence, and the Interest of such Part of the said several Debts as do carry Interest from the said five and twentieth Day of *December* one thousand seven hundred and ten, to the five and twentieth Day of *December* one thousand seven hundred and eleven, are computed to amount to the Sum of eighty five thousand Pounds; which being added to the said Sum of seven millions one hundred twenty-eight thousand five hundred seventy one Pounds, ten Shillings and eleven Pence, makes the Total of the said Debts amount to the Sum of seven millions two hundred and thirteen thousand five hundred and seventy-one Pounds ten Shillings and eleven Pence: And whereas there has been lent and advanced into the Receipt of your Majesty's Exchequer, pursuant to an Act made in the said eighth Year of your Majesty's Reign (among other Things) for continuing several Impositions, additional Impositions and Duties upon Goods imported, to raise Money by way of Loan, for the Service of the Year one thousand seven hundred and ten, the Sum of one million two hundred ninety-six thousand five hundred fifty-two Pounds nine Shillings and eleven Pence three Farthings: And whereas the Funds by the said last-mentioned Act settled for Payment of the Interest of the said Money lent, in Pursuance of the said Act, do not yet take place, so that no Interest hath yet been paid upon or for the said Money lent or advanced in pursuance of the said Act, and the Interest due upon the said Money on the five and twentieth Day of *March* one thousand seven hundred and eleven, is computed to amount to the Sum of seventy-four thousand eight hundred seventy-five Pounds nineteen Shillings and one Penny Farthing; and the said Principal and Interest Money, so lent and due on the said last-mentioned Act, do amount together, by Computation, to the Sum of one million three hundred seventy-one thousand four hundred twenty-eight Pounds nine Shillings and one Penny; which being added to the above mentioned Sum of seven millions two hundred and thirteen thousand five hundred seventy-one Pounds ten Shillings and eleven Pence, above computed to be the total Amount of the before-mentioned Debts and Deficiencies, will make the said Debts and Deficiencies, and the Principal and Interest Money, to the five and twentieth Day of *March* one thousand seven hundred and eleven, due upon the said Act of the eighth Year of your Majesty's Reign, amount together in the whole to the Sum of eight millions five hundred eighty-five thousand Pounds; the Interest of which said Sum of eight millions five hundred eighty-five thousand Pounds, from the five and twentieth Day of *March* one thousand seven hundred and eleven, to the five and twentieth Day of *December* one thousand seven hundred and eleven, being computed at the Rate of six Pounds *per Centum per Annum*, doth amount unto the Sum of three hundred eighty-six thousand three hundred and twenty-five Pounds; which being added to the said Sum of eight millions five hundred eighty-five thousand Pounds, makes the Sum Total of the said Debts, Sums of Money and Interest, to the said five and twentieth Day of *December* one thousand seven hundred and eleven, amount to the Sum of eight millions nine hundred seventy-one thousand three hundred twenty-five Pounds: And whereas great Part of the Tallies and Orders struck, made, and signed for the said Money, lent in pursuance of the said Act made in the said eighth Year of your Majesty's Reign, are in the Hands of the respective Treasurers or Paymasters of your Majesty's Navy, and Land Forces, and of your Majesty's Ordnance, and Transport Service, or other publick Offices, and cannot be disposed of without great Loss and Discount, and to the Damage of the publick Credit; and other Part of the Tallies and Orders, struck, made out, and signed for other Part of the said Monies lent or advanced in pursuance of the said last-mentioned Act, are or may be in the Hands of such Person or Persons as may be better pleased with the perpetual Interest, after the Rate of six Pounds *per Centum per Annum*, redeemable by Parliament, and the Privilege of Trade, and other Privileges and Advantages by this Act granted:'

3788591 l. 5 s. 8 d. q. Interest, &c.

9375 l. Hanover Subsidy.

85000 l. Interest.

1,3714281 l. 0 s. 1 d. on 8 Ann.

386325 l. Interest.

8 Annæ, c. 13.

8 Annæ, c. 13.

Now we your Majesty's most dutiful and faithful Subjects, the Commons of *Great Britain* in Parliament assembled, being duly affected with the deepest Sense of the Happiness we enjoy under your Majesty's most gracious and wise Administration, and being truly desirous to do all that becomes dutiful and faithful Subjects, to render happy and glorious the Reign of the best of Sovereigns, and having taken into our most serious Consideration all the said Debts and Deficiencies, and the many ill Consequences which may arise to the Publick thereby (if not timely remedied) and being heartily zealous to preserve the Honour of your Majesty and the Nation, and to establish the publick Credit, and to enable your Majesty to prosecute the present War, (so necessarily entred into) with the utmost Vigour, until such a Peace shall (by the Blessing of Almighty God) be obtained, as may be for the Honour of your Majesty, and the lasting Security of your Kingdoms, and your Allies, have agreed (in order to make a Provision for the said Debts, Deficiencies, and Sums of Money, before computed to amount to the said Sum of eight millions nine hundred seventy-one thousand three hundred and twenty-five Pounds, and for raising the further Sum of five hundred thousand Pounds for the Service of this present Year, which makes the total Sum, computed to be provided for by this Act, to amount to the Sum of nine millions four hundred seventy-one thousand three hundred and twenty-five Pounds) to give and grant to your Majesty such Supplies as are herein after mentioned, for paying an Interest or Annuity after the Rate of six Pounds *per Centum per Annum* for all the said Sums of Money, Debts, and Deficiencies, until the Principal Money shall be paid, as herein after is mentioned, which, by the Computation aforesaid, doth amount unto the annual Sum of five hundred sixty eight thousand two hundred seventy-nine Pounds and ten Shillings; and that a good, sure, and lasting Fund may be settled and established for paying the said Interest or Annuities, after the Rate of six Pounds *per*

500000 l. Current Service.

Centum per Annum, by quarterly Payments, amounting in the whole, by Computation, to the ſaid Sum of five hundred ſixty-eight thouſand two hundred ſeventy-nine Pounds and ten Shillings, we do give and grant to your Majeſty, your Heirs and Succeſſors, for the Purpoſes aforeſaid, the Supplies, Impoſitions, and Duties herein after mentioned; and do moſt humbly beſeech your Majeſty to accept thereof, and that it may be enacted; and be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That all and every the Impoſitions, additional Impoſitions, Rates, Duties, and Charges upon all Wines, Vinegar, and Tobacco, and upon all *Eaſt India* Goods, and wrought Silks, and upon all Whale-fins, and upon all or any other Goods or Merchandizes whatſoever, which by the ſaid Act made in the ſaid eighth Year of her ſaid now Majeſty's Reign, were granted, continued, or made payable to her ſaid Majeſty, her Heirs and Succeſſors, from the laſt Day of *July* one thouſand ſeven hundred and ſixteen to the firſt Day of *Auguſt* one thouſand ſeven hundred and twenty, ſhall by virtue of this Act be further granted and continued, and be paid and payable to her Majeſty, her Heirs and Succeſſors, upon and for all Wines, Vinegar, and Tobacco, and all wrought Silks, and Whale-fins, and upon all other the like Goods and Merchandizes as are by the ſaid Acts, every or any of them, charged or chargeable with the ſaid Rates, Duties, Impoſitions, or additional Impoſitions, or any of them, and which ſhall be brought or imported into *Great Britain*, from the laſt Day of *July* one thouſand ſeven hundred and twenty, for ever; and that all and every the Act and Acts of Parliament (which by the ſaid Act made in the ſaid eighth Year of her ſaid Majeſty's Reign, were continued to the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and twenty, and all the Powers, Proviſions, Penalties, Articles, and Clauſes in the ſaid Acts, every or any of them, mentioned or contained (except as in the ſaid Act of the ſaid eighth Year of her ſaid Majeſty's Reign, and herein after, is excepted) as for and concerning the ſaid Rates, Duties, Impoſitions, and additional Impoſitions, and every or any of them reſpectively, hereby granted, continued, or made payable, ſhall continue and be in full Force and Effect for ever, and ſhall be ſeverally applied, practiſed, and executed, for the raiſing, levying, collecting, anſwering, and paying the ſaid reſpective Rates, Duties, Impoſitions, and additional Impoſitions, every or any of them, reſpectively, by the ſame reſpective Acts granted, and which are hereby continued, and made payable, and all Arrears thereof, according to the Tenor and Intent of this Act, as if the ſame Acts, and every of them, and all and every the Clauſes, Matters, and Things in them, and every of them reſpectively mentioned or contained, had been again repeated, and particularly enacted in this preſent Act.

Impoſitions, &c. 8 Annæ, c. 13. continued from 31 July, 1720. for ever.

8 Annæ, c. 13.

II. Provided always, and be it enacted and declared by the Authority aforeſaid, That the ſaid Duty upon Tobacco, which ſhall be imported within the Times by this Act limited, and all Arrears thereof, ſhall be ſecured, collected, raiſed, levied, anſwered, and paid to her Majeſty, her Heirs and Succeſſors, in ſuch Method, and with ſuch Diſcount and Allowances, and according to ſuch Rules and Directions, and under ſuch Penalties, as are mentioned, referred to, or preſcribed (as to the Duties or Impoſitions on Tobacco) in and by the Act made in the Parliament holden in the ſeventh Year of the Reign of his ſaid late Majeſty King WILLIAM the Third, intituled, *An Act for continuing ſeveral Duties granted by former Acts upon Wine, Vinegar, and Tobacco, and* Eaſt India *Goods, and other Merchandizes imported, for carrying on the War againſt* France, and not otherwiſe.

Duty on Tobacco to be levied according to the Act 7 W. 3. c. 10. *See* 12 *Ann. ſtat.* 2. *c.* 8. *ſect.* 2. *which directs the Duties on Tobacco to be paid in eighteen Months.*

III. Provided alſo, That in all Caſes where any other Proviſion or Alteration is made by any Act or Acts of Parliament now in being, in or about any other Matter or Thing contained in the ſaid Acts of Parliament hereby continued, or any of them, ſuch other Proviſions or Alterations ſhall be obſerved for ever; any thing herein contained to the contrary notwithſtanding.

Alterations made by any Act in being to be obſerved.

IV. And be it further enacted, That all and every the Surplus Monies ariſing in the Receipt of the Exchequer, on or for the ſaid Duties hereby continued, and ſuch other Duties as are mentioned and contained in the former Acts, whereby the ſaid Duties hereby continued were granted or continued to the firſt Day of *Auguſt* one thouſand ſeven hundred and ſixteen, after Payment of all ſuch Principal Money and Intereſt, as by the ſaid former Acts are charged thereupon, and which by the ſaid Act in the ſaid eighth Year of her Majeſty's Reign are appropriated and applied to the Purpoſes in that Act mentioned, ſhall be, and by virtue of this Act are, appropriated and made applicable to the Uſes and Purpoſes in this Act mentioned and contained, and to no other Uſe, Intent, or Purpoſe whatſoever; any thing in the ſaid laſt-mentioned Act contained to the contrary thereof in any wiſe notwithſtanding.

After Payment of Principal and Intereſt charged by the former Acts, the Surplus to be applied to the Uſes of this Act.

12 Annæ, ſtat. 1. c. 13.

'V. And whereas by the ſaid Act made in the ſaid eighth Year of her ſaid Majeſty's Reign, it is enacted, That immediately from and after the Time that all Principal and Intereſt Monies, ſecured by an Act of the firſt Year of her Majeſty's Reign, intituled, *An Act for making good Deficiencies, and for preſerving the publick Credit*, ſhould be fully paid off and ſatisfied, or that ſufficient Monies ſhould be reſerved in the Exchequer for that Purpoſe, then all the Monies which from thenceforth, until the firſt Day of *Auguſt*, which will be in the Year of our Lord one thouſand ſeven hundred and ſixteen, ſhould ariſe, or be due or payable, or be ſecured or in Arrear, of and for the Duties upon Salt and Rock Salt therein mentioned (except the neceſſary Charges of raiſing, levying, collecting, and accounting for the ſame) ſhall, from time to time, be paid into the Receipt of Exchequer, and ſhall be iſſued and applied, ſo far as the ſame will extend, to and for the Payment and Satisfaction of the Intereſt which ſhall, from time to time, grow due for the Monies which ſhall be lent upon, or in purſuance of the ſaid Act of the ſaid eighth Year of her Majeſty's Reign, or any of the Powers or Clauſes therein contained, and to none other Uſe, Intent, or Purpoſe whatſoever; any Law or Cuſtom to the contrary notwithſtanding:' Now it is hereby declared and enacted by the Authority aforeſaid, That immediately from and after the Time that all the Principal and Intereſt Monies ſecured by the ſaid laſt-mentioned Act of the ſaid firſt Year of her ſaid Majeſty's Reign, ſhall be fully paid off and ſatisfied, or that ſufficient Monies ſhall be reſerved in the Exchequer for that Purpoſe, that all the Monies which from thenceforth for ever ſhall ariſe, or be due or payable, or be ſecured, or in Arrear, of and for the ſaid Duties of Salt and Rock Salt, (except the neceſſary Charges of

And alſo the Duties upon Salt and Rock Salt, 8 Annæ, c. 13. These Duties were repealed 3 Geo. 2. c. 20. and afterwards

of raiſing, levying, collecting, and accounting for the ſame) ſhall, from time to time, for ever be paid into the Receipt of her Majeſty's Exchequer, and ſhall be iſſued and applied for the Purpoſes in this Act contained, and for no other Uſe, Intent, or Purpoſe whatſoever; any thing in the ſaid Act of the ſaid eighth Year of her Majeſty's Reign, to the contrary thereof in any wiſe notwithſtanding. revived for other Uſes by 5 Geo. 2. c. 6.' *And made perpetual by* 26 *Geo.* 2. *c.* 3.

VI. And be it further enacted by the Authority aforeſaid, That all the Monies that ſhall come into the Receipt of the Exchequer, upon or for all and every the Rates, Duties, Impoſitions, and additional Impoſitions, which were granted or continued by the ſaid Act of the ſaid eighth Year of her Majeſty's Reign, from the laſt Day of *July* one thouſand ſeven hundred and ſixteen, to the firſt Day of *Auguſt* one thouſand ſeven hundred and twenty, and all Arrears thereof, ſhall be applied and appropriated, and they are hereby appropriated to the Uſes and Purpoſes of this Act, and to no other Uſe, Intent, or Purpoſe whatſoever; any thing in the ſaid Act of the eighth Year of her Majeſty's Reign, to the contrary notwithſtanding; and the ſaid Rates, Duties, Impoſitions, and additional Impoſitions, and every of them reſpectively, ſhall be raiſed, levied, collected, anſwered, and paid, in ſuch Manner and Form, and by ſuch Ways and Means, and ſubject to, and under ſuch Penalties, Forfeitures, and Diſabilities, as is and are contained in the ſaid Act of the ſaid eighth Year of her Majeſty's Reign. Funds 8 Annæ, c. 13. appropriated to the Uſes of this Act.

VII. And be it further enacted by the Authority aforeſaid, That the ſeveral Duties upon Candles, which by an Act made in the ſaid eighth Year of her ſaid now Majeſty's Reign, intituled, *An Act for laying certain Duties upon Candles, and certain Rates upon Monies to be given with Clerks, Apprentices, and Servants, towards raiſing her Majeſty's Supply, for the Year one thouſand ſeven hundred and ten*, were granted to her Majeſty, her Heirs and Succeſſors, for the Term of five Years, to be reckoned from the firſt Day of *May* one thouſand ſeven hundred and ten, ſhall, by virtue of this Act, be further continued, and be payable, as well upon all Wax Candles and Candles called or ſold for Wax Candles (notwithſtanding the Mixture of any other Ingredients therewith) as upon all Tallow Candles, to be imported into, or made in any Part of *Great Britain*, from and after the firſt Day of *May*, which ſhall be in the Year of our Lord one thouſand ſeven hundred and fifteen, for ever; and alſo that the ſaid ſeveral Rates upon Monies to be given with Clerks, Apprentices, and Servants, which were granted to her Majeſty, her Heirs and Succeſſors, by the ſaid laſt-mentioned Act, for the Term of five Years, to be reckoned from the firſt Day of *May* one thouſand ſeven hundred and ten, ſhall be further continued, and be payable for and upon all Monies or other Conſideration to be given with Clerks, Apprentices, or Servants, as in the ſame Act are mentioned, from and after the firſt Day of *May*, which ſhall be in the Year of our Lord one thouſand ſeven hundred and fifteen, for ever; and that the ſaid Act laſt-mentioned, and all Powers, Proviſions, Penalties, Articles, and Clauſes therein contained, as well for and concerning the ſaid Duties upon Candles, and the ſaid Rates upon Monies or other Conſideration to be given with Clerks, Apprentices, and Servants, ſhall continue, and be in full Force for ever, and ſhall be applied, practiſed, and executed, for raiſing, levying, collecting, anſwering, and paying, as well the ſaid Duties upon Candles, as the ſaid Rates upon Monies or other Conſideration to be given with Clerks, Apprentices, or Servants, hereby continued, and all Arrears thereof, according to the Tenor and Intent of this preſent Act, as fully, to all Intents and Purpoſes, as if all and every the Clauſes, Powers, Matters, and Things in the ſame Act contained, had been again in this Act repeated and particularly enacted. Duties upon Candles, and upon Clerks, Apprentices, and Servants, 8 Annæ. c. 9. continued for ever. *For Duties on Candles, ſee farther* 10 *Ann. c.* 26. 11 *Geo.* 1. *c.* 30. 23 *Geo.* 2. *c.* 21. *and* 26 *Geo.* 2. *c.* 32.

'VIII. And whereas the ſaid Duties and Impoſitions on Candles, and Rates on Monies or other Conſi-'deration to be given with Clerks, Apprentices, or Servants, which were granted by the laſt-mentioned 'Act, are thereby made ſubject and liable to the Satisfaction of certain principal Sums which were borrow-'ed upon the ſame Act, and the Intereſt due and to be due for the ſame, (which Principal and Intereſt are 'to be duly paid off and diſcharged in the firſt Place) Now it is hereby further declared and enacted by the Authority aforeſaid, That from and immediately after the Time that all the Principal and Intereſt Monies, which by the ſaid laſt-mentioned Act are charged or chargeable on the ſeveral Duties on Candles, and Rates on Money or other Conſideration to be given with Clerks, Apprentices, and Servants, ſhall be fully paid off and ſatisfied, according to the true Meaning of the ſaid laſt-mentioned Act, or that ſufficient Money ſhall be reſerved in the Exchequer for that Purpoſe; then all the Monies which from thenceforth ſhall ariſe by the ſaid Impoſitions on Candles, and Monies or other Conſideration to be given with Clerks, Apprentices, or Servants, which were granted by the ſaid laſt-mentioned Act, as aforeſaid, (except the neceſſary Charges of raiſing, levying, collecting, and accounting for the ſame) ſhall, from time to time, be paid into the Receipt of the Exchequer diſtinctly, for the Purpoſes in this Act expreſſed, and for no other Uſe, Intent, or Purpoſe whatſoever. After Principal, &c. borrowed upon Candles, Clerks, Apprentices, &c. ſhall be paid off, then the Duties to be applied to the Uſes of this Act. 8 Annæ, c. 9. *Concerning Duties on Indentures, ſee farther* 18 *Geo.* 2. *c.* 22. 20 *Geo.* 2. *c.* 45. 32 *Geo.* 2. *c.* 23.

IX. And for the better ſecuring the Payment of the ſaid Intereſt Monies or Annuities, after the Rate of ſix Pounds *per Centum per Annum*, upon and for all the ſaid Debts, Deficiencies, and Sums of Money, intended to be provided for by this Act; and that all Perſons and Corporations, concerned and to be concerned therein, their Executors, Adminiſtrators, Succeſſors, and Aſſigns reſpectively, may have, receive, and enjoy, certain Annuities or yearly Payments, to be computed after the Rate of ſix Pounds *per Centum per Annum*, for the ſeveral and reſpective Monies to them reſpectively due, and to grow due, according to the true Meaning of this Act, and ſuch ſpecial Benefit of Trade, and other Advantages as are hereafter in this Act expreſſed, ſubject nevertheleſs to ſuch Power of Redemption, as in this Act is provided in that Behalf; be it therefore enacted, and it is hereby enacted by the Authority aforeſaid, That the reſpective Receivers General of the Cuſtoms in *England* and *Scotland* for the time being, at their reſpective Offices, from time to time, ſhall ſeparate and keep apart, all and every Sum and Sums of Money ariſing by ſuch Part of the ſeveral Rates and Duties, Impoſitions, and additional Impoſitions, and Sums of Money, hereby granted, continued, or appropriated, for the Purpoſes in this Act mentioned, as is or ſhall be under the Care or Management of the reſpective Commiſſioners of the Cuſtoms for the time being, as the ſame ſhall, from time to time, ariſe or be paid into the reſpective Offices of the ſaid Receiver General of the Cuſtoms, by the Collectors of the ſame, or by any other Perſon or Perſons whatſoever; and in like Manner that the reſpective Commiſſioners of the Cuſtoms to keep apart the Monies ariſing by this Act.

And the Commissioners of the Excise;

ſpective Commiſſioners and Governors of the Revenue or Receipt of Exciſe in *England* and *Scotland* for the time being, at their reſpective Head Offices, from time to time, ſhall ſeparate and keep apart all and every Sum and Sums of Money ariſing by ſuch or ſuch Part of the ſeveral Rates, Duties, and Sums of Money, hereby granted, continued, or appropriated, for the Purpoſes in this Act mentioned, as is or ſhall be under the Care or Management of the ſaid Commiſſioners and Governors of the Revenue, or Receipt of Exciſe, for the time being, as the ſame ſhall, from time to time, ariſe or be paid into the ſaid Offices of Exciſe by the Receivers or Collectors of the ſame, or by any other Perſon or Perſons whatſoever; and alſo that the Commiſſioners for marking and ſtamping of Vellum, Parchment, and Paper, or for managing the Duties thereupon for the time being, ſhall, at their Head Office, cauſe to be ſeparated and kept apart in like Manner, all and every the Monies ariſing by the Rates upon Monies or other Conſideration to be given with Clerks, Apprentices, or Servants, hereby granted, continued, or appropriated, for the Purpoſes in this Act mentioned, which is under the Care or Management of the ſaid Commiſſioners or Managers laſt-mentioned, for the time being, as the ſame ſhall, from time to time, ariſe or be paid into the ſaid Office of the ſaid Stamps by the Receivers or Collectors of the ſame, or by any other Perſon or Perſons whatſoever; and as well the ſaid Receivers General of the Cuſtoms, and the ſaid Commiſſioners and Governors of the ſaid Revenue or Receipt of Exciſe in *England*, as the ſaid Commiſſioners for marking Vellum, Parchment, and Paper, or for managing the Duties thereupon, for the time being reſpectively, are hereby required and ſtrictly enjoined, from time to time, for ever, to pay weekly, to wit, on *Wedneſday* in every Week, if it be not a Holyday, and if it be, then the next Day after that is not a Holyday, all and every the Monies ariſing by ſuch or ſuch Parts of the ſeveral and reſpective Duties, Rates, Impoſitions, additional Impoſitions, and Sums of Money, hereby granted, continued or appropriated, as is or ſhall be under the Care or Management of the ſaid Commiſſioners, Governors, or Managers reſpectively, into the Receipt of the Exchequer of her Majeſty, her Heirs and Succeſſors, diſtinct and apart from all other Monies whatſoever; and the Receivers General of the Cuſtoms and Exciſe of *Scotland* for the time being reſpectively, are hereby required and ſtrictly enjoined, from time to time, to tranſmit and pay into the ſaid Receipt of the Exchequer in *England*, diſtinct and apart, as aforeſaid, all the Monies which ſhall ariſe in *Scotland*, as aforeſaid, for the Purpoſes in this Act expreſſed.

and the Commiſſioners of the Stamp Duties.

The Money to be paid weekly into the Exchequer.

X. And be it further enacted by the Authority aforeſaid, That there ſhall be, from time to time, for ever, provided and kept in the Exchequer, (that is to ſay) in the Office of the Auditor of the Receipt, ſeveral Books, in which all the Monies which ought to be paid in weekly, or otherwiſe, as aforeſaid, and which ſhall be brought into the ſame Receipt, ſhall be entred apart and diſtinct from all other Monies paid or payable to her Majeſty, her Heirs or Succeſſors, upon any Account whatſoever.

Books for Entry to be kept in the Exchequer.

XI. And be it further enacted, That if the ſaid Receivers General of the Cuſtoms, Commiſſioners, or Governors of the Revenue or Receipt of the Exciſe, or the ſaid Commiſſioners for marking of Vellum, Parchment, and Paper, or for managing the Duties thereupon, for the time being reſpectively, ſhall refuſe or neglect to pay, or cauſe to be paid into the Exchequer, all or any the Sums appointed to be paid by them ſeverally, as aforeſaid, in ſuch Manner as they are reſpectively required by this Act, or ſhall divert or miſapply any Part of the ſame, then they and every of them ſo offending, ſhall forfeit their ſeveral Offices and Places, and ſhall be incapable to ſerve her Majeſty, her Heirs or Succeſſors, in any Office or Place of Profit or Truſt whatſoever, and ſhall be liable to pay double the Value of all and every Sum and Sums of Money ſo diverted or miſapplied, with full Coſts of Suit, to any Perſon or Perſons, Body Politick or Corporate, who ſhall be entitled to any Annuity or Payment out of the Fund by this Act ſettled, and will ſue for the ſame Forfeiture by Action of Debt, or of the Caſe, Bill, Suit, or Information, founded upon this Act, in any Court of Record of her Majeſty, her Heirs or Succeſſors, wherein no Eſſoin, Protection, Privilege of Parliament, or other Privilege whatſoever, Wager of Law, or more than one Imparlance, ſhall be granted or allowed.

Commiſſioners, &c. not paying or miſapplying the Monies, forfeit their Places, &c.

XII. And be it further enacted by the Authority aforeſaid, That the Head Offices of the Cuſtoms and Exciſe, and the chief Office for the marking of Vellum, Parchment, and Paper, ſhall for ever be ſeverally and reſpectively continued, with a ſufficient Number of Commiſſioners, and a Comptroller in each and every of them, for performing and executing ſuch Matters and Things as are by this Act enjoined to be done or performed by ſuch Commiſſioners and Comptrollers reſpectively, according to the true Meaning hereof.

Head Offices of the Cuſtoms, Exciſe, &c. continued for ever.

XIII. And be it enacted by the Authority aforeſaid, That the reſpective Comptrollers in the ſaid reſpective Offices for the time being, ſhall keep perfect and diſtinct Accounts in Books fairly written, of all the Monies which ſhall ariſe of or for the ſaid ſeveral and reſpective Impoſitions, additional Impoſitions, Duties, Rates, and Sums of Money, by this Act granted, continued, or appropriated, as the ſame ſhall from time to time ariſe, or be raiſed; to which Books all Perſons concerned ſhall have free Acceſs at all ſeaſonable Times, without Fee or Charge; and if any ſuch Comptroller or Comptrollers, as aforeſaid, ſhall neglect his or their Duty therein, then he or they ſo offending ſhall forfeit his or their Office or Offices, and Places, and be rendred incapable, as aforeſaid, and ſhall alſo forfeit the Sum of one hundred Pounds to any Perſon or Perſons, Body Politick or Corporate, entitled to any Annuity or Payment by this Act, and that will ſue for the ſame, as aforeſaid, together with Full Coſts of Suit, to be recovered, as aforeſaid.

Comptrollers in the reſpective Offices to keep diſtinct Accounts of the Monies ariſing by this Act.

XIV. And be it further enacted, That if any Collector or Receiver of any the Impoſitions, additional Impoſitions, Duties, Rates, or Sums of Money, by this Act granted, continued, or appropriated, ſhall detain all or any Part of the Monies by him collected or received, contrary to his Duty, then he or they, for ſuch Offence, ſhall be diſmiſſed from his or their Employment, and be charged with Intereſt for the Monies ſo by him or them detained, after the Rate of twelve Pounds *per Centum per Annum*, and be liable to anſwer treble Damages to all and every Perſon and Perſons, Bodies Politick or Corporate, that ſhall be grieved by ſuch Detention, and who will ſue for the ſame, in Manner as aforeſaid: And if any Collector or Receiver of any of the ſaid Impoſitions, additional Impoſitions, Duties, Rates, or Sums of Money, hereby

Collector, &c. detaining the Monies, to be diſmiſſed, &c.

hereby granted, continued, or appropriated, ſhall divert or miſapply all or any Part of the Monies by him or them collected or received, contrary to the true Meaning of this Act, then he or they, for every or any ſuch Offence, ſhall be diſmiſſed from his Employment, and rendred incapable to ſerve her Majeſty, her Heirs and Succeſſors, as aforeſaid, and ſhall moreover forfeit double the Sum or Sums ſo by him or them diverted or miſapplied, to any Perſon or Perſons, Bodies Politick or Corporate, who ſhall be entitled to any Annuity or Payment out of the Fund by this Act ſettled, and will ſue for the ſame, as aforeſaid.

XV. And to the end the Sums by this Act appropriated, may not be diverted or applied to any other Purpoſes than are hereby directed or intended; Be it further enacted by the Authority aforeſaid, That the Rules and Directions appointed and enacted in one Act made in the firſt Year of the Reign of their ſaid late Majeſties King WILLIAM and Queen MARY, intituled, *An Act for granting to their Majeſties an Aid of two Shillings in the Pound for one Year*, for the ſpeedy Payment of Money thereby granted into the Receipt of Exchequer, by the Collectors and Receivers, and for the Diſtribution and Application thereof, and keeping diſtinct Accounts of the ſame, and all other Proviſions, Pains, Penalties, and Forfeitures thereby enacted, in caſe of Diverſion or Miſapplication of any Money thereby appropriated, are hereby revived and enacted to be in Force, and ſhall be applied, executed, and put in Ure, for and concerning the Diſtribution and Application of the ſaid Sums hereby appropriated, as fully, amply, and effectually, as if the ſame were particularly repeated and re-enacted. Directions in 1 W. & M. Seſſ. 2. c. 1. revived.

'XVI. And whereas the Funds hereby ſettled and appropriated will not be ſufficient to pay all the ſaid 'Annuities, after the Rate of ſix Pounds *per Centum per Annum*, for all the Debts, Deficiencies, and Sums 'of Money intended to be provided for by this Act, until the five and twentieth Day of *December* one 'thouſand ſeven hundred and ſixteen; to the Intent a full, ſufficient, and unqueſtionable Proviſion may be 'made for all the ſaid Annuities, after the Rate of ſix Pounds *per Centum per Annum*, until the ſaid five 'and twentieth Day of *December* one thouſand ſeven hundred and ſixteen;' Be it therefore enacted by the Authority aforeſaid, That Quarterly in every Year, until the ſaid five and twentieth Day of *December* one thouſand ſeven hundred and ſixteen, that is to ſay, on or within twenty Days next after every five and twentieth Day of *March*, four and twentieth Day of *June*, nine and twentieth Day of *September*, and five and twentieth Day of *December*, which ſhall be before the five and twentieth Day of *December* one thouſand ſeven hundred and ſixteen, the Commiſſioners of the Treaſury now being, or the Lord High Treaſurer, or Commiſſioners of the Treaſury for the time being, ſhall cauſe a true and exact Account to be made of all the Monies, which on or before the ſaid reſpective Quarter-Days laſt mentioned, ſhall have come or be brought into the Receipt of Exchequer, for or upon the ſaid Funds hereby appointed (the firſt of which Accounts ſhall be made on or within twenty Days next after the five and twentieth Day of *March* one thouſand ſeven hundred and twelve;) and if upon making every or any ſuch Accounts, ſo much Monies as ſhall appear to have come into the Receipt of Exchequer, upon or for the ſaid Funds hereby appointed, ſhall fall ſhort of one fourth Part of the ſaid annual Sum of five hundred ſixty-eight thouſand two hundred ſeventy-nine Pounds and ten Shillings, or of ſuch proportionable Part thereof as ſhall be due, as herein after is mentioned, within or for the preceding Quarter of a Year: And then and ſo often, and in every ſuch Caſe, it is hereby declared and enacted, That every ſuch Deficiency and Deficiencies ſhall, immediately after the ſame ſhall appear, be provided for, anſwered, and made good, by or out of any ſuch publick Money, Tallies, Orders, or other Parliamentary Securities, as ſhall be then in the Hands or Power of the Treaſurer or Paymaſter of her Majeſty's Navy for the time being, when ſuch Deficiency ſhall happen, upon which there ſhall not be at that Time an actual Direction; and in caſe there ſhall not be then ſufficient of ſuch publick Monies, Tallies, Orders, or other Parliamentary Securities, in the Hands or Power of the ſaid Treaſurer or Paymaſter of the Navy, as aforeſaid, to make good and complete ſuch Deficiency, then and in ſuch Caſe, all the publick Monies, Tallies, Orders, and Parliamentary Securities, which ſhall (at the Time of ſuch Deficiency happening) be in the Hands or Power of the Treaſurer or Paymaſter of her Majeſty's Navy for the time being, upon which there ſhall not at that Time be an actual Direction, ſo far as the ſame will extend, ſhall be immediately paid and applied towards making good every ſuch Deficiency; and the Reſidue and Remainder of every ſuch Deficiency ſhall be made good, paid, and diſcharged by and out of the firſt and next publick Monies, Tallies, Orders, or Parliamentary Securities, which ſhall come to the Hands or Power of the Treaſurer or Paymaſter of her Majeſty's Navy for the time being (after every ſuch Deficiency ſhall happen) and the ſame ſhall not be applied or diverted to any other Uſe; and the Treaſurer or Paymaſter of her Majeſty's Navy for the time being, is and are hereby authorized and required to make ſuch Payment and Application for and towards making good ſuch Deficiency and Deficiencies, as aforeſaid, when and as often as the ſame ſhall happen, without Fee or Charge, and without any further or other Warrant or Authority, to be ſued for, had, or obtained in that Behalf from her Majeſty, her Heirs or Succeſſors, or any other Perſon or Perſons whatſoever; the ſaid Payment and Application to be made and paid to the Caſhier or Treaſurer of the ſaid Company or Corporation, to be erected in Purſuance of this Act, for the Uſe of the ſaid Company or Corporation. Treaſury to cauſe an Account to be made quarterly till 25 Dec. 1716. of all Monies to come in upon the Funds appointed. Deficiency to be made good by the Treaſurer of the Navy out of Tallies, Orders, &c.

XVII. And to the end the Service of the Navy may not be leſſened, or prejudiced by ſuch Application of the Money, Tallies, Orders, or other publick Securities, which ſhall be in the Hands or Power of the Treaſurer or Paymaſter of the Navy, and which ſhall be by him applied to the making good ſuch Deficiency, as aforeſaid; Be it enacted by the Authority aforeſaid, That in the Month of *January*, yearly and every Year, until the ſaid five and twentieth Day of *December* one thouſand ſeven hundred and ſixteen, the Commiſſioners of the Treaſury now being, or the Lord High Treaſurer, or Commiſſioners of the Treaſury for the Time being, ſhall cauſe an Eſtimate or Computation to be made by a Medium of the three preceding Years, how much the Funds hereby ſettled and appointed for Payment of the ſaid Annuities, after the Rate of ſix Pounds *per Centum per Annum*, will produce for the enſuing Year, commencing from the five and twentieth Day of *December* next enſuing ſuch Eſtimate or Computation, and how much the ſame will fall ſhort of anſwering and paying the ſaid annual Sum of five hundred ſixty-eight thouſand two hundred An Eſtimate to be made by a Medium of three preceding Years, how much the Funds will produce.

dred ſeventy-nine Pounds and ten Shillings, or ſuch Proportionable Part thereof, as ſhall be due, as herein after is mentioned; and ſhall cauſe the ſaid Eſtimate or Computation to be laid before the Commons in Parliament aſſembled, at their then Seſſion (if then actually ſitting) or if the Parliament ſhall not be then ſitting, in ſuch Caſe at their firſt or next Seſſion; to the end a good, ſufficient, and effectual Proviſion and Supply may be granted to her Majeſty, her Heirs and Succeſſors, by Parliament, for the making good, for the Service of the Navy for that Year, ſo much Monies as ſhall, by ſuch Eſtimation or Computation, appear neceſſary to make good ſuch Deficiency, to be accordingly granted or provided: But the Delay of making ſuch Proviſion by Parliament, as is laſt mentioned, ſhall not be any Stop or Detriment to the making good, in Manner aforeſaid, the Deficiency which ſhall ſo happen, as aforeſaid, of and for the ſaid Funds hereby ſettled and appointed, for paying the ſaid annual Sum of five hundred ſixty-eight thouſand two hundred ſeventy-nine Pounds and ten Shillings, or ſuch proportionable Part thereof, as ſhall be due, as herein after is mentioned, but the ſame ſhall be anſwered, paid, and made good in Manner, as aforeſaid; any thing herein contained, or any Law, Statute, or Uſage of the Navy, or other Matter or Thing, to the contrary in any wiſe notwithſtanding.

To be laid before the Commons.

Caſhier of the Company to give a Receipt to the Treaſurer of the Navy:

XVIII. And to the end the Treaſurer or Paymaſter of her Majeſty's Navy, for the time being may be regularly diſcharged of all ſuch publick Monies, Tallies, Orders, and other Parliamentary Securities, as he or they ſhall pay and apply towards making good any ſuch Deficiency of the ſaid annual Sum of five hundred ſixty-eight thouſand two hundred ſeventy-nine Pounds and ten Shillings, or of ſuch proportionable Part thereof, as ſhall be due, as herein after is mentioned; It is enacted, That the Treaſurer or Caſhier of the Company or Corporation to be erected in Purſuance of this Act, ſhall from time to time give a Receipt or Receipts in Writing to the ſaid Treaſurer or Paymaſter of the Navy, for all ſuch publick Monies, Tallies, Orders, and other Parliamentary Securities, as he ſhall ſo apply or pay towards making good ſuch Deficiency, as aforeſaid; which Receipt and Receipts ſhall be a good and ſufficient Voucher and Vouchers to the ſaid Treaſurer and Paymaſter of the Navy for the ſame, and ſhall, in the Paſſing of his and their Accounts, be admitted and taken accordingly by the Auditors of her Majeſty's Impreſts for the Time being.

Which Receipt ſhall be admitted as a ſufficient Voucher.

Treaſurer not paying, to incur like Penalties as Officers of the Exchequer are liable to.

XIX. Provided always, and be it further enacted, That if the Treaſurer or Paymaſter of her Majeſty's Navy for the Time being, ſhall refuſe or delay to make ſuch Payment and Application, as aforeſaid, of any of the publick Monies, Tallies, Orders, or other publick Securities, as ſhall be in his or their Hand or Hands, or Power, for or towards making good ſuch Deficiency and Deficiencies of the ſaid annual Sum of five hundred ſixty-eight thouſand two hundred ſeventy-nine Pounds and ten Shillings, or of ſuch proportionable Part thereof, as ſhall be due, as herein after is mentioned, when and ſo often as ſuch Deficiency or Deficiencies ſhall happen, ſuch Treaſurer and Paymaſter of the Navy ſhall incur the like Penalties, Forfeitures, and Diſabilities, as any of the Officers of the Exchequer are hereby ſubjected and made liable to for diverting or miſapplying any of the Monies, which ſhall come into the Receipt of the Exchequer, upon or for the Funds hereby appointed for Payment of the ſaid Annuities after the Rate of ſix Pounds *per Centum per Annum*, and to be recovered in like Manner.

568, 279l. 10s. to be the yearly Fund.

XX. And be it further enacted by the Authority aforeſaid, That yearly and every Year for ever, reckoning the firſt Year to begin from the five and twentieth Day of *December*, which ſhall be in the Year of our Lord one thouſand ſeven hundred and ſixteen, the full annual Sum of five hundred ſixty-eight thouſand two hundred ſeventy-nine Pounds and ten Shillings, or ſuch proportionable Part thereof as ſhall be due, as is herein after mentioned, by or out of the Monies to ariſe by the ſaid ſeveral Duties, as well upon Salt and Rock Salt, as upon Wine, Vinegar, Tobacco, *Eaſt-India* Goods, Raw-Silks, and other Goods and Merchandizes imported, granted, continued, or appropriated, and every of them, and to be brought into the Receipt of Exchequer, in caſe the ſame Payments ſhall extend thereto; and in caſe the ſaid weekly or other Payments ſhall not amount to five hundred ſixty-eight thouſand two hundred ſeventy-nine Pounds and ten Shillings *per Annum*, or ſuch proportionable Part thereof as ſhall be due, as herein after is mentioned, then the ſaid weekly Monies, or other Payments, ſo far as the ſame will extend, ſhall be Part of the yearly Fund for and towards the anſwering and paying the ſeveral and reſpective Annuities, or yearly Payments, in this Act hereafter expreſſed.

All the Money by this Act granted, appropriated for making good the yearly Fund.

XXI. And be it further enacted, That all the Sums of Money ariſing by the ſaid Rates, Duties, Impoſitions, additional Impoſitions, and Sums of Money, by this Act granted, continued, or appropriated, as aforeſaid, which ſhall, from time to time, be brought into the Receipt of the Exchequer, or ſo much thereof as ſhall be ſufficient to make up and complete the ſaid yearly Fund of five hundred ſixty-eight thouſand two hundred ſeventy-nine Pounds and ten Shillings, or ſuch proportionable Part thereof, to be due, as herein after is mentioned, ſhall be appropriated, ſet apart, and applied, and the ſame are hereby appropriated for and towards the raiſing and making good the ſaid yearly Fund of five hundred ſixty-eight thouſand two hundred ſeventy-nine Pounds and ten Shillings, or ſuch proportionable Part of the ſame, and ſhall be iſſued and paid out of the ſaid Receipt of Exchequer by the reſpective Officers of the ſame, as herein after is mentioned, without Fee or Charge, and without any further or other Warrant to be ſued for, had, or obtained from her Majeſty, her Heirs and Succeſſors, in that Behalf, and ſhall be applied to and for the Uſes and Purpoſes in and by this Act expreſſed and intended, and to no other Uſe, Intent, or Purpoſe whatſoever; and that the reſpective Officers in the Exchequer, who ſhall make any Delay in iſſuing or paying the ſaid Money to the ſaid Uſes by this Act intended, or ſhall be guilty of diverting or miſapplying any of the ſaid Monies to any other Uſe or Purpoſe, contrary to this Act, for any ſuch Offence, ſhall be adjudged from their reſpective Offices and Places, and be rendred uncapable to ſerve her Majeſty, her Heirs and Succeſſors, in any Office or Employment of Truſt or Profit whatſoever, and alſo ſhall be liable to pay double the Value of any Sum or Sums ſo delayed to be paid, or ſo diverted or miſapplied, as aforeſaid, to any Corporation, or other Perſon or Perſons that ſhall be grieved thereby, and who will ſue for the ſame, to be recovered as aforeſaid.

XXII. And

Deficiency to be made good by Parliament.

XXII. And be it further enacted by the Authority aforesaid, That in case the said Duties arising or appropriated by this Act shall at any Time or Times appear to be so deficient in the Produce of the same, as that within any one Year, to be reckoned from and after the five and twentieth Day of *December* in the Year of our Lord one thousand seven hundred and sixteen, the said weekly or other Payments upon the same Rates or Duties, shall not amount to so much as shall be sufficient to discharge and satisfy the said yearly Sum of five hundred sixty-eight thousand two hundred seventy-nine Pounds and ten Shillings, or such proportionable Part thereof, as aforesaid, by this Act appointed, or intended to be paid within or for the same Year respectively, that then, and so often, and in every such Case, it is hereby declared and enacted, That every such Deficiency and Deficiencies shall be provided for, answered, and made good by or out of the next Aids to be raised and granted by Parliament, and shall be appropriated and applied for and towards making good the Deficiency which shall so happen of the said yearly Sum of five hundred sixty-eight thousand two hundred seventy-nine Pounds and ten Shillings, or such proportionable Part thereof, as aforesaid, and to no other Use, Intent, or Purpose whatsoever.

Surplus to be applied towards discharging Principal.

XXIII. Provided always, and be it further enacted, That in case there shall be any Surplus or Remainder of the Monies arising by the Rates and Duties, and Sums of Money granted or appropriated by this Act, at the End of any one Year after all the said Annuities, Charges, and Payments, directed or authorized by this Act, shall be fully satisfied, paid, and discharged, or Money sufficient shall be reserved for that Purpose, such Surplus or Remainder shall be applied, from time to time, for and towards paying and discharging the principal Money of the said Capital Stock of the said intended Company, so far as the same will, from time to time, extend; and that the said yearly Sum of five hundred sixty-eight thousand two hundred seventy-nine Pounds and ten Shillings, or such proportionable Part thereof, as is intended by this Act to be provided for, shall be, from time to time, lessened and abated in Proportion to such Part of the said Principal or Capital Stock of the said Company, which shall be so paid off; that is to say, that out of the yearly Sum of five hundred sixty-eight thousand two hundred seventy-nine Pounds and ten Shillings, to be annually payable to the said Company by virtue of this Act, and according to the true Meaning thereof, there shall be deducted so much Money yearly and every Year, as shall be after the Rate of six Pounds *per Centum per Annum* for the Principal Sum, which shall be so paid off and discharged, or which the Capital Stock of the said Company shall really and *bona fide* consist of, for the time being, less than the said Principal or Capital Stock, or Sum of nine millions four hundred seventy-one thousand three hundred and twenty-five Pounds; such Deduction and Deductions to begin and be made from such respective Time and Times as such Principal Money shall be so paid off and discharged, or the said Capital Stock so lessened, as aforesaid: It being the true Intent and Meaning of this Act, that the Annuity so to be paid, by virtue of this Act, unto the said intended Company or Corporation to be erected in Pursuance of this Act, shall be after the Rate of six Pounds *per Centum per Annum* for every hundred Pounds, which the Principal or Capital Stock of the said Company or Corporation shall, for the time being, consist of, and proportionably for a lesser Sum than one hundred Pounds, and not any further or other Sum or Sums in respect of the said Annuity.

On One Year's Notice, after 25 Dec. 1716. and Repayment, Annuities to cease.

Explained by 10 Annæ, c. 30.

XXIV. Provided always, and it is hereby declared and enacted, That at any Time, upon one Year's Notice, after the five and twentieth Day of *December* in the Year of our Lord one thousand seven hundred and sixteen, upon Repayment by Parliament of the Principal Sum, of which the Capital Stock of the said intended Company shall, for the time being, consist, unto the respective Contributors of the same, or to such Person or Persons as by, from, or under them, shall be entitled to the said Annuity or Shares of the said yearly Fund or Capital Stock, in respect of the same, and of all Arrears of the said Annuities or yearly Payments, or upon Payment out of such Surplus Money, as aforesaid, of all the said Principal or Capital Stock of the said intended Company, and all Arrears of the said Annuity payable to them, as aforesaid; then and from thenceforth all and every the Impositions, and additional Impositions, Duties, Rates, and Sums of Money hereby granted, continued, or appropriated, shall and may be disposed of by Parliament; and also the said yearly Fund charged thereupon, and the said Annuities issuing out of the same, shall absolutely cease and determine; any thing herein contained to the contrary notwithstanding.

Her Majesty by Letters Patents may incorporate the Company.

'XXV. And forasmuch as it will be for the great Ease and Advantage of the Persons concerned in the 'said Debts and Deficiencies, that they should be made one Society or Company, and that the Payments 'from the Exchequer will be much easier made to such Society, or their Cashiers, for the Use of, and to 'by them distributed to the respective Persons interested in the said Debts, Deficiencies, and other Mo-'nies, intended to be hereby charged on the said Funds, than if the same were to be paid in the usual Forms 'of the Exchequer to every Person concerned;' and to the End and Intent that the Trade to the *South Seas*, and other Parts within the Limits herein after-mentioned, may be carried on for the Honour and Increase of the Wealth and Riches of this Realm; Be it enacted by the Authority aforesaid, That it shall and may be lawful for her Majesty, her Heirs and Successors, by Letters Patents under the Great Seal of *Great Britain*, to incorporate all and every the Person and Persons, Natives and Foreigners, Bodies Politick or Corporate, who are and shall be interested in or intitled unto any of the Bills, Tickets, Debentures, or Certificates, or other Publick Debts, Deficiencies, or Sums of Money, intended to be provided for by this Act, and all and every Person and Persons, Bodies Politick and Corporate, who as Executors, Administrators, Successors, or Assigns, or by any other lawful Title, derived or to be derived from, by, or under the original Proprietors, at any Time or Times hereafter, shall have and be entitled to any Part, Share, or Interest of or in the said yearly Fund by this Act settled, as aforesaid, so long as they respectively shall have any such Part, Share, or Interest therein, to be one Body Politick or Corporate, in Deed and in Name, and by such Name as her Majesty, her Heirs or Successors shall think fit, and by that Name to have perpetual Succession, and a common Seal, with Power, from time to time, to choose their Governors, Directors, and other Officers, in such Manner, and under such Qualifications, as to the Electors and elected, as shall be directed in such Letters Patents; the first Governor and Directors to be nominated by her Majesty,

jesty, her Heirs and Succeſſors in the ſaid Letters Patents, the ſaid firſt Governor and Directors being ſo qualified, as all ſubſequent Governors and Directors ſhall be qualified, and to continue in their reſpective Offices for one Year only; and that the Perſons ſo incorporated and their Succeſſors, by the ſame Name, ſhall be able and capable in Law to have, purchaſe, receive, enjoy, poſſeſs, and retain, to them and their Succeſſors, Lands, Rents, Tenements, and Hereditaments, not exceeding the yearly Value of one thouſand Pounds, together with ſuch Powers, Capacities, Privileges, Immunities, and Advantages, and ſubject to and under ſuch Rules, Conditions, Limitations, and Reſtrictions, as her Majeſty, her Heirs or Succeſſors, in her or their great Wiſdom ſhall think fit, and to do and execute all and ſingular Matters and Things by the ſame Name that to them ſhall or may appertain to do.

Her Majeſty by the ſaid Letters, or by Commiſſion, to direct the Ordering of the Tallies, Joint Stock, &c.

XXVI. And it is hereby further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for her Majeſty, her Heirs and Succeſſors, by the ſaid Letters Patents of Corporation, or by any Commiſſion or Commiſſions under the Great Seal of *Great Britain*, to be granted before or after the ſaid Letters Patents, to direct and appoint how and in what Manner the Tallies and Orders, Bills, Tickets, Certificates, or Debentures, intended to be provided for by this Act, and alſo the Money hereby intended to be made Part of the Capital Stock of the ſaid Corporation, upon Account of the Publick, ſhall or may be ſubſcribed, admitted, or taken into, or be made Part of the ſaid Capital Stock of the ſaid Company or Corporation; and alſo to direct how and in what Manner ſuch Part of the Stock of the ſaid Corporation, which is hereby intended to be for the Uſe of the Publick, ſhall and may be diſpoſed and applied to the Uſe of the Publick, and accounted for; and alſo how and in what Manner the ſaid Tallies, Orders, Tickets, Certificates, Bills, or Debentures, intended to be taken into the Joint Stock of the ſaid Corporation, ſhall or may be diſpoſed of, diſcharged, and accounted for; and alſo how the Property of all Perſons intereſted in the ſaid Tallies, Orders, Tickets, Certificates, Bills, or Debentures, ſhall or may be aſcertained, adjuſted, and ſettled; and alſo that her Majeſty, her Heirs and Succeſſors, ſhall and may, in and by ſuch Commiſſion and Commiſſions as is laſt mentioned, direct the Commiſſioners therein to be named, how and in what Manner to proceed in the Execution of ſuch Commiſſion or Commiſſions; and alſo that it ſhall and may be lawful to and for her Majeſty, her Heirs and Succeſſors, in and by the ſaid Letters Patents of Incorporation, or by ſuch Commiſſion or Commiſſions, as aforeſaid, to direct how and in what Manner the proper Officers of the Exchequer for the time being may know and be informed how much the Capital Stock of the ſaid Company doth, for the time being, conſiſt of, and all other Things requiſite thereunto, that ſo the proper Officers of the Exchequer may know whether they are to pay to the Caſhier of the ſaid Company, to the Uſe of the ſaid Company, the ſaid whole annual Sum of five hundred ſixty-eight thouſand two hundred ſeventy-nine Pounds and ten Shillings, or only a proportionable Part thereof.

Commiſſioners of the Navy to cauſe an Account of Debts due from the Navy Office on 25 Mar. 1711. to be delivered to the Treaſury. Tickets for Seamens Wages, how paid, 10 Annæ c. 26. §. 114. And alſo the Commiſſioners for Victualling, Tranſports and Ordnance.

'XXVII. And whereas great Part of the Debt of the Navy and Victualling, and for Tranſport Service, 'and of the Office of Ordnance, is aſcertained by Bills or Debentures payable in Courſe; and other Part 'of the Debt of the Navy is alſo aſcertained by Tickets made out for Wages to Seamen, and others who 'ſerved on Board any of her Majeſty's Ships, but great Part of the ſaid Debt is for Wages due to the 'Seamen and Workmen in her Majeſty's Docks and Yards, for which the reſpective Perſons, to whom 'the ſame is due, have no Bills, Tickets, or Debentures to aſcertain the ſame;' Be it therefore enacted by the Authority aforeſaid, That the Commiſſioners of the Navy for the time being ſhall and are hereby required forthwith to cauſe an exact and true Account to be made up and delivered unto the Commiſſioners of the Treaſury now being, or the Lord High Treaſurer, or the Commiſſioners of the Treaſury for the time being, of the reſpective Sums due from the ſaid Navy Office, as well upon Bills in Courſe upon the ſecond Regiſter Book, as for the Bills in Courſe in the preſent Regiſter Book, on or before the five and twentieth Day of *March* one thouſand ſeven hundred and eleven, as well for Principal as for Intereſt, and alſo of all Tickets made out, on or before the ſaid five and twentieth Day of *March* one thouſand ſeven hundred and eleven, for the Wages of Seamen, or others, who have ſerved on Board any of her Majeſty's Ships; and alſo that the Commiſſioners of the Victualling, and the Commiſſioners of Tranſports, and the Officers of her Majeſty's Office of Ordnance reſpectively, ſhall and are hereby required forthwith to cauſe a true and exact Account to be made up and delivered to the Commiſſioners of the Treaſury now being, or the Lord High Treaſurer, or Commiſſioners of the Treaſury for the time being, of all the ſeveral and reſpective Sums due from thoſe ſeveral and reſpective Offices, to the five and twenteith Day of *March* one thouſand ſeven hundred and eleven inclusive, for which Certificates or Debentures, payable in Courſe, are or ſhall have been made forth: And the Commiſſioners of the Treaſury now being, or the Lord High Treaſurer or Commiſſioners of the Treaſury for the time being, ſhall and are hereby required to cauſe all the ſaid Debts of the ſaid ſeveral Offices of the Navy, Victualling, Tranſport, and Ordnance, for which ſuch Bills, Tickets, Certificates, or Debentures are, or, as aforeſaid, ſhall have been made out, to be caſt up into one total Sum, and ſhall likewiſe cauſe to be caſt up in one total Sum, the ſeveral Sums herein before mentioned to be computed to be the Debt of all thoſe ſeveral Offices; and ſhall add to the ſaid laſt mentioned total Sum, the Sum of five hundred thouſand Pounds herein before mentioned and agreed to be charged upon the Funds hereby ſettled as Part of the Proviſion for this preſent yearly Service; and ſhall cauſe to be deducted out of the Sums laſt mentioned, the Sum total which all the Debts of the Offices of the Navy, Victualling, Tranſport, and Ordnance, to the five and twentieth Day of *March* one thouſand ſeven hundred and eleven inclusive, as well for Principal as Intereſt, ſhall amount to, and for which ſuch Bills, Tickets, Certificates, or Debentures are or ſhall have been made out; and ſo much as ſhall remain of the total Sum herein computed to be the Debt of the ſaid Offices, and of the ſaid five hundred thouſand Pounds for this Year's Service, added together, after ſuch Deduction thereout, as aforeſaid, ſhall be, and be deemed and taken to be publick Money, and ſhall be made Part of the Capital Stock of the Company, to be erected by virtue of this Act, for the Uſe of the Publick, in ſuch Manner as her Majeſty, her Heirs or Succeſſors, by the ſaid Letters Patents of Incorporation, or any Commiſſion or Commiſſions under the Great Seal of *Great Britain*, or by Privy Seal or Sign Manual, ſhall think fit and direct; and the ſame, and

Which Debts, &c. ſhall be Part of the Capital Stock of the Company. By 10 Annæ, c. 30. the Duties granted by this Act may be diſ-

and the Produce thereof, ſhall be diſpoſed and applied, either for or towards paying the Reſidue of the ſaid Debts, or for or towards any other publick Uſes, for which a Supply has been, or ſhall be granted by Parliament, and not otherwiſe; and the Loſs or Diſcount (if any) by or upon the ſaid Stock in the ſaid Company, for the Uſe of the Publick, ſhall be accounted for, and the reſpective Perſons accountable for the ſame, or any Part thereof, ſhall be diſcharged from ſuch Loſs or Diſcount, in ſuch Manner as her Majeſty, her Heirs or Succeſſors, by the ſaid Letters Patents of Incorporation, or by any Commiſſion under the Great Seal of *Great Britain*, or by Privy Seal or Sign Manual, ſhall direct.

poſed of by Parliament, on Repayment of the Principal.

By 1 Geo. 1. ſt. 2. c. 21. §. 1. 822,031 l. 4 s. 8 d. are added to the Capital Stock.

XXVIII. And be it further enacted by the Authority aforeſaid, That all ſuch Tallies and Orders made out, in purſuance of the firſt herein recited or mentioned Act, of the eighth Year of her Majeſty's Reign, which on the firſt Day of *May* one thouſand ſeven hundred and eleven, were in the Hands or Power of any of the Treaſurers or Paymaſters of any of the publick Offices, ſhall or may be ſubſcribed, admitted, or taken into, and made Part of the Joint Stock of the ſaid intended Corporation, for the Uſe of the Publick, in ſuch Manner as her Majeſty, her Heirs or Succeſſors, by ſuch Commiſſion or Commiſſions, as aforeſaid, or by Privy Seal or Sign Manual, or any three or more of the Commiſſioners of the Treaſury now being, or the Lord High Treaſurer, or any three or more of the Commiſſioners of the Treaſury for the time being, by Writing under his or their Hand or Hands, ſhall direct and appoint; which Orders ſo to be brought into the Joint Stock of the ſaid Company, ſhall be diſcharged from being paid in Courſe, according to the ſaid laſt mentioned Act of the ſaid eighth Year of her Majeſty's Reign, but there ſhall be allowed for the Principal and Intereſt due for the ſame, to be computed as herein after is mentioned, an Annuity after the Rate of ſix Pounds *per Centum per Annum* for every hundred Pounds, the ſame being ſo computed, ſhall amount unto, and ſo proportionably for any leſſer Sum than one hundred Pounds, and a proportionable Part of all other Privileges and Advantages by this Act granted to the ſaid Company: And all the Stock in the ſaid Company, which ſhall be had for the ſaid Tallies and Orders, ſhall be, and be deemed publick Monies, and the ſame and the Produce thereof, ſhall and may be applicable and applied to ſuch publick Uſes as the ſaid Tallies and Orders might have been applied to, or to any other publick Uſe or Uſes for which a Supply has been or ſhall be granted by Parliament, and not otherwiſe; and if any Loſs or Diſcount ſhall happen by the ſaid Stock, the reſpective Perſon and Perſons who are accountable for the ſaid Tallies and Orders, or who ſhall be accountable for the ſaid Stock, ſhall and may be diſcharged of ſuch Loſs or Diſcount (if any) in their Accounts, in ſuch Manner as her Majeſty, her Heirs or Succeſſors, by ſuch Commiſſion, as aforeſaid, or by Privy Seal or Sign Manual, ſhall direct or appoint.

Tallies and Orders, 8 Ann. c. 13. in any publick Offices on 1 May 1711. to be made Part of the Joint Stock.

8 Annæ, c. 9.

XXIX. And be it further enacted by the Authority aforeſaid, That all and every Perſon and Perſons, Bodies Politick or Corporate, who ſhall be intereſted in, or entitled unto, any Bills or Debentures, payable in courſe, out of her Majeſty's ſeveral Offices of the Navy, Victualling, Tranſport, or Ordnance, which were dated or made received in thoſe reſpective Offices, on or before the five and twentieth Day of *March* one thouſand ſeven hundred and eleven, or to any Certificates or Debentures made out for the Army, or for Tranſport Service for the late War, ſhall and may be admitted into the Joint Stock of the ſaid Company, and be and become Members thereof, in Proportion to ſuch Sum and Sums as they ſhall be ſo entitled unto, to be computed, as herein after is mentioned, in ſuch Manner and Form as her Majeſty, her Heirs or Succeſſors, by the ſaid Letters Patents of Incorporation, or by ſuch Commiſſion or Commiſſions, as aforeſaid, ſhall direct; and that all the ſaid Bills, Tickets, Certificates, or Debentures, and the Money due thereupon, ſhall, in order to their being admitted into the ſaid Joint Stock, be caſt up and computed as followeth, (that is to ſay) the principal Sums of each Bill, Ticket, Talley, Certificate, or Debenture, and the Intereſt of ſuch of them as do carry Intereſt, to the five and twentieth Day of *March* one thouſand ſeven hundred and eleven, ſhall be added together, and thereunto ſhall be added ſo much as the Intereſt of ſuch Principal and Intereſt, after the Rate of ſix Pounds *per Centum per Annum*, from the five and twentieth Day of *March* one thouſand ſeven hundred and eleven, to the five and twentieth Day of *December* one thouſand ſeven hundred and eleven, ſhall amount unto; and ſo much as each and every Bill, Ticket, Certificate, or Debenture, which doth carry Intereſt, ſhall amount unto, (computed, as aforeſaid) ſhall be the Sum for which ſuch Bill, Certificate, or Debenture, ſhall be admitted into the Joint Stock of the ſaid Company; and as for ſuch of the ſaid Bills, Certificates, Tickets, or Debentures, as do not carry Intereſt, there ſhall be added to the Principal Sum of each of them, ſo much Money as the Intereſt thereof, after the Rate of ſix Pounds *per Centum per Annum*, from the five and twentieth Day of *March* one thouſand ſeven hundred and eleven, to the five and twentieth Day of *December* one thouſand ſeven hundred and eleven, ſhall amount unto; and ſo much as each and every ſuch Bill, Ticket, Certificate, or Debenture, ſhall, with the Addition of ſuch Intereſt as is laſt mentioned, amount unto, ſhall be the Sum for which ſuch Bill, Ticket, Certificate, or Debenture ſhall be admitted into the Joint Stock of the ſaid Company; and that all and every Perſon and Perſons, Natives and Foreigners, Bodies Politick and Corporate, who are or ſhall be poſſeſſed of, intereſted in, or entitled unto, any of the ſaid Bills, Tickets, Certificates, or Debentures, ſhall, for every hundred Pounds which the ſame ſhall amount unto, being computed as aforeſaid, have a Credit, Share, or Intereſt in the Joint Stock of the ſaid Company for one hundred Pounds, conſequently for an Annuity of ſix Pounds *per Centum per Annum*, till redeemed, as in this Act is mentioned, and ſo proportionably for a leſs Sum than one hundred Pounds.

Perſons intereſted in ſuch Bills, &c. on 25 March 1711. to be admitted into the Joint Stock.

How Bills, &c. carrying Intereſt ſhall be computed in order to their being admitted into the Joint Stock.

How Bills not carrying Intereſt ſhall be computed.

XXX. And be it further enacted by the Authority aforeſaid, That any Perſon or Perſons, Natives or Foreigners, who are or ſhall be poſſeſſed of, intereſted in, or entitled unto, any of the Tallies or Orders made out in purſuance of the ſaid Acts of the ninth Year of his late Majeſty King William the Third, and of the firſt Year of her ſaid now Majeſty's Reign, for laying certain Duties on Coals, Culm, and Cynders, ſhall, for ſo much as the Principal and Intereſt of ſuch Tallies and Orders, to be computed in ſuch Manner as is herein before directed, concerning the Computation to be made of Principal and Intereſt upon and for ſuch of the Navy and Victualling Bills as do carry Intereſt, be admitted into, and made Members of the ſaid intended Corporation, and ſhall have and be entitled unto a proportionable Part of the yearly Annuity,

Perſons having Tallies on 9 W. 3. c. 13. and 1 Annæ, ſtat. 2. c. 4. to be admitted into the Joint Stock.

Annuity or Fund payable to the ſaid Corporation, and of all other Privileges and Advantages granted to the ſaid Corporation, in ſuch Manner as her Majeſty, her Heirs or Succeſſors, by the ſaid Letters Patents of Incorporation, or by ſuch Commiſſion or Commiſſions, as aforeſaid, ſhall direct or appoint.

Perſons having Tallies on 8 Annæ, c. 9. (except in the Hands of the Treaſurers of the publick Offices on 1 May 1711.) may be admitted into the Joint Stock before 25 Dec. 1711.

XXXI. And be it further enacted by the Authority aforeſaid, That any Perſon or Perſons, Natives or Foreigners, Bodies Politick or Corporate, who are or ſhall be poſſeſſed of, intereſted in, or entitled unto, any of the Tallies and Orders made forth in purſuance of the ſaid firſt herein recited or mentioned Act of the eighth Year of her Majeſty's Reign, (other than of ſuch of the ſaid Tallies and Orders made out in purſuance of the ſaid laſt-mentioned Act, as were, on the ſaid firſt Day of *May* one thouſand ſeven hundred and eleven, in the Hands or Power of the Treaſurers and Paymaſters of the publick Offices, which are already herein before directed to be taken into the Joint Stock of the ſaid Corporation) and ſhall be minded and deſirous to bring ſuch Tallies and Orders into the ſaid Joint Stock of the ſaid Corporation, and ſhall ſignify ſuch their Mind and Deſire in Writing, to the Managers or Directors of the ſaid Corporation, on or before the ſaid five and twentieth Day of *December* one thouſand ſeven hundred and eleven, every ſuch Perſon and Perſons ſo ſignifying their Mind and Deſire to be admitted into the Joint Stock of the ſaid Corporation, for or in Reſpect of the ſaid Tallies and Orders, ſhall, for ſo much as the Principal and Intereſt of ſuch Tallies and Orders, (which they ſhall ſo deſire to be taken into the ſaid Joint Stock) to be computed in ſuch Manner as is herein before directed concerning the Computation to be made of Principal and Intereſt upon and for ſuch of the Navy and Victualling Bills as do carry Intereſt, be admitted into and made Members of the ſaid intended Corporation, and ſhall have and be entitled unto a proportionable Part of the yearly Annuity or Fund payable to the ſaid Corporation, and of all other Privileges and Advantages granted to the ſaid Corporation, in ſuch Manner as her Majeſty, her Heirs or Succeſſors, by the ſaid Letters Patents of Incorporation, or by ſuch Commiſſion or Commiſſions, as aforeſaid, ſhall direct or appoint.

Directors may admit, after 25 Dec. 1711. ſuch Perſons into the Joint Stock.

XXXII. Provided always nevertheleſs, and be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for the Managers and Directors of the ſaid intended Corporation, at any Time after the five and twentieth Day of *December* one thouſand ſeven hundred and eleven, if they ſhall ſo think fit, to admit into the Joint Stock of the ſaid Corporation, or to purchaſe, pay off, and diſcharge, (in order to the Admiſſion into the Joint Stock of the ſaid Corporation, and to admit the ſame accordingly into the ſaid Joint Stock) all or any of the Tallies and Orders made forth in purſuance of the ſaid laſt mentioned Act of the ſaid eighth Year of her ſaid Majeſty's Reign; and the ſaid Tallies and Orders ſhall be taken and admitted into the ſaid Joint Stock, for ſuch Sum as the Principal and Intereſt, which ſhall be due upon the ſame reſpectively, ſhall amount unto, at the Time or Times of their Admiſſion into the ſaid Joint Stock; and all the Tallies and Orders made forth in purſuance of the ſaid laſt-mentioned Act of the eighth Year of her ſaid Majeſty's Reign, which ſhall, as well before as after the ſaid five and twentieth Day of *December* one thouſand ſeven hundred and eleven, be taken or admitted into the ſaid Joint Stock of the ſaid Corporation, ſhall from thenceforth be diſcharged from being payable in courſe out of the Funds ſettled by the ſaid Act; and the reſpective Owners and Proprietors thereof ſhall from thenceforth, in lieu thereof, have and be entitled to an Annuity, after the Rate of ſix Pounds *per Centum per Annum*, for the reſpective Sums they ſhall amount unto, and proportionably for a leſſer Sum than one hundred Pounds, to be paid out of the annual Fund by this Act made payable to the ſaid Company, until the ſaid Fund ſhall be redeemed, as in this Act is mentioned.

Tallies, &c. not taken into the Joint Stock, to be paid out of the Monies ariſing by 8 Annæ, c. 9.

XXXIII. Provided alſo, and be it further enacted by the Authority aforeſaid, That until all the Tallies and Orders, made forth in purſuance of the ſaid laſt-mentioned Act of the ſaid eighth Year of her ſaid Majeſty's Reign, ſhall be taken and admitted into the Joint Stock of the ſaid Corporation, a diſtinct and ſeparate Account ſhall be kept in the Office of the Auditor of the Receipt of the Exchequer, of all the Monies which ſhall ariſe or come into the ſaid Receipt of the Exchequer, which, by the ſaid laſt-mentioned Act of the ſaid eighth Year of her Majeſty's Reign, were applicable or appropriated to the Payment of the Principal or Intereſt upon the ſaid Tallies and Orders made forth in purſuance of that Act; and the reſpective Owners and Proprietors of the ſaid Tallies and Orders, which ſhall not be taken or admitted into the Joint Stock of the ſaid Corporation, ſhall have and receive, and be entitled to have and receive the Intereſt and Principal upon and for ſuch Tallies and Orders, by and out of the Monies ariſing and coming into the Receipt of the Exchequer, which by the ſaid laſt-mentioned Act of the ſaid eighth Year of her Majeſty's Reign, were applicable or appropriated to the Payment of Principal and Intereſt upon or for the Tallies and Orders made forth in purſuance of that Act, in ſuch and the like Manner, Proportion, and Courſe of Payment, as the ſame might or ſhould have been paid, had not this Act been made; any thing herein contained to the contrary thereof in any wiſe notwithſtanding.

Till 25 Dec. 1713. the annual Sum of 568297 l. 10 s. to be paid to the Corporation.

In 30 Days after Directors to cauſe an Account to be made of the Sum total of the Capital Stock, &c. to be tranſmitted to the Auditor of the Receipt, &c.

XXXIV. And be it further enacted by the Authority aforeſaid, That until the five and twentieth Day of *December*, which ſhall be in the Year of our Lord one thouſand ſeven hundred and thirteen, the whole and entire annual Sum of five hundred ſixty-eight thouſand two hundred ſeventy-nine Pounds and ten Shillings, ſhall be paid to the ſaid Corporation in ſuch Manner as in and by this Act is directed, without any Addition to, or Deduction or Abatement out of the ſame; and that within thirty Days after the five and twentieth Day of *December* one thouſand ſeven hundred and thirteen, the Managers or Directors of the ſaid intended Company or Corporation ſhall cauſe an exact Account to be made of the Sum total which the Capital Stock of the ſaid Company ſhall then conſiſt of, and alſo of the particular Tallies and Orders, Bills, Tickets, Certificates, and Debentures, which ſhall have been taken or admitted into the ſaid Joint Stock, and the Sums for which reſpectively they were ſo taken or admitted; and alſo how much of the ſaid Capital Stock ſhall have been ſubſcribed or admitted for the Uſe of the Publick, as is herein before directed; and ſhall tranſmit ſuch Account or Accounts, or Duplicate thereof, under the Hands of three or more of the Directors and chief Accountant of the ſaid Company, for the time being, to the Office of the Auditor of the Receipt of Exchequer, and Clerk of the Pells, to be regiſtred and recorded among the Regiſters and Records of the ſaid reſpective Offices; and the Auditor of the ſaid Receipt of Exchequer, and Clerk of the Pells,

Pells, are hereby required to return ſuch Duplicates, or true Copies of them, under their reſpective Hands, (being firſt regiſtred and recorded in their ſaid reſpective Offices) ſo ſoon as conveniently may be, to the Managers or Directors of the ſaid Company, for the Uſe of the ſaid Company, without Fee or Charge; and if by ſuch Account it ſhall appear that the annual Sum which unto that Time ſhould have been paid to the ſaid Company, according to the true Meaning of this Act, was really leſs than the annual Sum of five hundred ſixty-eight thouſand two hundred ſeventy-nine Pounds and ten Shillings, that then, and in ſuch Caſe, ſo much Money as ſhall have been paid unto the ſaid Company, more than by ſuch Account ſhall appear ſhould or ought to have been paid to them, ſhall be deducted and abated to the ſaid Company by and out of the next accruing Payment or Payments of the ſaid annual Sum of five hundred ſixty-eight thouſand two hundred ſeventy-nine Pounds and ten Shillings, or out of the proportionable Part thereof; and in ſuch Caſe, from and after the ſaid five and twentieth Day of *December* one thouſand ſeven hundred and thirteen, there ſhall be paid and payable to the ſaid Company, only ſuch proportionable Part of the ſaid annual Sum of five hundred ſixty-eight thouſand two hundred ſeventy-nine Pounds and ten Shillings, as ſhall be equal to the Rate of ſix Pounds *per Centum per Annum*, for ſuch Sum as the whole real Capital Stock of the ſaid Company ſhall, by ſuch Account, appear to be, or as ſhall be added to the ſaid Capital Stock after the ſaid five and twentieth Day of *December* one thouſand ſeven hundred and thirteen, by ſuch Ways and Means as are herein and hereby directed: And if by ſuch Accounts it ſhall appear, the Joint Stock of the ſaid Company ſhall amount to more than the afore-mentioned Sum of nine Millions four hundred ſeventy-one thouſand three hundred and twenty-five Pounds, ſo that the Annuity for the ſame Capital Stock, after the Rate of ſix Pounds *per Centum per Annum*, ſhall amount to more than the ſaid annual Sum of five hundred ſixty-eight thouſand two hundred ſeventy-nine Pounds and ten Shillings, that then, and in ſuch Caſe, ſo much Money as ſhall then have been paid to the ſaid Company leſs than after the Rate of ſix Pounds *per Centum per Annum*, for the then whole real Capital Stock of the ſaid Company, ſhall be immediately paid and made good to the ſaid Company, in ſuch Method and Manner, and by ſuch Ways and Means, as is herein and hereby directed for Payment of the ſaid Annuity, until the ſaid five and twentieth Day of *December* one thouſand ſeven hundred and ſixteen; and that from thenceforth, and at all Times after, there ſhall be added to the ſaid annual Sum of five hundred ſixty-eight thouſand two hundred ſeventy-nine Pounds and ten Shillings, ſo much more Money as ſhall make the ſame amount to ſix Pounds *per Centum per Annum*, upon and for ſo much and ſuch Sum as the whole real Capital Stock of the ſaid Corporation ſhall then conſiſt of; which additional Annuity ſhall, from the ſaid five and twentieth Day of *December* one thouſand ſeven hundred and thirteen, to the five and twentieth Day of *December* one thouſand ſeven hundred and ſixteen, be paid and payable in ſuch Manner, and by ſuch Ways and Means, as is herein before directed or preſcribed for the paying and providing for the Annuity payable to the ſaid Corporation, until the ſaid five and twentieth Day of *December* one thouſand ſeven hundred and ſixteen; and that from and after the ſaid five and twentieth Day of *December* one thouſand ſeven hundred and ſixteen, ſuch additional Annuity ſhall be and is hereby charged and chargeable upon, and made payable out of the ſaid Funds hereby ſettled for Payment of the ſaid annual Sum of five hundred ſixty-eight thouſand two hundred ſeventy-nine Pounds and ten Shillings, ſo and in ſuch Manner as if the ſame had been in every Place throughout this Act added thereunto; any thing herein contained to the contrary thereof in any wiſe notwithſtanding: It being the true Intent and Meaning of this Act, That there ſhall be paid and payable to the ſaid Corporation an Annuity after the Rate of ſix Pounds *per Centum per Annum*, and proportionably for a leſs Sum than one hundred Pounds, for the whole Sum, and no more nor leſs than the whole Sum, which the Capital Stock of the ſaid Corporation ſhall, for the time being, amount unto.

If Joint Stock amount to leſs, then ſo much to be abated out of the next Payment.

If Joint Stock amount to more, then to be made good, &c. till 25 Dec. 1716.

Afterwards to be charged upon the Funds hereby ſettled.

XXXV. Provided nevertheleſs, for as much as the ſaid intended Company cannot be carried on, without a very great Charge, which if the ſame be wholly born by the Members of the ſaid Company, would leſſen their annual Intereſt, and may prove a great Diſcouragement to them; Be it therefore enacted by the Authority aforeſaid, That over and above the ſaid annual Sum hereby ſettled, to be paid to the ſaid Company, there ſhall be paid and payable to the ſaid Company, to be erected by virtue of this Act, and their Succeſſors, until the ſaid annual Sum herein before ſettled ſhall be redeemed, as aforeſaid, or to ſuch Caſhier or Caſhiers, Perſon or Perſons, as ſhall be authorized under the Common Seal of the ſaid Company to receive the ſame, for the Uſe of the ſaid Company, the further annual Sum of eight thouſand Pounds, for and towards the Charge of Management of the ſaid Company; which annual Sum of eight thouſand Pounds is hereby charged and chargeable upon, and made to be paid and payable by and out of the ſame Funds, and at ſuch Time and Times, and in ſuch Manner, and by the ſame Ways, Means, and Methods as is and are herein and hereby preſcribed, ſettled, or appointed for Payment of the ſaid Annuities, after the Rate of ſix Pounds *per Centum per Annum*, for the total Amount of the ſaid Capital Stock of the ſaid Company.

8000 l. per Ann. to be paid to the Caſhier of the Company, for their Charges, above the annual Sum.

XXXVI. And be it further enacted, That it ſhall and may be lawful to and for her Majeſty, her Heirs and Succeſſors, by any ſuch Commiſſion, Charter, or Letters Patents, as aforeſaid, under the Great Seal of *Great Britain*, to limit, direct, and appoint, how, and in what Manner and Proportions, and under what Rules and Directions, the Shares of all and every Perſon and Perſons whatſoever, in the ſaid yearly Fund, and of and in the Stock of the ſaid intended Company or Corporation, and every or any Part or Proportion thereof, ſhall and may be aſſignable or transferrable to ſuch Perſon or Perſons only, as ſhall freely and voluntarily accept of the ſame, and not otherwiſe; and that all Aſſignments and Transferrences made in ſuch Manner, and no other, ſhall be good and available in the Law.

Her Majeſty by Commiſſion to appoint how Shares ſhall be transferred.

XXXVII. And be it further enacted by the Authority aforeſaid, That the Eſtates, Intereſts and Stocks of Money of the ſaid intended Company or Corporation, to be created or eſtabliſhed in purſuance of this Act, and the Share and Intereſt of each and every particular Member thereof, and therein, and of and in the Capital Stock of the ſaid Company, ſhall be, and be adjudged, taken, and accepted, in Conſtruction of Law, by all Judges, and in Courts of Law and Juſtice, and in all Courts and Places whatſoever, to be a Per-

Stock in the Company a perſonal Eſtate.

a Perſonal, and not a Real Eſtate, and ſhall go to the Executors or Adminiſtrators of the Perſon or Perſons dying poſſeſſed thereof, or entitled thereunto, and not to the Heirs of ſuch Perſon or Perſons; any Law, Statute, Uſage, or Cuſtom to the contrary notwithſtanding.

Stock exempted from Taxes.

XXXVIII. And be it further enacted by the Authority aforeſaid, That the ſeveral Annuities or Payments iſſuing out of the ſaid yearly Fund, or the Shares, Parts, or Intereſts of any Members of the ſaid intended Company or Corporation, of and in the Principal or Capital Stock of the ſame, or of or in the Benefit of Trade to be annexed thereunto, in purſuance of this Act, or the Stock or Money to be raiſed for that Purpoſe, during the Continuance of the ſame, ſhall be and are hereby exempted from any Taxes, Rates, Aſſeſſments, or Impoſitions whatſoever, by Act of Parliament or otherwiſe.

Guardians to ſubſcribe for Infants.

XXXIX. Provided alſo, and be it further enacted, That if any Infants ſhall, by the Gift, Deviſe, or Deceaſe of the Parent or other Relation of ſuch Infants, become entitled to any of the ſaid Tallies, Orders, Bills, Certificates, or Debentures, intended to be provided for by this Act, in ſuch Caſe the Guardian or Guardians, Truſtee or Truſtees of ſuch Infant or Infants, ſhall or may be, and they are hereby, impowered and required, for the Benefit of ſuch Infant or Infants, to ſubſcribe or put into the Joint Stock of the ſaid Corporation to be erected, as aforeſaid, all ſuch Tallies, Orders, Bills, Certificates, or Debentures, to which ſuch Infant or Infants ſhall be ſo entitled, and to make the Payment for ſuch Subſcription and Subſcriptions in the ſame Bills, Orders, Certificates, or Debentures; and ſuch Infant and Infants ſhall, on making ſuch Subſcriptions and Payment, be and be deemed and become the Contributor thereof, and the ſaid Guardian or Guardians, Truſtee or Truſtees, ſhall be diſcharged from the ſame; any thing herein contained, or any Law, Uſage, or Cuſtom to the contrary in any wiſe notwithſtanding.

Executors, Adminiſtrators, Truſtees, and Mortgagees, to ſubſcribe ſuch Bills, &c. as they ſhall be poſſeſſed of.

XL. Provided alſo, and be it further enacted, That any Perſon or Perſons, who, as Executor or Adminiſtrator, Truſtee or Mortgagee, ſhall be or become poſſeſſed of, intereſted in, or entitled unto any of the Bills, Tickets, Certificates, or Debentures intended to be provided for by this Act, ſhall and may, and they are hereby required to ſubſcribe and put ſuch Bills, Tickets, Certificates, or Debentures, as they ſhall be ſo poſſeſſed of, intereſted in, or intitled unto, into the Joint Stock of the ſaid Corporation; and as to Executors or Adminiſtrators, the Stock they ſhall be entitled to, for or by Means of ſuch Bills, Tickets, Certificates, or Debentures, ſhall be the ſame Aſſets in their Hands, as the ſaid Bills, Tickets, Certificates, or Debentures, were or would have been, had they not been put into the Joint Stock of the ſaid Company; and as to Truſtees and Mortgagees, the Stock which they ſhall be entitled unto in the ſaid Company, for or in reſpect of ſuch Truſt or mortgaged Bills, Tickets, Certificates, or Debentures, which they ſhall ſo put into the Joint Stock of the ſaid Company, ſhall be ſubject and liable to the ſame Truſts, and Equity of Redemption, as ſuch Bills, Tickets, Certificates, or Debentures were or would have been, had they not been ſo put into the Joint Stock of the ſaid Company.

'XLI. And foraſmuch as ſeveral of the ſaid Bills, Tickets, Certificates, or Debentures, or ſeveral Parts 'or Shares of and in ſome of them, have been ſeized or come into her Majeſty's Hands by Extent or other-'wiſe, and the other Part and Parts of the ſame do belong to ſeveral private Perſons; and ſeveral other of 'the ſaid Bills, Tickets, Certificates, or Debentures, do or may belong to ſeveral Perſons jointly, which 'has proved and may prove very prejudicial (for want of a Method of dividing and proportioning the ſame) 'to the ſeveral Perſons concerned therein, according to their ſeveral and reſpective Proportions:' Now

How Bills, &c. coming into her Majeſty's Hands by Extent, &c. or belonging to ſeveral Perſons jointly, ſhall be put into the Joint Stock.

therefore be it further enacted by the Authority aforeſaid, That in all Caſes where any of the ſaid Bills, Tickets, Certificates, or Debentures, either for the Whole or any Part thereof, are or ſhall be in the Hands of her Majeſty, her Heirs or Succeſſors, the ſame ſhall be put into the Joint Stock of the ſaid Corporation, in ſuch Manner as any three or more of the Commiſſioners of the Treaſury now being, or the Lord High Treaſurer, or any three or more of the Commiſſioners of the Treaſury for the Time being ſhall, by Writing under their Hand or Hands, direct; and the Stock of the ſaid Company, which ſhall be had for and in lieu of ſuch Bills, Tickets, Certificates, or Debentures, or Parts or Shares of ſuch Bills, Tickets, Certificates, or Debentures laſt mentioned, and the Produce thereof, upon Sale or otherwiſe, ſhall be applicable and applied to ſuch Uſe and Uſes as the ſame Bills, Tickets, Certificates, or Debentures, and ſuch Parts and Shares thereof, ſhould or might have been applied, had not the ſame been put into the Joint Stock of the ſaid Company; and the other Parts and Shares of ſuch Bills, Tickets, Certificates, or Debentures, ſhall and may be put into the Joint Stock of the ſaid Corporation, by the reſpective Owners and Proprietors of ſuch other reſpective Parts and Shares, in his, her, or their own reſpective Name and Names; and they ſhall and may be accordingly reſpectively admitted into, and become Members of the ſaid Company, for ſo much as their ſaid reſpective Parts or Shares of or in ſuch Bills, Tickets, Certificates, or Debentures, ſhall amount unto; and that in all Caſes where any of the ſaid Bills, Tickets, Certificates, or Debentures, do or ſhall belong jointly to ſeveral Perſons, each and every reſpective Perſon intereſted in, or entitled unto any Part or Parts, Share or Shares of or in ſuch Bills, Tickets, Certificates, or Debentures, ſhall and may ſubſcribe or put his, her, or their reſpective Part or Parts, Share or Shares of and in ſuch Bills, Tickets, Certificates, or Debentures, into the ſaid Joint Stock of the ſaid Company, in his, her, or their own reſpective Name or Names, and ſhall and may be accordingly reſpectively admitted into, and become Members of the ſaid Corporation, for ſo much as their ſaid reſpective Parts or Shares of or in ſuch Bills, Tickets, Certificates, or Debentures, ſhall amount unto.

Members of the Company may be Members of Parliament, and not liable to be Bankrupts, or to foreign Attachment.

XLII. And be it enacted, That no Member of the ſaid intended Company, to be erected in purſuance of this Act, ſhall, in reſpect of his or her being a Member, Governor, Director, or Manager thereof, or having any Stock therein only, or by reaſon of any other Matter or Thing in this Act contained, be diſabled from being or continuing a Member of Parliament, nor ſhall be or be adjudged liable to be a Bankrupt within the Intent or Meaning of all or any the Statutes made againſt or concerning Bankrupts; and that no Stock in the ſaid intended Company ſhall be ſubject or liable to any foreign Attachment, by the Cuſtom of the City of *London*, or otherwiſe.

XLIII. And for the better ſecuring the Privilege of the Governor and Company of the Bank of *England*, granted to them by Parliament, Be it enacted by the Authority aforeſaid, That it ſhall not be lawful to or for the Corporation to be erected in purſuance of this Act, to borrow, owe, or take up any Sum or Sums of Money on their Bills or Notes payable at Demand, or at any leſs Time than ſix Months from the Borrowing thereof; and that it ſhall not be lawful for the Corporation to be erected by virtue of this Act, to diſcount any Bills of Exchange, or other Bills or Notes whatſoever, or to keep any Books or Caſh for any Perſon or Perſons, Bodies Politick or Corporate whatſoever, other than and only the proper Books, Money, and Caſh of the ſaid Corporation to be erected by virtue of this Act. Company not to borrow Money on Bills, payable at Demand, &c. nor to diſcount Bills, &c.

XLIV. Provided always, and it is hereby further enacted, That the ſaid yearly Fund hereby eſtabliſhed, ſhall (under the like Penalties, as aforeſaid) be iſſued at the ſaid Receipt of Exchequer, to the ſaid Company to be erected by virtue of this Act, or to ſuch Treaſurer or Treaſurers, Caſhier or Caſhiers, Perſon or Perſons, as ſhall be appointed, under the Common Seal of the ſaid Company, to receive the ſame; and that the Payment thereof ſhall and may be made weekly, as faſt as the Funds and Duties, hereby appointed for Payment thereof, ſhall produce Money into the Exchequer for the ſame, ſo as by ſuch weekly or other Payments, the Whole of the Annuities, due to the ſaid Company at the End of any one Quarter, be not exceeded. The yearly Fund to be paid weekly to the Treaſurer, &c.

XLV. Provided always, and it is hereby enacted and declared, That the Perſons to be named Commiſſioners, in purſuance of this Act, or any of them, ſhall not incur or be ſubject to any Incapacity, Forfeiture, or Penalty whatſoever, for or in regard of their or any of their being named Commiſſioners, or acting in or upon ſuch Commiſſion, or any ways relating thereunto (except for Breach of Truſt;) any Law or Statute to the contrary thereof in any wiſe notwithſtanding. Commiſſioners not ſubject to any Incapacity, &c. except for Breach of Truſt.

'XLVI. And whereas it is of the greateſt Conſequence to the Honour and Welfare of this Kingdom, 'and for the Increaſe of the Strength and Riches thereof, and for the Vending the Product and Manu-'facture, Goods and Merchandizes of or brought into this Kingdom, and Employment of the Poor, that 'a Trade ſhould be carried on to the *South Seas*, and other Parts of *America*, within the Limits herein 'after mentioned; which cannot ſo ſecurely and ſucceſsfully be begun and carried on, as by a Corporation 'with a Joint Stock, excluſive of all others:' Now for the better Encouragement of all and every the Perſon and Perſons, Bodies Politick or Corporate, who ſhall be or become Members of the ſaid Company or Corporation, to be erected, as aforeſaid; and to the End and Intent that a Trade to the *South Seas*, and other Parts of *America* within the Limits herein after mentioned, may be carried on and promoted, for the Advantage and Honour of this Kingdom; Be it enacted by the Authority aforeſaid, That the Corporation to be erected in purſuance of this Act, and their Succeſſors, ſhall have and be entitled unto, and they are hereby entitled unto and veſted, from the firſt Day of *Auguſt* one thouſand ſeven hundred and eleven, for ever, in the ſole Trade and Traffick into, unto, and from all the Kingdoms, Lands, Countries, Territories, Iſlands, Cities, Towns, Ports, Havens, Creeks, and Places of *America*, on the Eaſt Side thereof, from the River of *Aranco* to the Southermoſt Part of the *Terra del Fuego*; and on the Weſt Side thereof, from the ſaid Southermoſt Part of the ſaid *Terra del Fuego*, through the *South Seas*, to the Northermoſt Part of *America*; and into, unto, and from all Countries, Iſlands, and Places within the ſaid Limits, which are reputed to belong to the Crown of *Spain*, or which ſhall hereafter be found out or diſcovered within the ſaid Limits, not exceeding three hundred Leagues from the Continent of *America*, between the Southermoſt Part of *Terra del Fuego*, and the Northermoſt Part of *America*, on the Weſt Side thereof, (except the Kingdom of *Brazil*, and ſuch other Places on the ſaid Eaſt Side of *America*, as are now in the actual Poſſeſſion of the Crown of *Portugal*, and the Country of *Surinam* in the Poſſeſſion of the States-General of the *United Provinces*;) it not being intended that the ſole Trade to any Part of the Eaſt Side of *America*, now in the actual Poſſeſſion of the Crown of *Portugal*, or the States-General, ſhall be granted or conſtrued to be granted by this Act; but that it may be and remain lawful for all, and every, or any the Subjects of her Majeſty, her Heirs or Succeſſors, to trade and traffick to any Part of the Eaſt Side of *America*, now in the actual Poſſeſſion of the Crown of *Portugal*, or the States-General, (but to no other Part of *America* within the Limits aforeſaid) as fully and freely, in all Reſpects, as they might or could do if this Act had not been made; any Clauſe, Proviſo, Power, Privilege, Matter or Thing, herein contained to the contrary thereof in any wiſe notwithſtanding. The Limits of the Company's Charter in the South Seas in America.

XLVII. And be it further enacted, That the ſaid Company to be erected in purſuance of this Act, and their Succeſſors, for ever, and all and every Perſon and Perſons, who from time to time ſhall be licenſed by the ſaid Corporation, to be erected in purſuance of this Act, to trade in the Stead of them, ſhall and lawfully may, for ever, from and after the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and eleven, or by ſuch Factors, Agents, or Servants, as they ſhall think fit to intruſt, and to and for no other Perſon or Perſons whatſoever, freely to traffick and uſe the Trade of Merchandize, into, unto, and from the ſaid *South Seas*, and other the Parts within the Limits aforeſaid (except as aforeſaid) and into, unto, and from all or any the Kingdoms, Lands, Territories, Iſlands, Cities, Towns, Forts, Havens, Creeks, and Places of *America*, or any of them, within the Limits aforeſaid (except before excepted) where any Trade or Traffick of Merchandize is or may be uſed or had, and to and from every of them. None elſe to traffick within their Limits.

XLVIII. And be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for her Majeſty, by her ſaid Charter or Charters of Incorporation, to impower the ſaid Company or Corporation, and their Succeſſors, to make reaſonable Laws, Conſtitutions, Orders, and Ordinances, from time to time, for the good Government of the ſaid Trade to the *South Seas*, and other the Parts within the Limits aforeſaid (except before excepted) and of the Traders, Factors, Agents, Officers, and others concerned in the ſame, and to inflict reaſonable Penalties and Puniſhments by Impriſonments, Mulcts, Fines, and Amerciaments, for any Breach or Breaches thereof, and to levy ſuch Mulcts, Fines, and Amerciaments, to the Uſe of the ſaid Company or Corporation. Her Majeſty may impower the Company to make Laws for the good Government of the Trade.

Other Perſons frequenting the South Seas, forfeit Ship and Lading, &c.

XLIX. And to the end the ſaid *South Seas*, or the Kingdoms, Lands, Iſlands, Havens, Forts, Cities, Towns, and Places, within the Limits aforeſaid, or any of them, ſhall not, after the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and eleven, be viſited, frequented, or haunted by any other of the Subjects of her Majeſty, her Heirs or Succeſſors, contrary to the true Meaning of this Act; Be it enacted by the Authority aforeſaid, That if any of the Subjects of her Majeſty, her Heirs or Succeſſors, of what Degree or Quality ſoever they be, other than the ſaid Company or Corporation, or their Factors, Agents or Servants, or other Perſons by them licenſed thereunto, according to the true Meaning of this Act, ſhall directly or indirectly viſit or frequent, trade, traffick, or adventure, into, unto, or from the ſaid *South Seas*, or other the Parts within the Limits aforeſaid, contrary to the true Meaning of this Act, or ſhall hire, freight, or fit out any Ship or Ships, or lade or put on board any Ship or Ships any Goods or Merchandizes whatſoever, with Intent to haunt, frequent, traffick, trade, or adventure into, unto, or from the ſaid *South Seas*, or other Parts within the Limits aforeſaid, contrary to the true Meaning of this Act; every ſuch Offender and Offenders ſhall incur the Forfeiture and Loſs of all Ships and Veſſels which ſhall be employed in ſuch Trade, with the Guns, Tackle, Apparel and Furniture thereunto belonging, as alſo all the Goods and Merchandizes laden thereupon, and all the Proceed and Effects of the ſame, and alſo double the Value thereof, *viz.* one fourth Part thereof to the Uſe of her Majeſty, her Heirs or Succeſſors, one other fourth Part thereof to ſuch Perſon or Perſons as will ſeize, inform, or ſue for the ſame, and the other two fourth Parts thereof to the Uſe of the Company or Corporation to be erected in purſuance of this Act; ſuch Forfeiture and Penalty to be recovered, with full Coſts of Suit, in any of her Majeſty's Courts of Record, in Manner as aforeſaid.

Company to be ſole Owners of all Iſlands, Forts, &c. they ſhall diſcover, &c. within their Limits:

L. And for the better encouraging of the ſaid Company to be erected in purſuance of this Act, to drive and carry on the Trade hereby granted to them; Be it further enacted by the Authority aforeſaid, That the ſaid Company, and their Succeſſors, for ever, ſhall and may have, hold, and enjoy, to their own Uſe, and for the Benefit of the Members of ſuch Company, in Proportion to their Stock, and without any Account to be rendred thereof to her Majeſty, her Heirs or Succeſſors, or to any other Perſon or Perſons whatſoever, all and every the Iſlands, Cities, Forts, Towns and Places whatſoever, which the ſaid Company, or their Factors, Agents or Servants, or other Perſons, which ſhall be employed or licenſed by them to trade, as aforeſaid, or ſuch of the Ships of her Majeſty, her Heirs or Succeſſors, as ſhe or they ſhall think fit to grant or allow for Convoys, or otherwiſe, for the Defence, Security, or Carrying on the ſaid Trade, ſhall diſcover or find out, ſeize or poſſeſs, in any Manner whatſoever, within the Limits aforeſaid, (except before excepted) and ſhall be for ever the ſole Owners and Proprietors of all and every ſuch Iſlands, Forts, Towns and Places, and all their Dependencies, to be holden of her Majeſty, her Heirs and Succeſſors, in free and common Socage by Fealty, and rendring to her Majeſty, her Heirs and Succeſſors, the annual Rent of one Ounce of Gold for the ſame (if demanded) and the ſaid Company and their Succeſſors ſhall and may have and hold for ever the ſole Trade to all ſuch Iſlands, Forts, Towns and Places laſt mentioned.

And of all Ships taken there as Prize.

LI. And be it further enacted, That the ſaid Company to be erected in purſuance of this Act, ſhall and may have, hold, receive, take, and enjoy, to their own Uſe, and for the Benefit of the Members of ſuch Company, in Proportion to their Stock, all and every ſuch Ships or Veſſels, and all their Guns, Ammunition, Tackle, Apparel, and Furniture, and all ſuch Goods, Merchandize and Bullion, Treaſure and other Things, which ſhall be taken as Prize by the Ships, Factors, Agents or Servants, of or belonging to, or employed or licenſed by the ſaid Company, within the Limits aforeſaid, or by ſuch of the Ships of her Majeſty, her Heirs or Succeſſors, as ſhe or they ſhall think fit to grant or allow for Convoys, or otherwiſe, for the Defence, Security, or carrying on the ſaid Trade, without any Account to be rendred thereof to her Majeſty, her Heirs or Succeſſors, or any other Perſon or Perſons whatſoever; ſave only that the Officers and Seamen, who ſhall be actually on board any of the ſaid Ships of her Majeſty, her Heirs or Succeſſors, which ſhall take, or be aſſiſting to the taking any ſuch Ships or Veſſels, Goods or Merchandizes, as Prize, ſhall have, and be entitled to ſuch Part and Share thereof, as her Majeſty, her Heirs or Succeſſors, ſhall think fit and direct in and by the Charter of Incorporation to be granted to the ſaid Company, and no other or greater Part or Share whatſoever; any thing herein contained, or any Law, Uſage, or Cuſtom to the contrary thereof in any wiſe notwithſtanding: And that it ſhall and may be lawful for the ſaid Company, and their Succeſſors, and the Agents, Factors, Servants, and other Perſons to be employed or licenſed by them, to trade, as aforeſaid, to ſeize, by Force of Arms, or otherwiſe, the Perſons, Ships, Goods, Merchandize, or other Effects, of or belonging to any of the Subjects of her Majeſty, her Heirs or Succeſſors, who ſhall haunt, frequent, traffick, trade or adventure into the ſaid *South Seas*, or other the Parts or Limits aforeſaid (except before excepted) contrary to the true Meaning of this Act; and to keep and detain to the Uſe and Uſes of the ſaid Company, and their Succeſſors, for the Benefit of the Members thereof, in Proportion to their Stock, the Ships, Goods, Merchandize, and other Effects ſo ſeized, without any Account to be rendred thereof, as aforeſaid, and to bring or ſend into *Great Britain* the Perſons of ſuch of the Subjects of her Majeſty, her Heirs or Succeſſors, as ſhall be ſo ſeized, in order to their being proſecuted for ſuch Offence according to Law.

Seamen aſſiſting to be rewarded as her Majeſty by Charter ſhall appoint.

Company may ſeize by Force of Arms, Britiſh Ships trading in the South Seas.

Commanders of Ships, &c. not conforming to the Company's Rules, incapacitated, &c.

LII. And be it further enacted, That in caſe any of the Commanders, or other Officers of ſuch Ships of her Majeſty, her Heirs or Succeſſors, as ſhall be uſed or employed in or for the obtaining, promoting, ſecuring or carrying on the ſaid Trade, ſhall not in all Things lawful, during their being ſo employed, conform themſelves to ſuch Rules, Directions or Inſtructions, as they ſhall receive from the Managers or Directors of the ſaid Company, or the major Part of them, in Writing under their Hands; every ſuch Commander and Officer ſhall be for ever incapable to ſerve her Majeſty, her Heirs or Succeſſors, in any Office or Place of Truſt or Profit, and ſhall be liable to anſwer and pay to the ſaid Company, and their Succeſſors, double the Value of all ſuch Loſs or Damage as the ſaid Company or their Succeſſors ſhall ſuffer or

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ſuſtain by the Breach of ſuch Orders, Directions or Inſtructions, to be recovered with full Coſts of Suit, in any Court of Record of her Majeſty, her Heirs or Succeſſors, in Manner aforeſaid.

LIII. And be it further enacted by the Authority aforeſaid, That all ſuch Perſons as ſhall be born on board any of the Ships of War, or other Ships to be employed in or about the ſaid Trade, or who ſhall be born in any the Lands, Territories, Countries, Iſlands, Forts, Cities, Towns or Places, which ſhall be diſcovered or poſſeſſed by the ſaid Company, as aforeſaid, or any of their Dependencies, ſhall be, and be adjudged, deemed and taken to be born within the Allegiance of her Majeſty, her Heirs and Succeſſors, and ſhall be, and be deemed, and ſhall have and enjoy all the Priviſeges of the natural-born Subjects of her Majeſty, her Heirs and Succeſſors. Perſons born on board any Ship, or in any Place, belonging to the Company, to be natural-born Subjects.

'LIV. And foraſmuch as the ſaid Trade does in a great Meaſure depend upon the timely Diſpatch from '*Great Britain* of the Ships which ſhall be employed therein;' Be it further enacted, That no Ship or Ships which ſhall belong to, or be hired, freighted, or employed by the ſaid Company to be erected, as aforeſaid, or ſuch Perſons as ſhall be licenſed by them to trade within the Limits aforeſaid, ſhall be, or be liable to be ſtopped or detained by any Embargo, or other Reſtraint whatſoever, unleſs ſuch Ship or Ships be particularly mentioned or named in ſuch Embargo, or Order for Reſtraint. No Embargo on Company's Ships, unleſs particularly mentioned.

LV. And be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful for her Majeſty, her Heirs or Succeſſors, by or in the ſaid Letters Patents, or Charter of Incorporation, or by any other Letters Patents under the Great Seal of *Great Britain*, from time to time, to give and grant unto the ſaid Company, to be erected, as aforeſaid, ſuch further and other Powers, Privileges, Immunities, Exemptions, and Advantages, as ſhe or they in her or their great Wiſdom ſhall think fit and convenient for the further and better promoting and encouraging the carrying on the ſaid Trade hereby granted, and the maintaining and preſerving the ſame; ſo always nevertheleſs as ſuch Powers, Privileges, Immunities, Exemptions, and Advantages, be not contrary to the known Laws of this Realm, or the Prerogative of the Crown, or the Privileges of the Governor and Company of the Bank of *England*. Her Majeſty may grant further Powers, &c. to the Company by Charter. Exception.

LVI. Provided always, and it is hereby further enacted and declared, That upon any Importation of any Goods or Merchandizes by the ſaid Company to be erected by virtue of this Act, and in all other Caſes where Security is or ſhall be required to be given by the ſaid Company to the Crown, it ſhall and may be lawful for the Commiſſioners and Officers of the Cuſtoms, for the time being, and all other Perſon and Perſons, who are to take ſuch Security for the Crown, and they are hereby required, from time to time, to take ſuch Security, by accepting and taking one or more Bond or Bonds, under the Common Seal of the ſaid Company, as well for all ſuch of the Cuſtoms and Duties chargeable and to be charged upon the Goods and Merchandizes ſo to be imported, as are bondable, and upon which Bonds have been uſually given, as for all ſuch other Matters and Things for which Security is to be given to the Crown by the ſaid Company, as aforeſaid; any Law, Statute, or Uſage to the contrary notwithſtanding. Officers of the Cuſtoms, &c. to take the Company's Bonds for Cuſtoms, &c.

LVII. And be it further enacted, That all Bonds or Obligations under the Common Seal of the ſaid Company, ſhall charge as well the annual Fund payable to the ſaid Company, by virtue of this Act, as the other Stock, Effects, and Eſtate of the ſaid Company, for the time being; and that all Bonds or Obligations, under the Common Seal of the ſaid Company, whereby the ſaid Company ſhall oblige themſelves or their Succeſſors to pay any Sum or Sums of Money, ſhall be aſſignable at Law, by Endorſement to be made upon ſuch Bond or Obligation under the Hand or Hands of the reſpective Perſon or Perſons to whom ſuch Money ſhall, in ſuch Bond or Obligation, be made payable, his, her, or their Executors, Adminiſtrators, or Aſſigns, and not otherwiſe; and that ſuch Aſſignment and Aſſignments ſhall veſt the Property of ſuch Bond or Obligation, and of the Money due or to be due thereupon, in the Aſſignee or Aſſignees, his, her, or their Executors, Adminiſtrators, and Aſſigns, from and immediately after the making of ſuch Aſſignment; and every ſuch Aſſignee or Aſſignees, his, her, or their Executors, Adminiſtrators, or Aſſigns, ſhall and may, in Failure of Payment of the Money payable upon, or by virtue of ſuch Bond or Obligation, bring and maintain his, her, or their Action of Debt at Law againſt the ſaid Company, or their Succeſſors, for the Money which ſhall be due upon ſuch Bond or Obligation, in all Reſpects, as if ſuch Bond or Obligation had been originally made unto, and the Money thereon due had been made payable therein unto ſuch Aſſignee and Aſſignees, their Executors, Adminiſtrators, or Aſſigns; any Law, Uſage, or Cuſtom to the contrary notwithſtanding: And that if any Perſon or Perſons ſhall forge or counterfeit the Common Seal of the ſaid Company, or ſhall forge, counterfeit, or alter any Bond or Obligation under the Common Seal of the ſaid Company, or ſhall offer to diſpoſe of or pay away any ſuch forged, counterfeited, or altered Bond, (knowing the ſame to be ſuch) or ſhall demand the Money therein contained or pretended to be due thereon, or any Part thereof, of the ſaid Company, or any of their Officers, (knowing ſuch Bond or Obligation to be forged, counterfeited, or altered) with Intent to defraud the ſaid Company, or their Succeſſors, or any other Perſon or Perſons whatſoever; every ſuch Perſon and Perſons ſo offending, (and being convicted thereof in due Form of Law) ſhall be guilty of Felony, and ſhall ſuffer Death as a Felon, without Benefit of Clergy. Company's Bonds to charge their annual Fund and Stock, &c. and may be aſſigned. Such Aſſignment to veſt the Property in the Aſſignee. Felony to counterfeit Company's Common Seal or Bonds.

LVIII. Provided always, and be it further enacted, That it ſhall not be lawful for the Company to be erected by virtue of this Act, or their Succeſſors, Agents, or Factors, or any Perſon or Perſons licenſed by them, to proceed, ſail, navigate, or go into any the Limits before-mentioned, beyond the Southermoſt Part of *Terra del Fuego*, except only through the Streights of *Magellan*, or round *Terra del Fuego*, nor to go from thence into any Part of the *Eaſt Indies*, nor return to *Great Britain*, or any other Port or Place in *Europe*, *Aſia*, *Africa*, or *America*, by any other Way except through the ſaid Streights of *Magellan*, or by *Terra del Fuego* aforeſaid, under the Penalties and Forfeitures to be ſued for and recovered, as is herein after mentioned; and alſo that it ſhall not be lawful for the ſaid Company, or their Succeſſors, Agents, or Factors, or any Perſon or Perſons licenſed by them, to trade, traffick, or adventure in any Goods, Wares, Commodities, or Merchandizes whatſoever, of the Growth, Product, or Manufacture of the *Eaſt Indies*, *Perſia*, *China*, or any other the Countries, Ports, or Places within the Limits granted to, or now veſted in the Company not to ſail beyond the Southermoſt Part of Terra del Fuego, or into the Indies, &c. except through the Streights of Magellan, or round Terra del Fuego: Not to trade in Eaſt India Goods, &c.

the united Company of Merchants of *England*, trading to the *East Indies*, and not hereby granted or intended to be granted to the Corporation to be erected by virtue of this Act, or with any Ships or Veſſels coming from the Countries or Places aforeſaid, (ſuch *East India* Goods, Wares, Commodities, or Merchandize, as ſhall be actually exported from *Great Britain*, and alſo ſuch Gold, Silver, and wrought Plate, Goods, and Commodities that are the Produce, Growth, or Manufactures of the *Weſt Indies*, or Continent of *America*, only excepted) under the Penalties and Forfeitures to be ſued for and recovered, as is hereinafter mentioned; and further, that it ſhall not be lawful for the ſaid Company intended to be erected, as aforeſaid, or their Succeſſors, Agents, or Factors, or any Perſon or Perſons licenſed by them, to ſend, employ, or uſe any Ship, Veſſel, Boat, or Bark whatſoever, within the ſaid *South Seas*, from *Terra del Fuego* to the Northermoſt Part of *America*, above three hundred Leagues to the Weſtward of and diſtant from the Lands, Countries, and Shores of *Chili*, *Peru*, *Mexico*, *California*, or any other the Lands and Shores of Southern or Northern *America*, contained between the ſaid *Terra del Fuego* and the ſaid Northermoſt Part of *America*; upon Pain and Penalty that all ſuch Ships, Veſſels, Boats, and Barks whatſoever, going in or returning from the *South Seas*, otherwiſe than as aforeſaid, or ſent, employed, or uſed, ſailing, proceeding, or being, contrary to the true Intent and Meaning hereof, and all the Goods, Wares, and Merchandizes on board them, together with their Guns, Tackle, Apparel, and Furniture, and likewiſe all the Goods, Wares, Commodities, and Merchandizes of the *Eaſt Indies*, *Perſia*, *China*, or other the Limits aforeſaid, ſo traded in, as aforeſaid, (except as before excepted) ſhall and may be ſeized and forfeited, and double the Value thereof ſhall alſo be forfeited by the Owners, Maſters, or Employers thereof, or Traders therein; one third Part of all which Forfeitures to be to her Majeſty, her Heirs and Succeſſors, and the other two third Parts thereof to the ſaid united Company of Merchants of *England* trading to the *Eaſt Indies*; to be recovered with full Coſts of Suit in any of her Majeſty's Courts of Record at *Weſtminſter*, by Action of Debt, Bill, Plaint, or Information.

Nor to ſend Ships in the South Seas above 300 Leagues to the Weſtward of Chili, &c. on Forfeiture of Ships, Goods, &c.

'LIX. And for as much as nothing can more conduce to the Encreaſe of the Strength and Riches of 'this Kingdom, and the breeding able Seamen to ſerve her Majeſty, as well in Time of War as Peace, 'than the preſerving and enlarging the Fiſhery of this Realm;' Be it therefore enacted by the Authority aforeſaid, That it ſhall and may be lawful for her Majeſty, her Heirs and Succeſſors, in and by her ſaid Letters Patents of Incorporation, or by any other Letters Patents under the Great Seal of *Great Britain*, to direct a Stock to conſiſt of twenty Shillings upon every hundred Pounds of the Capital Stock of the ſaid intended Company, to be raiſed by the Members thereof, in Proportion to their Stock, at ſuch Times, and in ſuch Manner, as her Majeſty, her Heirs or Succeſſors, by ſuch Letters Patents ſhall think fit and direct, ſo as no other of her Majeſty's Subjects be thereby excluded from the Fiſhing Trade; the ſaid Stock to be kept apart, and always employed in the improving, enlarging, and carrying on the Fiſhery of this Realm, or other Fiſhery, for the Uſe and Benefit of the Members of the ſaid Company, in Proportion to their Stock.

Stock for the Fiſhery to be 20 s. per 100 l. or the Capital Stock.

LX. Provided always, and be it further enacted, That no Money ſhall be called in from the Members of the ſaid Corporation, to be erected in purſuance of this Act, for carrying on the Fiſhery, or other Trade hereby granted, but by the Order and Direction of a General Court of the ſaid Company to be called for that Purpoſe, and whereof there ſhall be at leaſt fourteen Days Notice in the *London Gazette*.

No Money to be called in for the Fiſhery but by a General Court, &c.

LXI. And be it further enacted by the Authority aforeſaid, That no Perſon ſhall be capable of being elected a Governor, Deputy-Governor, or Director, of the ſaid intended Corporation, during the Time that he ſhall be a Governor, Deputy-Governor, or Director of either of the reſpective Corporations of the Bank of *England*, or of the united Company of Merchants of *England* trading to the *Eaſt Indies*; and every Perſon who ſhall be elected a Governor, Deputy-Governor, or Director of the ſaid intended Corporation, ſhall, during the Time he ſhall be ſuch Governor, Deputy-Governor, or Director, be incapable of being choſen a Governor, Deputy-Governor, or Director of either of the ſaid reſpective Corporations of the Bank of *England*, or of the united Company of Merchants of *England* trading to the *Eaſt Indies*.

Governor, &c. not to be Governor, &c. of the Bank or East India Company, at the ſame Time.

LXII. Provided alſo, and be it further enacted, That it may be lawful for any three or more of the Commiſſioners of the Treaſury now being, or the Lord High Treaſurer, or any three or more of the Commiſſioners of the Treaſury for the Time being, to order and direct any of the Tickets made out for the Pay of any Seamen, or others on board any of her Majeſty's Ships, and which ſhall appear not to have been ſold, diſpoſed of, or parted with, to be paid ready Money, or to make any reaſonable Advance or Allowance in Conſideration of ſuch Tickets being put or admitted into the Joint Stock of the ſaid intended Corporation; any thing herein contained to the contrary thereof notwithſtanding.

Seamens Tickets not diſpoſed of, may be paid in ready Money.

'LXIII. And whereas by an Act made in the third and fourth Years of her preſent Majeſty's Reign, 'intituled, *An Act for prohibiting all Trade and Commerce with* France, it is provided, That it ſhall and may 'be lawful for her Majeſty's Subjects to trade with the Subjects of *Spain*, ſo as the ſaid Liberty ſhall not be 'conſtrued to extend to permit or allow the carrying of the ſeveral Goods and Commodities therein parti-'cularly enumerated, among which Commodities Iron is mentioned, which by Experience is found neceſ-'ſary to be traded in with the Subjects of *Spain*;' Be it therefore enacted by the Authority aforeſaid, That it ſhall and may be lawful for any of her Majeſty's Subjects to carry unwrought Iron, and trade in the ſame with any of the Subjects of *Spain*; any thing in the ſaid recited Act to the contrary notwithſtanding.

3 & 4 Annæ, c. 13.

Lawful to trade in unwrought Iron to Spain.

'LXIV. And whereas by an Act made in the ſeventh Year of the Reign of his late Majeſty King William the Third, of glorious Memory, intituled, *An Act for the Encreaſe and Encouragement of Seamen*, 'it was enacted, That ſuch Seamen, and others, as are therein mentioned, who ſhould be willing to enter 'and regiſter themſelves for Service in the Royal Fleet or Navy, ſhould and might, by themſelves or others, 'deliver in their Names, with their Ages and Places of Abode, and ſhould be entred and regiſtred, as by 'that Act is preſcribed; and that every Seaman ſo regiſtred, or ſuch a Number of them as are therein men-'tioned, ſhould have from his ſaid Majeſty, his Heirs and Succeſſors, (whether in actual Service or not) 'a yearly Bounty of forty Shillings apiece; and divers other Benefits, Exemptions, Privileges, and Ad-

7 & 8 W. 3. c. 21.

'vantages

'vantages were thereby given, or intended to be given to the Seamen and others ſo regiſtred, as in the ſaid 'Act is expreſſed: And whereas by an Act made in the eighth Year of the Reign of the ſaid late King 'William the Third, intituled, *An Act to enforce the Act for Encreaſe and Encouragement of Seamen*, divers 'other Proviſions are made, and Directions given touching the ſaid regiſtred Seamen, as by the ſaid ſeveral 'Acts, Relation being thereunto ſeverally had, may more fully appear: And whereas the ſame Acts, or 'either of them, have not had the good Effects, which were intended thereby for the Service of the Crown, 'or for the Encouragement of Seamen, but on the contrary have occaſioned much Charge, Vexation and 'Trouble;' Be it therefore enacted by the Authority aforeſaid, That the ſaid Act, intituled, *An Act for the Encreaſe and Encouragement of Seamen*, and the ſaid Act, intituled, *An Act to enforce the Act for the Encreaſe and Encouragement of Seamen*, and either of them, and all and every the Clauſes, Matters, and Things in them, and either of them contained, ſo far forth only as the ſame do or may concern the regiſtring Seamen, or Perſons who were thereby allowed or intended to be regiſtred, or the Seamen or Perſons ſo regiſtred, or the giving any Bounty Money, or other Advantages in Reſpect thereof, are and ſhall be, by Force and Virtue of this preſent Act, repealed, and utterly void; any thing in the ſaid former Acts, or either of them, contained to the contrary notwithſtanding.

8 & 9 W. 3. c. 23.

Repeal of the Acts for regiſtring Seamen.

'LXV. And whereas ſeveral Perſons, (who have, ſince the Commencement of the ſaid Rates or Du- 'ties upon Monies, given, paid, or contracted for with Clerks and Apprentices, taken Clerks and Ap- 'prentices, and received and contracted for Sums of Money, with or in Reſpect of the taking ſuch Clerks 'and Apprentices) have, through Neglect or Inadvertency, omitted to pay the ſeveral Rates and Duties 'payable in that Behalf, and to have the Indentures or Contracts ſtampt, within the Times for thoſe Pur- 'poſes reſpectively limited by the Act of Parliament in that Caſe made, whereby ſuch Clerks and Ap- 'prentices will, according to that Act, be diſabled to follow or exerciſe the intended Trades, Profeſſions, 'or Employments, unleſs ſome further Proviſion be made:' Now for Relief of ſuch Clerks and Apprenti- ces, and compelling the Maſters and Miſtreſſes duly to pay, for the future, the Rates and Duties laſt-mentioned; Be it further enacted by the Authority aforeſaid, That upon Payment of the reſpective Rates and Duties which have been ſo omitted or neglected to be paid as aforeſaid, on or before the nine and twentieth Day of *September* in the Year of our Lord one thouſand ſeven hundred and eleven, to ſuch Perſon or Perſons, to whom the ſame ought to be paid according to the ſaid former Act, and tendring to be ſtamped ſuch Indentures or Contracts ſo omitted to be ſtamped, on or before the five and twentieth Day of *December* in the ſaid Year one thouſand ſeven hundred and eleven, the ſame Indentures or Contracts ſhall be ſtamped, and ſhall be good and available in Law or Equity, and the Clerks or Apprentices therein named ſhall be capable of following and exerciſing the reſpective intended Trades, Profeſſions, or Employments, as fully as if the Rates or Duties ſo omitted to be paid, had been duly paid, and the Indentures or Contracts ſtamped within the reſpective Times in the ſame Act for thoſe reſpective Purpoſes limited; any thing therein contained to the contrary notwithſtanding.

Clauſe for Relief of Clerks, &c. whoſe Maſters have omitted to pay the Duties, and to have their Indentures ſtamped.

LXVI. And it is hereby further enacted by the Authority aforeſaid, That if any Maſter or Miſtreſs ſhall hereafter neglect to pay the ſaid Rates or Duties laſt-mentioned, within the reſpective Times herein, and by the ſaid former Act for that Purpoſe limited, according to the true Intent and Meaning of the ſame, every ſuch Maſter and Miſtreſs ſhall, for every ſuch Neglect, forfeit the Sum of fifty Pounds; the one Moiety thereof to her Majeſty, her Heirs and Succeſſors, and the other Moiety thereof with full Coſts of Suit, to ſuch Perſon or Perſons as ſhall inform and ſue for the ſame, in any of the Courts at *Weſtminſter*, for ſuch Neglect committed in *England*, *Wales*, or *Berwick* upon *Tweed*, or in the Court of *Exchequer* in *Scotland*, for any ſuch Neglect there, by Action of Debt, Bill, Plaint, or Information, wherein no Eſſoin, Protection, or Wager of Law, or any more than one Imparlance ſhall be allowed.

Maſters hereafter omitting, to forfeit 50 l.

See farther relating to Indentures, 6 *Geo.* 1. c. 11. 18 *Geo.* 2. c. 22. 20 *Geo.* 2. c. 45.

31 *Geo.* 2. c. 23. *And concerning South Sea Company, ſee further* 10 *Ann.* c. 19, 26 & 30. 12 *Ann. ſtat.* 2. c. 9. 1 *Geo.* 1. *ſtat.* 2. c. 21. 3 *Geo.* 1. c. 9. 5 *Geo.* 1. c. 19. 6 *Geo.* 1. c. 4 & 11. 7 *Geo.* 1. c. 5. 7 *Geo.* 1. *ſtat.* 2. 8 *Geo.* 1. c. 20, 21 & 22. 9 *Geo.* 1. c. 6. 1 *Geo.* 2. c. 8. 3 *Geo.* 2. c. 16 & 20. 4 *Geo.* 2. c. 5. 5 *Geo.* 2. c. 17. 6 *Geo.* 2. c. 25 & 28. 7 *Geo.* 2. c. 17. 9 *Geo.* 2. c. 34. 10 *Geo.* 2. c. 17. 20 *Geo.* 2. c. 3. *ſect.* 60. 24 *Geo.* 2. c. 2 & 11. 26 *Geo.* 2. c. 16.

CAP. XXII.

An Act for granting to her Majeſty ſeveral Duties upon Coals for building fifty New Churches in and about the Cities of *London* and *Weſtminſter*, and Suburbs thereof, and other Purpoſes therein mentioned.

8 *Ann.* c. 4. 9 *Ann.* c. 6.

MOST gracious Sovereign; We your Majeſty's moſt dutiful and loyal Subjects, the Commons of *Great Britain* in Parliament aſſembled, being zealous to provide ſuch Supplies as may enable your Majeſty to purſue your pious and gracious Intentions to increaſe the Number of Churches in or near the populous Cities of *London* and *Weſtminſter*, or the Suburbs thereof, for the better Inſtruction of all Perſons inhabiting or who ſhall inhabit in the ſeveral Pariſhes wherein the ſame ſhall be built, in the true Chriſtian Religion as it is now profeſſed in the Church of *England*, and eſtabliſhed by the Laws of this Realm, do moſt humbly preſent to your Majeſty the ſeveral Impoſitions, Rates, and Duties herein after mentioned, and do beſeech your Majeſty that it may be enacted; and be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That for all Sorts of Coals and Culm which, from and after the fourteenth Day of *May* one thouſand ſeven hundred and ſixteen, and before the nine and twentieth Day of *September* one thouſand ſeven hundred and twenty-four, ſhall be imported and brought into the Port of the City of *London*, or the River of *Thames* within the Liberty of the ſaid City upon the ſame River, there ſhall be paid to her Majeſty, her Heirs and Succeſſors, by way of Impoſition thereupon, over and beſides all other Impoſitions and Duties, according to the Rates hereafter mentioned, that

Duty upon Coals from 14 May 1716. to 29 Sept. 1724.

From 14 May 1716. to 29 Sept. 1716. Coals to pay 2s. per Chalder or Tun. See 1 Geo. 2. ſtat. 2. c. 8. §. 3. and after 28 Sept. 1716. to 28 Sept. 1724. 3s. per Chalder or Tun. See 1 Geo. 1. ſtat. 2. c. 23. & 5 Geo. 1. c. 9. 6 Geo. 1. c. 4. 13 Geo. 1. c. 21. 1 Geo. 2. c. 8.

that is to ſay, From and after the ſaid fourteenth Day of *May* one thouſand ſeven hundred and ſixteen, and before the nine and twentieth Day of *September* one thouſand ſeven hundred and ſixteen, for all ſuch Sorts of Coals and Culm as are uſually ſold by the Chalder, for every Chalder thereof, containing thirty-ſix Buſhels *Wincheſtr* Meaſure, the Sum of two Shillings; and for ſuch Sort of Coals as are ſold by the Tun, for every Tun thereof, containing twenty hundred Weight, the Sum of two Shillings; and from and after the eight and and twentieth Day of *September* one thouſand ſeven hundred and ſixteen, and before the eight and twentieth Day of *September* one thouſand ſeven hundred and twenty-four, there ſhall be paid for every ſuch ſaid Chalder of Coals and Culm and Tun of Coals, the Sum of three Shillings; which ſaid Sum of two Shillings for the firſt Part of the ſaid Term, and three Shillings for the Remainder thereof, for every Chalder of Coals and Culm and Tun of Coals, ſhall, from time to time, during the full Term firſt before mentioned, be raiſed, levied, collected, and paid to her Majeſty, her Heirs and Succeſſors, in the ſame Manner, Method, and Form, and at ſuch Places, and by ſuch Rules, Ways, and Means, and under ſuch Penalties and Forfeitures, as are mentioned, expreſſed, or referred unto, in and by any Act, Law, or Statute, Acts, Laws, or Statutes now in Force for raiſing, levying, collecting, or anſwering any other Duty or Duties now payable to her Majeſty for or upon upon any Coals or Culm whatſoever imported or brought Coaſtwiſe into the ſaid Port of *London*; and that all and every the Powers, Authorities, Penalties, Forfeitures, Diſabilities, Articles, Rules, and Clauſes, in the ſame Acts, Laws, and Statutes, or any of them, mentioned or contained (except ſuch and ſo much of them for and concerning which it is otherwiſe provided in this preſent Act) ſhall be of ſuch Force and Effect, to all Intents and Purpoſes, for the raiſing, levying, collecting, and anſwering the Impoſitions hereby granted, for and during the ſaid Term and Terms herein before limited, as if the ſame were particularly and at large ſet down and enacted by this Act.

The Money to be paid into the Exchequer, and appropriated for building 50 New Churches, &c.

II. And be it further enacted by the Authority aforeſaid, That all and every ſuch Sum and Sums of Money, which ſhall be raiſed, collected, and levied, by Virtue of this Act (the neceſſary Charges of raiſing, managing, and accounting for the ſame always excepted) ſhall, from time to time, be brought and paid into the Receipt of Exchequer, and by Force and Virtue of this Act, are and ſhall be appropriated, iſſued, applied, and diſpoſed, for the Building of fifty New Churches of Stone and other proper Materials, with Towers or Steeples to each of them; and for purchaſing of Sites of Churches and Church-yards, and Burying-places, in or near the Cities of *London* and *Weſtminſter*, or the Suburbs thereof; and for making ſuch Chapels Churches as are already built, and capable thereof, Pariſh Churches, and for purchaſing Houſes for the Habitations of the Miniſters of the ſaid Churches, and for applying the Sum of four thouſand Pounds *per Annum* out of the ſaid Duties and Impoſitions, towards the repairing and finiſhing the Collegiate Church of *Saint Peter Weſtminſter*, and the Chapels of the ſame; and alſo for applying the Sum of ſix thouſand Pounds *per Annum* out of the ſaid Duties and Impoſitions ariſing by this Act, towards the finiſhing *Greenwich Hoſpital*, and the Chapel thereunto belonging, and to or for none other Uſe, Intent, or Purpoſe whatſoever.

Fifty New Churches, whereof Greenwich to be one, to be erected.

III. And it is hereby declared and enacted by the Authority aforeſaid, That there ſhall be erected and built, of Stone and other proper Materials, fifty Churches, with Towers or Steeples to each of them, whereof one ſhall be erected in the Pariſh of *Eaſt Greenwich* in the County of *Kent*.

Chapels already erected, if fit, to be converted into Pariſh Churches.

'IV. And whereas in ſeveral Pariſhes in or near the ſaid Cities of *London* and *Weſtminſter*, or the Suburbs 'thereof, there are ſome Chapels erected by well-diſpoſed Perſons at their own Charge, for the publick 'Worſhip of God, as eſtabliſhed in the Church of *England*, which are fit to be converted into Pariſh 'Churches, and to have Diſtricts or Bounds of Pariſhes allotted and aſſigned to each of them; but ſeve'ral of them being built upon Terms for Years, under certain Ground Rents, and therefore are not con'ſecrated, and there being ſeveral Deficiencies in their Conſtitutions, which are neceſſary in a Pariſh 'Church;' Be it therefore declared and enacted by the Authority aforeſaid, That ſuch of the ſaid Chapels as are fit or proper, may be made Pariſh Churches.

Her Majeſty, by Letters Patent, to nominate Commiſſioners.

V. And to the end the ſaid New Churches, ſo to be erected, may be more conveniently ſituated, and the ſaid Chapels, that are fit for Pariſh Churches, may be accommodated and provided with all Things neceſſary for thoſe reſiding in the ſaid Pariſhes, who ſtand moſt in need thereof; Be it enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for her Majeſty, by Letters Patents, under the Great Seal of *Great Britain*, to nominate, conſtitute, and appoint ſuch Perſons as her Majeſty ſhall think fit to be Commiſſioners for the Purpoſes herein after mentioned; which ſaid Commiſſioners, or ſuch or ſo many of them as ſhall, by the ſaid Commiſſion, be authorized, ſhall, within twenty Days after they ſhall be ſo conſtituted, as aforeſaid, meet, and ſo, from time to time, as often as there ſhall be Occaſion, with or without Adjournments, and ſhall enquire and inform themſelves in what Pariſhes the ſaid New Churches, except that for *Greenwich*, are moſt neceſſary to be built, and of proper Places for the Sites of the ſaid reſpective New Churches, and alſo a Cemetery, or Church-yard, for each of the ſaid Churches, for the Burial of Chriſtian People, to be purchaſed; and alſo which of the ſaid Chapels are fit to be made Pariſh Churches; and ſhall aſcertain the ſeveral Houſes, Lands, Tenements, and Hereditaments, and the Bounds and Limits which in their Judgment or Opinion may be fit to be made diſtinct Pariſhes, and to enquire and inform themſelves by the beſt Means they can, of the Value of ſuch Houſes, Lands, Tenements, and Hereditaments, and of the reſpective Eſtates and Intereſts therein, which the ſaid Commiſſioners, or ſuch or ſo many of them as ſhall be authorized, as aforeſaid, ſhall think neceſſary to be purchaſed for the ſaid Sites and Cemeteries, and for Houſes for the Habitations of the reſpective Miniſters; and the ſaid Commiſſioners, or ſuch or ſo many of them as ſhall be authorized, as aforeſaid, ſhall, on or before the four and twentieth Day of *December* one thouſand ſeven hundred and eleven, report or certify to her Majeſty in Writing, under their Hands and Seals, ſuch Matters and Things as ſhall appear to them, upon their Inquiries aforeſaid, with their Opinions thereupon, and preſent a Duplicate of ſuch Report or Certificate to each of the two Houſes of Parliament, to the end ſuch further Directions may be given thereupon, as may be purſuant to her Majeſty's pious Intentions in the Premiſſes.

See further 12 *Ann. ſtat.* 1. *c.* [illegible].

VI. Provided

VI. Provided always, and it is hereby enacted, That it ſhall and may be lawful to and for her Majeſty, her Heirs and Succeſſors, from time to time, to direct the Officers at the Receipt of Exchequer to receive by Way of Loan, from any Perſon or Perſons willing to make the ſame upon Credit of this Act, ſuch Sum and Sums of Money as her Majeſty, her Heirs and Succeſſors ſhall, from time to time, or at any Time or Times, think neceſſary, for the Beginning, carrying on, or effecting all or any the Services by this Act intended, and to allow Intereſt after the Rate of ſix Pounds *per Centum per Annum*, for the Forbearance thereof; and that the Money ſo lent ſhall not be taxed or aſſeſſed by any Act of Parliament whatſoever; and that ſuch Lenders ſhall have Tallies of Loan, and Orders for their Repayment, with ſuch Intereſt, as aforeſaid, out of the Duties granted by this Act, the Principal to be paid in Courſe, according to the reſpective Dates of the Tallies, and the Intereſt every three Months till the Repayment of the Principal; and that no Fee or Reward ſhall be demanded or taken of any her Majeſty's Subjects, in or for the Payment thereof; and that the Money of the ſaid Duties ſhall be liable to ſatisfy ſuch Orders accordingly, without being diverted from the ſame to any other Uſe, Intent, or Purpoſe, upon Pain of forfeiting Treble Damages, and Full Coſts, to the Party grieved by the Party offending; and that ſuch Orders ſhall be aſſignable by Endorſements thereupon, according to the Courſe in ſuch Caſes uſed in the Exchequer.

Money to be borrowed at 6 l. per Cent. Tax-free.

VII. Provided always, That ſuch Sums as at any Time or Times before the ſaid fourteenth Day of *May* one thouſand ſeven hundred and ſixteen, ſhall become due for Intereſt of Money to be lent upon this Act, ſhall and may be ſatisfied as the ſaid Intereſt ſhall, from time to time, become due, out of any Monies whatſoever, which ſhall come into the Exchequer by Way of Loan, on the Credit aforeſaid; any thing herein contained to the contrary notwithſtanding.

Intereſt due before 14 May 1716. how to be ſatisfied.

VIII. Provided, That this Act, or any Thing therein contained, ſhall not extend, or be conſtrued to extend, during the Continuance of this Act, to charge or lay any of the Duties or Impoſitions hereby impoſed upon ſuch Coals (not exceeding one hundred Chalders by the Year) as ſhall be brought into the Port of *London*, from *Newcaſtle* upon *Tine*, or any other Place, for the only Uſe and Service of the Royal Hoſpital at *Chelſea*; any thing herein contained to the contrary notwithſtanding.

100 Chalders per Annum for Chelſea Hoſpital, not chargeable.

'IX. And whereas by an Act of Parliament of the eighth Year of the Reign of the late King William the Third, intituled, *An Act for compleating the building and adorning the Cathedral Church of* Saint Paul, London, *and for repairing the Collegiate Church of* Saint Peter, Weſtminſter, it was (among other Things) enacted, That from and after the nine and twentieth Day of *September* one thouſand ſix hundred and ninety-ſeven, the annual Stipend or Allowance to the Perſon who was or ſhould be Surveyor or Surveyor General of the Building of the ſaid Cathedral Church of *Saint Paul's* ſhould be paid in the Manner and Proportions following, that is to ſay, one Moiety thereof yearly, and the other Moiety in one entire Sum, within Six Months after the finiſhing the ſaid Cathedral Church;' It is hereby declared, That the ſaid Cathedral Church, ſo far as by the ſaid Act was required to be done and performed by the ſaid Surveyor General, is finiſhed; Be it enacted by the Authority aforeſaid, That the ſaid ſuſpended Salary ſhall be paid to the ſaid Surveyor, on or before the five and twentieth Day of *December* one thouſand ſeven hundred and eleven; and that all other ſtanding Salaries to any Officers employed only for the carrying on or finiſhing the ſaid Building, ſhall, from the ſaid five and twentieth Day of *December*, ceaſe and determine. [This Act is explained by 10 Annæ, c. 11. 1 Geo. 1. ſtat. 2. c. 23. 4 Geo. 1. c. 14. 5 Geo. 1. c. 9.]

8 & 9 W. 3. c. 14.

The Surveyor General of St. Paul's, his ſuſpended Salary to be paid by 25 Dec. 1711, and other ſtanding Salaries to ceaſe.

See further concerning Duties on Coals, &c. 10 *Ann. c.* 11. 12 *Ann. ſtat.* 2. *c.* 9. 5 *Geo.* 1. *c.* 9 & 19. 6 *Geo.* 1. *c.* 4. 13 *Geo.* 1. *c.* 21. 22 *Geo.* 2. *c.* 37. 30 *Geo.* 2. *c.* 19. *ſect.* 28.

CAP. XXIII.

An Act for licenſing and regulating Hackney Coaches and Chairs; and for charging certain new Duties upon ſtampt Vellum, Parchment, and Paper, and on Cards and Dice, and on the Exportation of Rock Salt for *Ireland*; and for ſecuring thereby, and by a weekly Payment out of the Poſt Office, and by ſeveral Duties on Hides and Skins, a yearly Fund of one hundred eighty-ſix thouſand ſix hundred and ſeventy Pounds, for thirty-two Years, to be applied to the Satisfaction of ſuch Orders as are therein mentioned, to the Contributors of any Sum not exceeding two Millions, to be raiſed for carrying on the War, and other her Majeſty's Occaſions.

See 10 *Ann. c.* 34. *for explaining ſeveral Clauſes in this Act.* *And* 33 *Geo.* 2. *c.* 25.

MAY it pleaſe your moſt Excellent Majeſty; We your Majeſty's moſt loyal and dutiful Subjects, the Commons of *Great Britain*, in Parliament aſſembled, being deſirous to raiſe the neceſſary Supplies for enabling your Majeſty to carry on the preſent War, and for other your Majeſty's frequent Occaſions, have therefore given and granted, and do by this Act give and grant unto your Majeſty the ſeveral Revenues, Rates, Duties, and Sums of Money herein after mentioned, and do beſeech your Majeſty, that it may be enacted; and be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That it ſhall and may be lawful to and for her Majeſty, her Heirs and Succeſſors, under the Great Seal of *Great Britain*, from time to time, to nominate, authorize, and appoint, any Perſon or Perſons, not exceeding five in Number at any one Time, to be Commiſſioners for regulating and licenſing, from time to time, all Hackney Coaches, which from and after the four and twentieth Day of *June* in the Year of our Lord one thouſand ſeven hundred and fifteen, at any Time or Times within or during the Term of thirty-two Years from thence next and immediately enſuing, ſhall be permitted to be driven for Hire, or kept, within the Cities of *London* and *Weſtminſter*, and the Suburbs thereof, and within all and every the Pariſhes and Places comprized within the Weekly Bills of Mortality, in ſuch Manner

Her Majeſty to appoint Commiſſioners for licenſing Hackney Coaches in London, &c.

Manner as is herein after directed; which ſaid Commiſſioners to be appointed, as aforeſaid, ſhall, from time to time, put in Execution the ſeveral Powers and Authorities herein after mentioned by ſuch Commiſſioners to be done, executed, or performed.

Commiſſioners to licenſe 800 ſuch Coaches, from 24 June 1715. for 32 Years; made perpetual by 3 Geo. 1. c. 7. §. 1. 16 Geo. 2. c. 26. 33 Geo. 2. c. 25.

II. And be it further enacted, That the Commiſſioners which ſhall be ſo appointed, ſhall have Power and Authority, and are hereby impowered and required, under their Hands and Seals, or under the Hands and Seals of the major Part of them, from time to time, to licenſe all ſuch Perſons, who from and after the ſaid four and twentieth Day of *June* one thouſand ſeven hundred and fifteen, at any Time or Times within or during the ſaid Term of thirty-two Years, ſhall drive or keep any Hackney Coach or Coach Horſes within the Cities of *London* and *Weſtminſter*, or the Suburbs of the ſame, or within the Pariſhes comprized within the Weekly Bills of Mortality; and the Number of all Hackney Coaches ſo to be licenſed, ſhall not, at any one Time, within or during the ſaid Term, exceed eight hundred; and upon every of the ſaid Licences, there ſhall be reſerved and made payable unto her Majeſty, her Heirs and Succeſſors, the Weekly Sum of five Shillings of lawful Money of *Great Britain*, to be paid monthly from the Commencement of every ſuch Licence, during the Continuance thereof reſpectively without any Deduction or Abatement for any Matter, Cauſe, or Thing whatſoever, with ſuch Covenants, Conditions, and Proviſoes therein to be inſerted, for the more effectual Payment thereof, as the ſaid Commiſſioners, in their Diſcretions, ſhall think fit.

at 5 s. per Week, payable monthly.

And 200 Hackney Chairs; made perpetual by 3 Geo. 1. c. 7. §. 1. 100 more may be licenced by 10 Annæ, c. 19. §. 138. and the Widows of Hackney Chairmen are provided for by 12 Annæ, ſtat. 1. c. 14. By 12 Geo. 1. c. 12. §. 15. 100 more may be licenſed.

III. And it is hereby enacted by the Authority aforeſaid, That the Commiſſioners for licenſing and regulating Hackney Coaches now being, and the Commiſſioners for licenſing and regulating Hackney Coaches for the time being, or the major Part of them, ſhall have Power and Authority, and are hereby impowered and required, under their Hands and Seals, or the Hands and Seals of the major Part of them, to licenſe all ſuch Hackney Chairs, which from and after the four and twentieth Day of *June* one thouſand ſeven hundred and eleven, at any Time or Times within or during the Term of thirty-two Years from thence next and immediately enſuing, ſhall be kept and uſed for Hire, within the ſaid Cities of *London* and *Weſtminſter*, and the Suburbs thereof, and within all and every the Pariſhes and Places comprized within the Weekly Bills of Mortality; and that the Number of all ſuch Chairs ſo to be licenſed, ſhall not at any one Time, within or during the Term laſt-mentioned, exceed two hundred; and upon every one of the ſaid Licences, ſo to be granted, for keeping and uſing for Hire an Hackney Chair, there ſhall be reſerved and payable to her Majeſty, her Heirs and Succeſſors, the annual Sum of ten Shillings of lawful Money of *Great Britain*, to be paid quarterly, at the four moſt uſual Feaſts in the Year, by equal Portions, during the Continuance of every ſuch Licence for a Chair, with ſuch Covenants, Proviſoes, and Conditions, for the more effectual Payment thereof, as the ſaid Commiſſioners, in their Diſcretions, ſhall think fit and reaſonable; the firſt of the ſaid quarterly Payments to begin and to be made at ſuch of the ſaid Feaſt Days as ſhall next happen after the granting of every ſuch Licence for a Chair reſpectively.

at 10 s. per Annum, payable quarterly.

Driving Coach without Licence, forfeits 5 l.

IV. And be it further enacted, That from and after the ſaid four and twentieth Day of *June* which ſhall be in the Year of our Lord one thouſand ſeven hundred and fifteen, during the ſaid Term of two and thirty Years from thence next enſuing, no Perſon or Perſons ſhall preſume to drive, or lett to Hire, by the Hour or Day, or otherwiſe, any Hackney Coach, or Coach Horſes, within the Cities of *London* or *Weſtminſter*, or Suburbs of the ſame, or within the Pariſhes or Places comprized within the Bills of Mortality, without ſuch Leave or Licence firſt obtained from the ſaid Commiſſioners, as aforeſaid, upon Pain to forfeit, for every ſuch Offence, the Sum of five Pounds; and that from and after the ſaid four and twentieth Day of *June* one thouſand ſeven hundred and eleven, during the ſaid Term of thirty-two Years from thence next enſuing, no Perſon or Perſons ſhall preſume to carry for Hire, in any Hackney or common Chair, any Perſon or Perſons whatſoever, within the Cities of *London* or *Weſtminſter*, or the Suburbs of the ſame, or within any of the Pariſhes or Places comprized within the Weekly Bills of Mortality, without ſuch Licence to be firſt obtained for ſo doing from the ſaid Commiſſioners, as aforeſaid, upon Pain to forfeit, for every ſuch Offence, the Sum of forty Shillings; and that no Horſe, Gelding, or Mare, to be uſed with any Hackney Coach, ſhall be under the Size of fourteen Hands high, according to the Standard; and that every Coach and Chair reſpectively, ſo licenſed, ſhall have a Mark of Diſtinction, by Figure or otherwiſe, as the ſaid Commiſſioners ſhall think fit, and the ſaid Mark ſhall be placed on each Side of every ſuch Coach and Chair reſpectively, in the moſt convenient Manner to be taken Notice of, to the end that they may be known, if any Complaints ſhall be made of them; and that if any Perſon ſhall be licenſed to keep more than one Hackney Coach, or more than one Hackney Chair at the ſame Time, every one of them ſhall have ſeveral Figures or Marks of Diſtinction, in the ſame Manner as if they did belong to ſeveral Perſons; and that no Perſon ſhall put the ſame Figure or Mark of Diſtinction upon his Coach or Chair that is appointed for any other Coach or Chair, or ſhall blot out, obliterate, alter, or deface the Figure or Mark of Diſtinction appointed by the ſaid Commiſſioners for his Coach or Chair, under the Forfeiture of five Pounds for every of the Offences laſt-mentioned; one Moiety whereof ſhall be to the Informer, and the other Moiety to the Uſe of her Majeſty, her Heirs and Succeſſors; and the ſaid Commiſſioners for regulating and licenſing Coaches and Chairs, are hereby required, in the firſt Place, to licenſe all ſuch Perſons as have been ancient Coachmen, or ancient Chairmen, or the Widows of any of them, unleſs they ſhall neglect or refuſe to take ſuch Licences upon the reſpective Terms hereby allowed, within a reaſonable Time to be limited by the ſaid Commiſſioners, not leſs than twenty Days.

or carrying ſuch Chair, forfeits 40 s.

Coach Horſes to be 14 Hands high.

Coaches, &c. to have Figures, &c.

Ancient Coachmen, &c. to be firſt licenſed.

Commiſſioners not to licenſe above 800 Coaches, and 200 Chairs.

V. And be it further enacted, That if any Commiſſioner ſo appointed, ſhall grant Licences for more than the Number of eight hundred Hackney Coaches, or two hundred Chairs, to be in being at any one and the ſame Time, he ſhall forfeit, for every ſuch Offence, one hundred Pounds, to be proſecuted and recovered by any Perſon who will ſue for the ſame, by Action of Debt, Bill, Plaint, or Information, in any of her Majeſty's Courts of Record at *Weſtminſter*, in which no Eſſoin, Protection, Wager of Law, or more than one Imparlance ſhall be granted or allowed.

VI. And

VI. And be it further enacted by the Authority aforesaid, That no Hackney Coachman so to be licensed in pursuance of this Act, nor the Driver of such Coach, shall presume to take for his Hire, in and about the Cities of *London* and *Westminster*, or within ten Miles thereof, above the Rates of ten Shillings for a Day, reckoning twelve Hours to the Day, and by the Hour not above eighteen Pence for the first Hour, and twelve Pence for every Hour after; and that no Gentleman or other Person shall pay from any of the Inns of Court or thereabouts, to any Part of St. *James's*, or City of *Westminster*, (except beyond *Tuttle Street*) above twelve Pence; and the same Prices from the same Places to the Inns of Court, or Places thereabouts; and from any of the said Inns of Court, or thereabouts, to the *Royal Exchange*, twelve Pence; and if to the Tower of *London*, or *Bishopsgate Street*, or *Aldgate*, or thereabouts, one Shilling and six Pence; and so from the same Places to the said Inns of Court, as aforesaid; and the like Rates from and to any Place at the like Distance with the Places before-mentioned. Rates of Hackney Coaches.

VII. Provided always, That no Gentleman or other Person shall be obliged to pay above twelve Pence for the Use of an Hackney Coach for any Distance, (not particularly set down in this Act) so as the same do not exceed one Mile and four Furlongs; and that no Gentleman or other Person shall be obliged to pay above one Shilling and six Pence for the Use of an Hackney Coach for any Distance, (not particularly set down in this Act) being above one Mile and four Furlongs, and not exceeding two Miles; and that the said Commissioners, or the major Part of them, shall cause to be admeasured, and published in Writing to be fixed at the *Royal Exchange* in *London*, on or before the twenty-ninth Day of *September* one thousand seven hundred and eleven, the several Distances between the most noted Places within the Limits of the said Weekly Bills, (not particularly set down in this Act) according to which the said Rates of twelve Pence, and one Shilling and six Pence respectively ought to be paid, as aforesaid.

VIII. And be it further enacted by the Authority aforesaid, That no Person whatsoever shall be obliged to pay to the Chairmen for an Hackney Chair carried any Distance within the Limits aforesaid, more than the Rate by this Act allowable for an Hackney Coach driven two third Parts of the same Distance; and that the said Commissioners, or the major Part of them, shall cause to be admeasured, and published in Writing, to be affixed, as aforesaid, on or before the twenty-ninth Day of *September* one thousand seven hundred and eleven, the several Rates allowable by this Act to Chairmen, as aforesaid, for their Carriage to and from the most noted Places where such Chairs are commonly used in the City and Limits aforesaid; and if any Hackney Coachman or Chairman shall refuse to go at, or shall exact more for his Hire than the several Rates hereby limited, he shall, for every such Offence, forfeit the Sum of forty Shillings. Rates of Chairmen.

IX. And be it further enacted, That the said Commissioners shall appoint such other Officer or Officers under them, as they shall find necessary for carrying on the said Service, with such moderate Allowances as shall be thought fit; and the said Commissioners, and other Officers under them, and every of them, are hereby required not to take or demand, directly or indirectly, of any Person, for their Licences, any Sum of Money, or other Gratuity or Consideration whatsoever, other than what is herein directed to be paid to her Majesty, nor to take or demand any Fee or Reward from any Person or Persons, for any Thing by them to be done in Execution of their respective Offices or Employments, other than from her Majesty, her Heirs and Successors, upon Pain to forfeit, for every such Offence, their respective Offices and Employments, and to be incapable of any Grant thereof, or of any other Office; except only that it shall be lawful for the Clerks, for their Pains in writing and ingrossing each Licence, to have and receive the Sum of two Shillings and six Pence, and no more. Commissioners to appoint Under Officers. Clerks to have 2 s. 6 d. for each Licence.

X. And be it further enacted, That the said Commissioners for licensing Hackney Coaches and Chairs, and every of them, and every Officer to be appointed under them, shall before two or more of the said Commissioners take an Oath for the due and faithful Execution of their Offices and Employments; and that no Person or Persons shall be capable of intermeddling with the Execution of the Powers and Authorities by this Act granted, and any of them, other than the Power of administring the aforesaid Oath to their fellow Commissioners, until they shall have taken the said Oaths, as aforesaid. Commissioners and Officers to be sworn.

XI. And be it further enacted by the Authority aforesaid, That all the Sums of Money, Rents and Revenues by this Act arising, over and above what shall be sufficient for Salaries and other incident Charges for collecting or managing the same, shall, from time to time, be paid by the said Commissioners, or such other Person or Persons as shall be appointed by her Majesty, her Heirs or Successors, or by the Commissioners of the Treasury, or Lord Treasurer for the time being, to receive the same, into the Receipt of the Exchequer; and the said Commissioners shall, upon Oath, deliver Books of Accounts fairly written, containing all the Licences granted, and the Names and Sirnames of the respective Persons, to whom such Licences are granted, and the Rents and Profits thereby accrued, unto the Commissioners of the Treasury, or Lord High Treasurer, or Commissioners of the Treasury for the time being, once in every Year, or oftner, if required. Commissioners to pay into the Exchequer, and account annually.

XII. And be it further enacted by the Authority aforesaid, That all the said Weekly and other Rents and Sums of Money, to be reserved or payable, as aforesaid, for the said Licences respectively, and all Forfeitures and Penalties that shall grow due or payable by virtue of this Act, or Breach of any Orders or By-Laws that shall be made by the said Commissioners, in Pursuance of the Authority to them given by this Act for that Purpose, (the said Penalties and Forfeitures to be incurred by the said Commissioners themselves, or any of them, excepted) shall be levied by Distress of the Goods and Chattels of the Offender or Offenders, by Warrant under the Hands and Seals of the said Commissioners, or any three or more of them, which shall be sold within ten Days, and the Overplus shall be returned to the Owner, the Charges of making and selling the Distress being first deducted and allowed, together with the Charge of the Warrant for the Distress, if upon seven Days Notice they do not pay the Fines and Penalties incurred, without such Warrant; and in Default of Distress for any such Fine, Penalty or Forfeiture, as aforesaid, except before excepted, the Offenders neglecting or refusing to pay the same, shall by Warrant under the Hands and Seals of the said Commissioners, or any three or more of them, be committed to Prison, there Rents, Penalties, &c. how to be levied.

to continue without Bail or Mainprize, till he, ſhe, or they have paid ſuch Fine or Forfeiture, or Penalty, as was due from him, her, or them; and in caſe any ſuch Weekly or other Rent or Payment for any Hackney Coach or Chair, as aforeſaid, ſhall be behind and unpaid for the Space of fourteen Days, after the ſame ſhall become due, and ought to be paid, as aforeſaid, in every ſuch Caſe it ſhall and may be lawful to and for the ſaid Commiſſioners for regulating and licenſing the ſaid Coaches and Chairs, or the major Part of them, for the time being, (without any Demand to be firſt made of the ſaid Arrear) to revoke and countermand the Licence upon which ſuch Arrears ſhall be incurred, and inſtead thereof to licenſe any other Hackney Coachman or Chairman in the Manner by this Act preſcribed; any thing herein contained to the contrary notwithſtanding.

Offences to be heard in a ſummary Way by the Commiſſioners.

XIII. And be it further enacted, That all the Offences againſt this Act, or any thing therein contained, (other than the Offences of the Commiſſioners themſelves) ſhall be heard and determined in a ſummary Way by the ſaid Commiſſioners, or any three or more of them, upon the Oath of one or more credible Witneſſes, (the Party accuſed being ſummoned to make his Defence) or upon Confeſſion of the Party offending; and one Moiety of all the Forfeitures and Penalties to be incurred by this Act, ſhall be to her Majeſty, her Heirs and Succeſſors, and the other Moiety to the Informer.

Perſons ſued, may plead the General Iſſue, &c.

XIV. And be it further enacted, That if any Perſon or Perſons ſhall at any Time be ſued or proſecuted for any thing by him or them done or executed in purſuance of this Act, he or they ſhall and may plead the General Iſſue, and give this Act in Evidence for his Defence; and if upon a Trial a Verdict ſhall paſs for the Defendant or Defendants, or Judgment ſhall be given againſt the Plaintiff or Plaintiffs upon Demurrer, or the Plaintiff or Plaintiffs be nonſuited, diſcontinue or forbear proſecuting their ſaid Actions, then ſuch Defendant and Defendants ſhall have Double Coſts to him or them awarded againſt ſuch Plaintiff or Plaintiffs, for which Coſts he ſhall have ſuch Remedy as in other Caſes where Coſts are by Law given to Defendants.

No Certiorari.

XV. Provided alſo, and be it enacted, That no Writ or Writs of *Certiorari* ſhall ſuperſede Execution, or other Proceeding upon any Order or Orders made by the ſaid Commiſſioners in purſuance of this Act, but that Execution and other Proceedings ſhall and may be had and made thereupon; any ſuch Writ or Writs or Allowance thereof notwithſtanding.

Commiſſioners may make By-Laws. By 1 Geo. 1. Stat. 2. c. 57. §. 1. Renters of Licences, and Drivers of Coaches are bound by the Commiſſioners By-Laws.

XVI. And be it further enacted by the Authority aforeſaid, That for the better regulating and ordering ſuch Perſons who ſhall be licenſed to keep Hackney Coaches or Chairs, as aforeſaid, and to prevent any Diſturbances, and other Inconveniencies in the Streets and Highways, where ſuch Coaches or Chairs ſhall ſtand or be driven, or ſuch Chairs ſhall ſtand or be carried, and for puniſhing thereof; it ſhall and may be lawful for the ſaid Commiſſioners, or the major Part of them, from time to time, to make ſuch Orders, By-Laws and Ordinances to bind ſuch Perſons only, who ſhall have Licences to keep Hackney Coaches or Chairs, and to annex ſuch reaſonable Penalties and Forfeitures for the Breach thereof, as to them in their Diſcretions ſhall ſeem fit, ſo as ſuch Orders, By-Laws, or Ordinances be made agreeable to the true Intent and Meaning of this Act, and be for the better putting in Execution thereof, and for the good Government and Regulation of the Perſons licenſed to keep Coaches and Chairs, and ſo as they do not contain any thing repugnant to the Laws of the Realm.

By-Laws to be approved by Lord Chancellor, &c. and executed by Juſtices of Peace, &c.

XVII. Provided nevertheleſs, and it is enacted, That ſuch Rules, Orders, and By-Laws, ſo to be made by the ſaid Commiſſioners, ſhall be allowed and approved by the Lord Chancellor, Lord Keeper, or Lords Commiſſioners of the Great Seal of *Great Britain* for the time being, and the Chief Juſtice of either Bench, and the Lord Chief Baron of the Exchequer, or any three of them; and after ſuch Allowance the ſame ſhall be printed and made publick; and the Breach of any of the Rules and Orders appointed by this Act, and the Penalties thereupon, and the Rules, Orders and By-Laws to be made by the ſaid Commiſſioners, and allowed, as aforeſaid, and the Forfeitures and Penalties thereupon, ſhall be puniſhable, and inflicted, and put in Execution, by any Juſtice of the Peace, Mayor, Bailiff, or other Magiſtrate of the County, City, or Place where ſuch Offence ſhall be committed, in as full and ample Manner as the ſaid Commiſſioners, hereby to be appointed, might do the ſame, and as if the ſaid By-Laws, Rules, and Orders were particularly inſerted in this preſent Act; but no Perſon ſhall be twice puniſhed for the ſame Offence.

The Queen's Part of Penalties to be tranſmitted to the Receiver General of theſe Duties.

XVIII. Provided always, That all Penalties which ſhall be levied by any Juſtice of the Peace, Mayor, Bailiff, or other Magiſtrate, in purſuance of this Act, or any By-Laws to be made, as aforeſaid, or the Queen's Part of the ſame, ſhall, from time to time, be tranſmitted by them to the Receiver General of the ſaid Revenues ariſing by Hackney Coaches and Chairs, and a Certificate thereof to the ſaid Commiſſioners for licenſing and regulating the ſame, from time to time, within ten Days after the levying any ſuch Penalties, upon Pain of forfeiting double the Value of the Sum which ſhould be ſo tranſmitted and certified, that is to ſay, two Third Parts thereof to the Uſe of the Queen, her Heirs and Succeſſors, and the other Third Part to him or them that will inform or ſue for the ſame.

On Miſbehaviour, Commiſſioners may revoke Coachman's Licence, &c.

XIX. And for the better preventing the Miſbehaviour of any Coachman or Chairman, to be licenſed in purſuance of this Act, it is hereby declared and enacted, That upon Complaint of any Gentleman, or other Perſon, the ſaid Commiſſioners for granting Licences purſuant to this Act, or the major Part of them, ſhall and may ſummon the Coachman and Chairman reſpectively, to anſwer the ſaid Complaint; and upon his or their being heard, or making Default of Appearance, ſhall and may (in caſe they ſee Cauſe) revoke the Licence of ſuch Coachman or Chairman, for ſuch Miſbehaviour, in giving abuſive Language, or otherwiſe, and licenſe another Coachman or other Chairman in his Stead.

Coachmen, &c. may ply on the Lord's Day. 29 Car. 2. c. 7.

'XX. And whereas by an Act of Parliament made in the twenty-ninth Year of the Reign of King 'CHARLES the Second, and other Acts formerly made for the better Obſervation of the Lord's Day, 'commonly called *Sunday*, the ſtanding to hire, and driving Hackney Coaches, and the ſtanding to hire, 'and carrying of Chairs, on the Lord's Day, are or may be underſtood to be forbidden or reſtrained: And 'whereas the ſaid Reſtraint is many Times found inconvenient, as well in order to the Obſervation of the

'Day, as otherwiſe:' Be it therefore enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for any Licenſed Hackney Coachman, or his Driver, or any Chairmen, to ply and ſtand with their Coaches and Chairs, and to drive and carry the ſame, reſpectively, on the Lord's Day, within the Limits of the ſaid Weekly Bills of Mortality; the ſaid former Acts, or any of them, or any Conſtruction thereupon to the contrary notwithſtanding.

Account annual before the Auditors.

XXI. And it is hereby further enacted That an Account of the Profits and Duties ariſing by virtue of this Act, by licenſing Coaches and Chairs, ſhall every Year during the Continuance thereof, be made up before the Auditors of the Impreſts.

Juſtices to determine between Coachmen, &c. and others. *See further concerning Coaches and Chairs*, 10 *Ann.* c. 19. *ſect.* 158. 12 *Ann. ſtat.* 1. c. 14. 1 *Geo.* 1. c. 57. 12 *Geo.* 1. c. 12. 20 *Geo.* 2. c. 10. 30 *Geo.* 2. c. 22. *ſect.* 6. 33 *Geo.* 2. c. 25.

XXII. And be it further enacted by the Authority aforeſaid, That if any Perſon or Perſons ſhall refuſe or neglect to pay any Coachman or Chairmen the Money juſtly due to him or them for carrying in his or their Coach or Chair, or ſhall wilfully cut, deface, or break any ſuch Coach or Chair, it ſhall and may be lawful to and for any Juſtice of the Peace where ſuch Refuſal ſhall be made, or Damage done, upon Complaint thereof, to grant a Warrant to bring before him the Perſon againſt whom ſuch Complaint ſhall be made, and upon Proof made upon Oath, (which ſuch Juſtice hath hereby Power to adminiſter) to award reaſonable Satisfaction to the Party grieved for his Damage and Coſts, and upon Refuſal to pay or make ſuch Satisfaction, to bind over the Party refuſing to the next General Quarter-Seſſions of the Peace to be held for the City or County where the Offence ſhall be committed; and the Juſtices in ſuch Quarter-Seſſions have hereby Power finally to hear and determine the Matter of the ſaid Complaint and to award Satisfaction to the Party grieved, and for Non-payment to levy the ſame by Diſtreſs upon his Goods and Chattels.

New Duties on ſtampt Vellum, &c. Made perpetual by 3 Geo. 1. c. 7. §. 1.

XXIII. And be it further enacted by the Authority aforeſaid, That there ſhall be throughout the Kingdom of *Great Britain* raiſed, levied, collected and paid, unto and for the Uſe of her Majeſty, her Heirs and Succeſſors, for the ſeveral and reſpective Things herein after mentioned, which ſhall be ingroſſed, printed or written, the ſeveral and reſpective Rates, Duties, Charges and Sums of Money herein after expreſſed, in Manner following; that is to ſay,

Drawbacks on re-ſhipping.

For every Skin, or Piece of Vellum or Parchment, or Sheet or Piece of Paper, upon which ſhall be ingroſſed or written any Certificate or Debenture for drawing back any Cuſtoms or Duties, or any Part of any Cuſtoms or Duties, for or in reſpect of the re-ſhipping or exporting of any Goods or Merchandizes, which at any Time or Times, within or during the Term of two and thirty Years, to be reckoned from the firſt Day of *Auguſt* in the Year of our Lord one thouſand ſeven hundred and eleven, ſhall be exported, or ſhipped to be exported from *Great Britain*, for any Parts beyond the Seas, to be paid by the Perſon for whoſe Benefit, or at whoſe Inſtance ſuch Debenture or Certificate ſhall be obtained, the Sum of eight Pence.

Bills of Lading.

For every Piece of Vellum or Parchment, or Sheet or Piece of Paper, upon which ſhall be ingroſſed or written any Note or Bill of Lading, which ſhall be ſigned for any Goods or Merchandizes to be exported at any Time or Times within or during the Term laſt mentioned, the Sum of four Pence.

Sheet Almanacks.

For every Almanack or Kalendar for any one particular Year, or for any Time leſs than a Year, which ſhall, (within or during the ſame Term) be printed on one Side only of any one Sheet or Piece of Paper only the Sum of one Penny.

Other Almanacks.

For every other Almanack or Kalendar, for any one particular Year, which ſhall be printed within or during the ſaid Term, the Sum of two Pence.

Almanacks for ſeveral Years.

Provided always, and be it enacted and declared by the Authority aforeſaid, That if any Almanack or Kalendar ſhall, during the Term laſt mentioned, be made to ſerve for ſeveral Years, that then the reſpective Rates aforeſaid ſhall be paid for every ſuch Year.

Licence for retailing Wine.

For every Piece of Vellum or Parchment, or Sheet or Piece of Paper, on which ſhall, at any Time or Times within or during the Term laſt mentioned, be ingroſſed or written any Licence for retailing of Wine, the Sum of four Shillings.

Licence for ſelling Ale, by 6 Geo. 1. c. 21. §. 56. Such Licence is to be made before the Recognizance is taken out.

For every Piece of Vellum or Parchment, or Sheet or Piece of Paper, on which ſhall (during the ſame Term) be ingroſſed or written any Licence for ſelling of Ale, Beer, or other exciſeable Liquors by Retail, the Sum of one Shilling.

Commiſſioners of the Stamps to manage theſe Duties.

XXIV. And be it further enacted by the Authority aforeſaid, That for the better and more effectual levying, collecting, and paying unto her Majeſty, her Heirs and Succeſſors, the ſaid ſeveral Duties hereby granted and made payable for or in reſpect of the ſaid Certificates, Debentures, Bills or Notes of Lading, Almanacks, and Licences, the ſame ſhall be under the Government, Care, and Management of the Commiſſioners for the time being, appointed to manage the Duties payable to her Majeſty, her Heirs and Succeſſors, and charged on ſtampt Vellum, Parchment and Paper, who, or the major Part of them, are hereby required and impowered to employ the neceſſary Officers under them for that Purpoſe, and to cauſe all ſuch further new Stamps to be provided to denote the Duties laſt mentioned, as ſhall be requiſite; and to do all other Things neceſſary to be by them done for the putting this Act in due Execution with relation to thoſe Duties.

New Stamps to be provided.

Vellum, &c. to be ſtamped before written upon.

XXV. And it is hereby further enacted by the Authority aforeſaid, That all Vellum, Parchment and Paper, upon which any ſuch Certificate, Debenture, Bill or Note of Lading, Almanack or Licence, as aforeſaid, ſhall, from and after the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and eleven, be ingroſſed, written or printed, ſhall before ſuch Ingroſſing, Writing, or Printing, be brought to the Head Office for ſtamping or marking of Vellum, Parchment and Paper; and the ſaid Commiſſioners, by themſelves, or by their Officers employed under them, ſhall, and they are hereby impowered and required, forthwith, upon Demand to them made by any Perſon or Perſons, from time to time, to ſtamp or mark, as this Act directs, any Quantities or Parcels of Vellum, Parchment or Paper, he or they paying to the Receiver General

neral of the Stamp Duties for the time being, or to his Deputy or Clerk, the reſpective Duties payable for the ſame by this Act, without any other Fee or Reward, and without Delay; which Stamp or Mark, to be put thereupon in purſuance of this Act, ſhall be a ſufficient Diſcharge for the ſeveral and reſpective Duties hereby payable for the ſaid Vellum, Parchment or Paper, which ſhall be ſo ſtamped or marked.

Only one Sheet of an Almanack to be ſtampt.

XXVI. Provided always, That where any Almanack ſhall contain more than one Sheet of Paper, it ſhall be ſufficient to ſtamp only one of the Sheets or Pieces of Paper upon which ſuch Almanack ſhall be printed, and to pay the ſaid Duty accordingly.

Penalty on Writing, before Paper, &c. is ſtampt.

XXVII. And be it further enacted by the Authority aforeſaid, That if any Officer of the Cuſtoms ſhall, from and after the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and eleven, at any Time within or during the Term laſt mentioned, ſign any ſuch Certificate or Debenture, as aforeſaid, not appearing to have been firſt duly ſtamped according to Law; or if any other Perſon ſhall, from and after that Day, write, ingroſs, or print, or cauſe to be written, ingroſſed, or printed, any ſuch Certificate, Debenture, or Note or Bill of Lading, Licence, or Almanack, as aforeſaid, or ſign ſuch Bill or Note of Lading, or ſell or expoſe to Sale any ſuch Almanack, before the Vellum, Parchment or Paper, whereupon ſuch Certificate, Debenture, Bill or Note of Lading, Licence, or Almanack, ſhall be reſpectively ingroſſed, written or printed, ſhall appear to have been ſo duly ſtamped; that then every ſuch Officer or Perſon ſo offending in any of the Particulars before mentioned, ſhall for every ſuch Offence, forfeit the Sum of ten Pounds, together with Full Coſts of Suit; and every ſuch Officer of the Cuſtoms offending herein, and being convicted of any ſuch Offence, ſhall (over and beſides the Forfeiture or Penalty aforeſaid) forfeit and loſe his Office and Employment, and be incapable to hold the ſame; and that if any ſuch Certificate, Debenture, Bill or Note of Lading, or Licence, as aforeſaid, ſhall, during the Term laſt mentioned, be written or ingroſſed contrary to the true Intent and Meaning hereof, upon Vellum, Parchment, or Paper, not appearing to have been duly ſtamped according to Law, that then, and in every ſuch Caſe, there ſhall be due, anſwered, and paid to her Majeſty. her Heirs and Succeſſors (over and above the Duties hereby due or payable) for every ſuch Certificate, Bill or Note of Lading, and Licence reſpectively, the Sum of five Pounds; and that no ſuch Certificate, Debenture, Bill or Note of Lading, or Licence, ſhall be available in Law, or be given in Evidence, or admitted in any Court, unleſs as well the ſaid Duties hereby charged, as the ſaid Sum of five Pounds, ſhall be firſt paid to the Uſe of her Majeſty, her Heirs or Succeſſors, and a Receipt produced for the ſame, under the Hand of the Receiver General, for the time being, of the Stamp Duties, or of his Deputy or Clerk, and until the Vellum, Parchment, or Paper, on which ſuch Certificate, Debenture, Bill or Note of Lading, or Licence, is ſo written or ingroſſed, ſhall be marked or ſtamped, according to the Tenor and true Meaning hereof; and the ſaid Receiver General, and his Deputy or Clerk, are hereby enjoined and required, upon Payment or Tender of the ſaid Duty, payable by virtue hereof, and of the ſaid Sum of five Pounds, to give a Receipt for ſuch Money; and the other proper Officers are thereupon required to mark and ſtamp ſuch Certificate, Debenture, Bill, Note, or Licence, with the proper Marks and Stamps requiſite in that Behalf.

No Certificate, &c. not ſtampt, good, till 5l. and Stamp-Duty paid.

Officers may inſpect publick Books, &c.

XXVIII. And be it further enacted by the Authority aforeſaid, That all publick Officers who ſhall, from time to time, have in their Cuſtody, any of the ſaid Debentures, or any publick Books, Files, Records, Remembrances, Dockets, or Proceedings, the Sight or Knowledge whereof may tend to the ſecuring of theſe or any her Majeſty's Stamp Duties, or to the Proof or Diſcovery of any Fraud or Omiſſion in relation thereto, or to any of them, ſhall at any ſeaſonable Time or Times, permit any Officer or Officers thereunto authorized by the Commiſſioners, for the time being, appointed to manage thoſe Duties, or the major Part of them, to inſpect and view all ſuch Books, Files, Records, Remembrances, Dockets, and Proceedings, as aforeſaid, and to take thereout ſuch Notes and Memorandums as ſhall be neceſſary for the Purpoſes laſt-mentioned, without Fee or Reward, upon Pain that ſuch Clerk or other Officer or Officers, who ſhall refuſe or neglect ſo to do, upon reaſonable Requeſt in that Behalf made, ſhall, for every ſuch Refuſal and Neglect, forfeit the Sum of five Pounds with full Coſts of Suit.

Commiſſioners, &c. to be ſworn:

XXIX. And be it further enacted by the Authority aforeſaid, That every Commiſſioner and Officer, who ſhall act in or about the managing or collecting the Duties laſt-mentioned, and hereby granted, ſhall, before he ſhall act in or about the ſame, take the Oath following, that is to ſay,

Their Oath.

'I *A. B.* do ſwear, That I will faithfully execute the Truſt repoſed in me, purſuant to the Act of Parliament, whereby certain Duties are charged upon Certificates, Debentures, Bills of Lading, Almanacks, and certain Licences, to be ſtamped as is therein mentioned, without Fraud or Concealment; and ſhall, from time to time, true Account make of my Doings therein, and deliver the ſame to ſuch Perſon or Perſons as her Majeſty, her Heirs or Succeſſors, ſhall appoint to receive ſuch Account; and ſhall take no Fee, Reward, or Profit, for the Execution or Performance of the ſaid Truſt, or the Buſineſs relating thereto, from any Perſon or Perſons, other than ſuch as ſhall be allowed by her Majeſty, her Heirs or Succeſſors, or ſome other Perſon or Perſons under her or them to that Purpoſe authorized.'

Which Oath ſhall and may be adminiſtred by any two or more of the Commiſſioners laſt-mentioned, or any Juſtice of the Peace.

Commiſſioners to obſerve the Orders of the Treaſury.

XXX. And be it further enacted by the Authority aforeſaid, That the ſaid Commiſſioners for managing the ſaid Duties on ſtampt Vellum, Parchment, and Paper, and all other Officers who ſhall be employed in or about the collecting or managing of the Duties laſt-mentioned, and hereby granted, ſhall, in and for the better Execution of their ſaid Offices and Truſts, obſerve and perform ſuch Rules, Methods, and Orders as they reſpectively ſhall, from time to time, receive from the Lords Commiſſioners of the Treaſury now being, or the Treaſurer of the Exchequer, or the Commiſſioners of the Treaſury for the time being; and that no Fee or Reward ſhall be demanded or taken by any her Majeſty's Officers, relating to the ſaid

No Fee to be taken, &c.

Stamp

Stamp Duties, from any of her Majesty's Subjects, for any Matter or Thing to be done in pursuance of this Act; and in case any Officer intrusted, or to be intrusted in the Execution of this Act, in Relation to the said Stamp Duties, shall refuse or neglect to perform any Matter or Thing by this Act required to be done or perso med by him, whereby any of her Majesty's Subjects shall or may sustain any Damage whatsoever, such Officer so offending, shall be liable by any Action to be founded on this Statute, to answer to the Party grieved all such Damages with treble Costs of Suit.

Separate Account, and weekly Payment.

XXXI. And it is hereby further enacted by the Authority aforesaid, That the Duties last-mentioned and hereby granted, shall be all paid, from time to time, into the Hands of the Receiver General, for the time being, of the said Duties on stampt Vellum, Parchment, and Paper, who shall keep a separate and distinct Account thereof, and pay the same into the Receipt of the Exchequer of her Majesty, her Heirs or Successors, weekly, on *Wednesday* in every Week, unless it be an holyday, and then the next Day after that shall not be an Holyday, for the Purposes in this Act expressed.

Upon altering Stamps those who have Paper, &c. marked by them, may have it changed in 60 Days.

XXXII. Provided always, and be it further enacted, That as often as her Majesty, her Heirs or Successors, shall think fit to alter or renew the said Marks or Stamps, to be provided or used in pursuance of this Act, or any of them, it shall be lawful for all Persons, who shall at that Time have in their Custody or Possession, any Vellum, Parchment, or Paper marked with the Stamp or Stamps which shall be so altered or renewed, and upon which none of the Matters or Things hereby charged shall be engrossed, written, or printed, at any Time within the Space of sixty Days after such Intention of renewing or altering shall be published by Proclamation, to bring or send such Vellum, Parchment, or Paper to the said Commissioners at the said Head Office, or to such Officers as shall be appointed in that Behalf; and the said Commissioners and Officers respectively are hereby required to deliver, or cause to be delivered to the several Persons, who shall so bring and deliver any Quantity of Vellum, Parchment, or Paper, the like Quantity of Vellum, Parchment, and Paper, and as good in Quality, stampt with such new Stamps, without demanding or taking, directly or indirectly, for the same, any Sum of Money or Consideration whatsoever, under the Penalty of forfeiting, for every such Offence, one hundred Pounds, to be sued for, recovered, and divided, in such Manner as the other Penalties in this Act, relating to the said Duties hereby charged on Vellum, Parchment, and Paper, are directed to be sued for, recovered, and divided; and in case any Person shall neglect or refuse, within the Time aforesaid, to bring or cause to brought and delivered to the said Commissioners or Officers as aforesaid, any such Vellum, Parchment, or Paper, the same is hereby declared to be of no other Effect or Use than if it had never been stamped; and that all Matters or Things charged with the Duties last-mentioned, and hereby granted, which shall after that Time be engrossed or written thereon, shall be of no other Effect than if they had been engrossed or written on Vellum, Parchment, and Paper not marked or stamped at all; and all Persons, who shall engross or write any the Matters or Things hereby charged on such Vellum, Parchment, or Paper after the said Time, shall forfeit and suffer, as herein before is enacted for Persons writing or engrossing on Vellum, Parchment, or Paper, not marked or stamped.

Paper, &c. not brought in of no Use, &c.

Proclamation for altering Stamps to be sent to the Mayors, &c. in 20 Days.

XXXIII. Provided always, and be it further enacted, That as often as her Majesty, her Heirs or Successors, shall think fit to alter the said Stamps, or any of them, that the Proclamation which is hereby intended to be made for the giving all Persons due Notice thereof, shall, within twenty Days after the Date thereof, be sent to the Mayor, Chief Magistrate, or other Head Officer of every City, Corporation, Borough, and Market Town, throughout her Majesty's Kingdom of *Great Britain*; which Officers respectively shall cause the same to be published to the Inhabitants of such City, Corporation, or Town, either on the next Market Day, or next *Sunday* in the Church, immediately after the Time of Divine Service, upon Pain of forfeiting the Sum of two hundred Pounds.

Counterfeiting Stamps, &c. Felony. By 6 Geo. 1. c. 21. §. 60. it is Felony to procure Vellum, &c. to be marked with counterfeit Stamps. 9 & 10 *W.* 3. *c.* 25.

XXXIV. And be it further enacted by the Authority aforesaid, That if any Person or Persons whatsoever, shall, at any Time or Times hereafter, counterfeit, or forge any Stamp or Mark, to resemble any Stamp or Mark which shall be provided, made, or used in pursuance of this Act, or shall counterfeit or resemble the Impression of the same, upon any Vellum, Parchment, or Paper, thereby to defraud her Majesty, her Heirs or Successors, of any of the said Duties on Vellum, Parchment, or Paper, or shall utter, vend, or sell any Vellum, Parchment, or Paper, with such counterfeit Mark or Stamp thereupon, knowing such Mark or Stamp to be counterfeit; or if any Person whatsoever shall privately and fraudulently use any Stamp, provided or used, or to be provided or used in pursuance of this or any former Act or Acts of Parliament relating to the Duties upon stampt Vellum, Parchment, and Paper, so as thereby to defraud her Majesty, her Heirs or Successors, of any Duty payable by this or any such former Act or Acts of Parliament; then every such Person so offending, and being thereof convicted in due Form of Law, shall be adjudged a Felon, and suffer Death as in Cases of Felony, without Benefit of Clergy.

Commissioners to furnish all Parts of Great Britain with Stamps.

XXXV. And be it further enacted by the Authority aforesaid, That the said Commissioners, for the time being, appointed to manage the said Duties upon stampt Vellum, Parchment, and Paper, shall take care that the several Parts of the Kingdom of *Great Britain* shall, from time to time, be sufficiently furnished with Vellum, Parchment, and Paper, stamped and marked, as aforesaid, so as the Subjects of her Majesty, her Heirs and Successors, may have it in their Election to buy the same of the Officers or Persons to be employed by the said Commissioners at the usual and most common Rates above the said Duties, or to bring their own Vellum, Parchment, or Paper to be stamped, as aforesaid, or to furnish themselves or others that shall have done the same.

Treasury to set Price on stampt Vellum, &c. yearly.

XXXVI. And for the better Distribution of the said Vellum, Parchment, and Paper, and that the Subjects may have the same with more Conveniency, and at an easy Rate; Be it further enacted by the Authority aforesaid, That the Commissioners of the Treasury now being, and the Lord High Treasurer of *Great Britain*, or Commissioners of the Treasury for the time being, shall once in every Year, at least, set the Prices of stampt Vellum, Parchment, and Paper, that it shall be sold at; and that the said Commissioners for the said Duties upon Vellum, Parchment, and Paper, shall stamp the said Price so set upon every

Commissioners to allow 6 l. per Cent. for every 10 l. for 6 Months.

every Skin or Piece of Vellum or Parchment, or Sheet or Piece of Paper, so by them to be sold; and that the said Commissioners shall likewise allow and pay to every Person that shall bring Vellum, Parchment, or Paper to the said Head Office to be stamped in pursuance of this Act (the Duty whereof hereby imposed shall amount to the Sum of ten Pounds, or upwards) after the Rate of six Pounds in the Hundred Pounds *per Annum*, for six Months, upon present Payment of the said Duty upon the said Vellum, Parchment, or Paper so by them brought, over and above the like Allowance upon the same Quantity by the said former Acts; and that any Persons that shall buy of the said Commissioners, or their Agents, Vellum, Parchment, or Paper, at the Head Office for stamping the same, the Duty whereof amounts to the like Sum of ten Pounds, or upwards, shall have the same Allowance.

Penalties, how to be distributed.

XXXVII. And be it further enacted by the Authority aforesaid, That all Penalties hereby imposed, relating to the said Duties upon stampt Vellum, Parchment, and Paper, shall be, the one Moiety thereof to her Majesty, her Heirs and Successors, and the other Moiety thereof, with Full Costs of Suit, to such Person or Persons as shall inform and sue for the same, in any of her Majesty's Courts at *Westminster*, for Offences committed in *England*, *Wales*, or *Berwick* upon *Tweed*, and in her Majesty's Court of *Exchequer* in *Scotland*, for Offences committed in *Scotland*, by Action of Debt, Bill, Plaint, or Information, wherein no Essoin, Protection, Privilege, or Wager of Law, or any more than one Imparlance shall be allowed.

Proviso for Almanacks.

XXXVIII. And in Regard of the Uncertainty how many Almanacks for any one Year will be sold, it is hereby provided and enacted, That the Commissioners for managing the said Stamp Duties, shall and may deliver to the Person or Persons, Bodies Politick or Corporate, by or for whom any Almanack or Almanacks is or are to be printed or published, Paper marked or stampt, according to the true Intent and Meaning hereof, for the printing such Almanack or Almanacks, upon his, her, or their giving sufficient Security to pay the Amount of the Duties hereby charged thereupon, within the Space of three Months after such Delivery; and that the said Commissioners, upon bringing to them any Number of the Copies of such Almanacks, within the said Space of three Months, and Request to them in that Behalf made, shall cancel all the Stamps upon such Copies, and abate to such Person or Persons so much of the Money due upon such his or their Security or Securities, as such cancelled Stamps shall amount unto; any thing herein contained to the contrary notwithstanding.

From 11 June 1711. for 32 Years, Cards to pay 6d. per Pack, and Dice 5 s. per Pair. Made perpetual by 3 G. 1. c. 7. §. 1.

XXXIX. And be it further enacted by the Authority aforesaid, That from and after the eleventh Day of *June* one thousand seven hundred and eleven, during the Term of thirty-two Years from thence next ensuing, there shall be raised, levied, collected, and paid, unto and for the Use of her Majesty, her Heirs and Successors, for all playing Cards and Dice, which within or during the Term last-mentioned, shall be made fit for Sale or Use in *Great Britain*, or imported into the same, the Duties following; that is to say, for every Pack of such Cards the Sum of Six-pence, and for every Pair of such Dice the Sum of five Shillings, to be paid by the Makers or Importers thereof respectively.

XL. And it is hereby enacted, That the Duties upon such Cards and Dice imported shall be levied and brought into the Exchequer, in such Manner and Form, and under such Penalties and Forfeitures, as any her Majesty's Customs or Duties on Subsidy Goods Inwards, are, by any Laws now in Force, to be levied and brought into the said Exchequer.

Duties on Cards and Dice imported, how to be levied.

Makers of Cards and Dice, after 1 Aug. 1711. to give Notice of the Places where they make the same, on Forfeiture of 50 l.

and to permit Officer to take an Account of Cards and Dice, on Forfeiture of 10 l.

and not to remove them till marked, on Forfeiture of the Cards, &c. and treble Value. See 10 Annæ, c. 10. §. 162.

Makers to make Entries on Oath, once in 28 Days.

For the Bonds to be given by Cardmakers. See 6 Geo. 1. c. 21. §. 57, 58.

and to clear in 6 Weeks, on Forfeiture of 20 l. and double the

XLI. And it is hereby enacted, That all Makers of Playing Cards or Dice, in *Great Britain*, after the first Day of *August* one thousand seven hundred and eleven, before they respectively shall begin to make any such Cards or Dice, shall give or send Notice in Writing of the usual House or Place where they respectively shall make, or intend to make the same; which Notice shall be given to the said Commissioners for the Stamp Duties on Vellum, Parchment, and Paper, or to their Officers next adjacent to the Place where such Cards or Dice shall be made; and the like Notice shall be given or sent, by every such Maker of Cards or Dice during the Term last mentioned, as often as they respectively shall change their Places for that Purpose; and as often as any Person or Persons shall set up, or exercise the Employment of making Cards or Dice, in any House or Place whatsoever in *Great Britain*, during the last mentioned Term, the like Notice shall be given or sent; upon Pain that every Person making Default in giving such Notice, as aforesaid, for every such Offence shall forfeit the Sum of fifty Pounds; and that all and every Person and Persons, who shall, during the Term last mentioned, make any Cards or Dice in any House or Place not notified, as aforesaid, shall, for every such Offence, forfeit the Sum of fifty Pounds; and that all and every such Person and Persons shall permit the proper Officers for the said Duties to enter such House or Place for making of Cards and Dice, and take an Account of the Cards and Dice there made, under the Penalty of ten Pounds for every Refusal thereof; and that no Maker of such Cards and Dice, chargeable with the said Duties by this Act, shall remove or suffer to be removed the same from the House or Place of making thereof, from time to time, until such Mark upon the Dice, and such Seal upon the Paper and Thread enclosing every Pack of Cards, shall be put thereupon, as the Commissioners for the said Duties on stampt Vellum, Parchment and Paper, for the time being, shall, from time to time, devise and appoint, in Writing under their Hands, to denote the charging the said Duties, upon Pain of forfeiting all such Cards and Dice, and treble the Value thereof, as shall be removed contrary to this Act.

XLII. And it is hereby further enacted, That the said Makers of Cards and Dice, during the Term last mentioned, shall, once in every twenty-eight Days, make true Entry upon Oath with the said Commissioners for the Duties on stampt Vellum, Parchment and Paper, or with their Officer next adjacent to their said Place of making, (which Oath the said Commissioners, or any three or more of them, or the said Officer, have hereby Power to administer) of all the Cards and Dice by such Makers thereof respectively made, within the time for which every such Entry ought to be made; and shall, once in every six Weeks, clear all the Duties owing from every such Maker, by paying the same to the Receiver General for stampt Vellum, Parchment and Paper, or to the proper Officer for the time being, for collecting the said Duties, for the Use of her Majesty, her Heirs and Successors; upon Pain of forfeiting the Sum of twenty Pounds for every Default in making such Entry, and double the Duty for Non-payment thereof.

XLIII. And

XLIII. And it is hereby enacted, That every Maker of Cards and Dice, who ſhall endeavour to defraud her Majeſty by any Concealment, ſhall for every ſuch Offence, forfeit the Sum of twenty Pounds: And that all the Penalties and Forfeitures impoſed by this Act, in relation to the ſaid Duties on Cards and Dice, ſhall be divided, to wit, one Moiety thereof to the Queen's Majeſty, her Heirs and Succeſſors, and the other Moiety thereof to ſuch Perſon or Perſons as will ſeize, inform or ſue for the ſame; and ſhall and may be recovered in the ſame Manner and Form, as any Penalties or Forfeitures by this Act impoſed, for any Offence relating to the ſaid Duties on ſtampt Vellum, Parchment and Paper, are to be recovered: And that all the Monies ariſing by the ſaid Duties on Cards and Dice (the neceſſary Charges of raiſing the ſame excepted) ſhall, from time to time, be brought into the Receipt of Exchequer, for the Purpoſes in this Act expreſſed.

Duty. Makers concealing, forfeit 20 l.

Farther Proviſions concerning Stamp-Duties, 10 *Ann.* c. 19 & 26. 12 *Ann. ſtat.* 1. c. 2. 12 *Ann. ſtat.* 2. c. 9. 5 *Geo.* 1. c. 10. 6 *Geo.* 1. c. 21. 11 *Geo.* 1. c. 8. 12 *Geo.* 1. c. 33. 9 *Geo.* 2. c. 32. 16 *Geo.* 2. c. 26. 29 *Geo.* 2. c. 12 & 13. 30 *Geo.* 2. c. 19. *and* 32 *Geo.* 2. c. 35.

XLIV. And be it enacted by the Authority aforeſaid, That from and after the eleventh Day of *June* one thouſand ſeven hundred and eleven, for and during the Term of thirty-two Years thence next enſuing, there ſhall be paid to her Majeſty, her Heirs and Succeſſors, the Sum of nine Shillings for every Tun of Rock Salt which ſhall be put on board any Ship or Veſſel in any Part of *Great Britain*, and exported to *Ireland*, or entred out for ſuch Exportation, over and above the preſent Duties payable for the ſame, and ſo in Proportion for every greater or leſſer Quantity; and the ſame ſhall be paid by the Exporter thereof upon Entry out for ſuch Exportation, to the proper Officer of the Port where ſuch Rock Salt ſhall be ſo put on board, or entred out, and before any Cocket ſhall be allowed or granted for the ſame; and the ſaid Officer ſhall ſign a Certificate or Receipt for ſuch Sum of Money as ſhall for ſuch Quantity of Rock Salt therein ſpecified be paid for by ſuch Exporter.

Duty on Rock-Salt exported to Ireland, for 32 Years from 11 June 1711, 9 s. per Ton, made perpetual by 3 G. 1. c. 7. §. 1. to be paid by the Exporter, &c.

XLV. And for better ſecuring her Majeſty's ſaid Duty laſt mentioned, Be it further enacted by the Authority aforeſaid, That no Drawback ſhall be allowed or paid to ſuch Exporter or his Aſſigns, for Duties formerly granted on Rock Salt, which, from and after the ſaid eleventh Day of *June* one thouſand ſeven hundred and eleven, ſhall be landed in *Ireland*, unleſs ſuch Certificate or Receipt herein before mentioned, for Payment of the Duty hereby granted, ſhall be firſt produced and delivered up to the proper Officer authorized to pay or allow ſuch Drawback; any Act or Acts to the contrary thereof notwithſtanding.

Drawbacks for Ireland.

XLVI. Provided always, That in caſe any Ship or Veſſel carrying Rock Salt to *Ireland*, ſhall either be loſt at Sea, or taken by the Enemy, upon due Proof made thereof upon Oath, and producing the Certificate or Receipt before mentioned, that the Duty hereby granted on ſuch Rock Salt, was actually paid upon Entry out of the ſame in *Great Britain*, the Officer who ſigned the ſaid Certificate or Receipt, and received the ſaid Money, ſhall repay the ſame without Fee or Reward.

Proviſo for Ships loſt, &c. at Sea.

XLVII. And it is hereby alſo enacted, That all the Monies ariſing by the ſaid Duties on Rock Salt, (the neceſſary Charges of collecting and raiſing the ſame excepted) ſhall likewiſe be brought into the Receipt of the Exchequer, for the Purpoſes in this Act expreſſed.

Duties on Rock Salt to be paid into the Exchequer.

XLVIII. And to the end all the Revenues, Duties, and Sums of Money by this Act payable upon Licences for Hackney Coaches and Chairs, and the ſaid new Duties upon ſtampt Vellum, Parchment, and Paper, and upon Cards and Dice, and upon the Exportation of Rock Salt for *Ireland*, by this Act granted, as aforeſaid, may be duly and certainly raiſed, and the ſame (except the neceſſary Charges of raiſing and managing the ſame Duties and otherwiſe in the Execution of this Act) may be juſtly and duly brought into the ſaid Receipt of Exchequer, according to the true Meaning hereof; It is hereby further enacted by the Authority aforeſaid, That, from time to time, during the Continuance of this Act, there ſhall be appointed ſuch and ſo many Commiſſioners and Officers, as ſhall be proper and neceſſary for managing, raiſing, collecting, and paying the ſaid Revenues, Duties, and Sums of Money laſt-mentioned, and hereby granted, as aforeſaid, and for keeping and rendring the Accounts of the ſame; and that the reſpective Commiſſioners and Officers concerned therein ſhall perform their ſeveral Duties in Relation to the Premiſſes, as to them reſpectively ſhall appertain, under ſuch and the like, Penalties, Forfeitures and Diſabilities, for any Offence or Neglect therein, or for detaining, diverting, or miſapplying any Part of the Monies ariſing by the ſaid Rates and Duties, as are preſcribed, and to be inflicted by virtue of an Act of Parliament made and paſſed in the ninth Year of his late Majeſty King William the Third, intituled, *An Act for raiſing a Sum not exceeding two Millions, upon a Fund for Payment of Annuities, after the Rate of eight Pounds* per Centum per Annum, *and for ſettling the Trade to the* Eaſt Indies, for the like Offence or Neglect relating to the Duties thereby granted or referred unto, or for detaining, diverting, or miſapplying any Part of the Monies which were granted or appropriated by the Act laſt-mentioned.

See 12 *Ann. ſtat.* 2. c. 2. Commiſſioners, Officers, &c. liable to the Act 9 & 10 W. 3. c. 44. 9 & 10 W. 3. c. 44.

XLIX. And be it further enacted by the Authority aforeſaid, That if any Perſon, who ſhall drive a Coach, or carry a Chair for Hire, not being intereſted himſelf in a Licence ſo to do, but ſhall act under the Licence of another Perſon, as his or her Servant, or otherwiſe, ſhall be guilty of any Miſbehaviour in his Employment, by demanding more than his Fare, or by giving abuſive Language, or any other rude Behaviour, every ſuch Perſon ſo offending, and being thereof convicted by the Oath of one or more credible Witneſs or Witneſſes, either before the major Part of the Commiſſioners for granting Licences, according to this Act, or before any one or more of her Majeſty's Juſtices of the Peace for the City of *London*, and Liberty of *Weſtminſter*, or Counties of *Middleſex* and *Surrey* (who are hereby impowered to enquire into ſuch Miſbehaviour, and to iſſue forth their Summons or Warrants, and adminiſter Oaths accordingly) ſhall forfeit and pay a Sum not exceeding twenty Shillings, to be paid to the Poor of the Pariſh where ſuch Offence ſhall be committed; and if any Perſon ſo convicted, as aforeſaid, ſhall not be able, or refuſe to pay the ſaid Sum ſo impoſed, as aforeſaid, he ſhall be committed to her Majeſty's Workhouſe of *Bridewell*, or ſome other Houſe of Correction, there to be kept to hard Labour for the Space of ſeven Days, and receive the publick Correction of the Houſe, before he be diſcharged the ſame.

Driver of Coach for Hire offending, forfeits 20 s. or ſent to the Houſe of Correction for 7 Days, &c.

Salvo for the Univerſities;

L. Provided alſo, That nothing in this Act contained ſhall extend, or be conſtrued to extend, to prejudice any Right the two Univerſities of *Oxford* and *Cambridge*, or either of them, have, or claim to have, to the licenſing any Taverns, Inns, or Alehouſes, within their ſeveral Juriſdictions, but that the ſaid Univerſities may, from time to time, grant Licences for any Taverns, Inns, and Alehouſes, within their ſeveral Juriſdictions, ſubject to the ſeveral Duties aforeſaid, in as ample Manner as they reſpectively might lawfully have granted the ſame, if this Act had never been made; any thing herein before contained to the contrary thereof notwithſtanding.

and for St. Alban's;

LI. Provided always, and be it enacted by the Authority aforeſaid, That this Act, or any thing therein contained, ſhall not in any wiſe extend to debar or hinder the Mayor and Aldermen of the Borough of *St. Alban's* in the County of *Hertford*, or their Succeſſors, from the uſing, exerciſing, and enjoying of all ſuch Liberties, Privileges, Powers and Authorities to them heretofore granted (by the Name of Mayor and Burgeſſes) by ſeveral Letters Patents under the Great Seal of *England*, by Queen ELIZABETH, and King JAMES the Firſt, of famous Memories, for the erecting, appointing, and licenſing three ſeveral Wine Taverns within the ſaid Borough, for and towards the Maintenance of the Free School there; but that the ſame ſhall remain freed and diſcharged of and from the Duty of four Shillings a Licence chargeable by this Act; any thing therein contained to the contrary in any wiſe notwithſtanding.

and for Proprietors in Printing Almanacks;

LII. Provided, That nothing in this Act contained ſhall extend, or be conſtrued to extend, to prejudice any Right the two Univerſities, or either of them, or the Company of Stationers, or any Perſon or Perſons have, or claim to have, to the printing or reprinting any Almanack or Calendar ſubject to the ſeveral Duties aforeſaid.

And for the Calendar in the Book of Common Prayer, &c.

LIII. Provided always, and be it further enacted by the Authority aforeſaid, That nothing in this Act contained ſhall be conſtrued to extend to charge any Calendar or perpetual Almanack in any Bible or Common Prayer Book; or to charge any other Calendar or Almanack, with more than the Duty that would be payable by this Act for ſuch other Calendar or Almanack, in caſe it were made for three Years only.

9 Annæ, c. 10.

'LIV. And whereas by an Act of the preſent Seſſion of Parliament, intituled, *An Act for eſtabliſhing a General Poſt Office for all her Majeſty's Dominions, and for ſettling a weekly Sum out of the Revenues thereof, for the Service of the War, and other her Majeſty's Occaſions*, it is enacted, That from and after the nine and twentieth Day of *September* one thouſand ſeven hundred and eleven, for and during the whole Term of thirty-two Years from thence next and immediately enſuing, the full, clear, and entire weekly Sum of ſeven hundred Pounds of lawful Money of *Great Britain*, out of all the Duties and Revenues, from time to time, ariſing by virtue of that Act, ſhall be brought and paid into the Receipt of your Majeſty's Exchequer, in the Manner therein mentioned, and under the Penalties, Forfeitures, and Diſabilities in

9 Annæ, c. 11.

that Act expreſſed: And by another Act of this Seſſion of Parliament, intituled, *An Act for laying certain Duties upon Hides and Skins tanned, tawed, or dreſſed, and upon Vellum and Parchment, for the Term of thirty-two Years, for proſecuting the War, and other her Majeſty's moſt neceſſary Occaſions*, ſeveral Rates and Duties for and upon ſuch Hides and Skins, and Pieces of Hides and Skins, Vellum and Parchment, as are therein mentioned, are granted or made payable to your Majeſty, your Heirs and Succeſſors, for the Term of thirty-two Years, to be reckoned from the four and twentieth Day of *June* one thouſand ſeven hundred and eleven, with ſuch other Duties as in the ſame Act are expreſſed, and all the Monies ariſing by virtue of the Act laſt-mentioned, (the neceſſary Charges of raiſing, collecting, levying, paying, and accounting for the ſame, only excepted) are thereby required to be alſo paid, from time to time, into the Receipt of your Majeſty's Exchequer, in the Manner and Form, and under ſuch Penalties, Forfeitures, and Diſabilities, as are thereby preſcribed, as by the two Acts laſt-mentioned, Relation being thereunto ſeverally had, may more fully appear: And whereas it is intended, That the ſaid weekly Sum of ſeven

9 Annæ, c. 10, 11.

hundred Pounds, to ariſe out of the ſaid Revenue of the Poſt Office, and all the ſaid Duties upon Hides and Skins, and Pieces of Hides and Skins, Vellum and Parchment, granted by the two Acts laſt-mentioned, and the Revenue to ariſe by licenſing Coaches and Chairs, and the ſaid new Duties to ariſe by ſtamp'd Vellum, Parchment, and Paper, and upon Cards and Dice, and upon the Exportation of Rock Salt for *Ireland*, ſhall all together be made a Fund or Security, for raiſing any Sum not exceeding two Millions, towards your Majeſty's Supply, for the Service of the War, and other your Majeſty's moſt neceſſary Occaſions, by ſuch Methods, and in ſuch Manner and Form as are herein after mentioned:' Now we your Majeſty's ſaid dutiful and loyal Subjects, the Commons of *Great Britain* in Parliament aſſembled, for and towards the raiſing the ſaid Sum of two Millions, do further moſt humbly beſeech your Majeſty that it may be enacted; and be it enacted by the Authority aforeſaid, That yearly and every Year, during the Term of thirty-two Years, reckoning the firſt Year to begin from the nine and twentieth Day of *September* one thouſand ſeven hundred and eleven, the full Sum of one hundred eighty-ſix thouſand ſix hundred and ſeventy Pounds, by or out of the Monies to ariſe as well of or for the ſaid weekly Sum of ſeven hundred Pounds out of the Revenues of the General Poſt Office, and of or for all the ſaid Duties, Rates, and Sums of Money upon Hides, and Skins, and Pieces of Hides and Skins, Vellum and Parchment, by virtue of the ſaid other Acts, or either of them, and by or out of the Monies of the ſaid Revenue on Licences for Hackney Coaches and Chairs, and of the ſaid new Duties upon ſtampt Vellum, Parchment and Paper, and upon Cards and Dice, and upon the Exportation of Rock Salt for *Ireland*, by this Act granted, and by or out of the Monies to ariſe by all the ſaid Branches, every or any of them, and to be brought into the Receipt of the Exchequer, from time to time, in caſe the ſame ſhall extend to the ſaid Sum of one hundred eighty-ſix thouſand ſix hundred and ſeventy Pounds, ſhall be computed and reckoned to be a yearly Fund; and in caſe all the Monies ariſing into the Exchequer of or for all the Duties, Revenues, and Branches charged, as aforeſaid, ſhall not amount to one hundred eighty-ſix thouſand ſix hundred and ſeventy Pounds *per Annum*, then the Monies ſo ariſing, ſo far as the ſame ſhall extend, ſhall be Part of the ſaid yearly Fund of one hundred eighty-ſix thouſand ſix hundred and ſeventy Pounds

Made perpetual by 3 Geo. 1. c. 7. 700 l. per Week out of the Poſt Office, and all the Duties on Leather, and all the Duties by this Act granted, appropriated for the Purpoſes of this Act.

per

per Annum, for and towards the anſwering and paying of all and every the principal Sums herein after mentioned, amounting in the whole to the Sum of two millions ſix hundred and two thouſand two hundred Pounds principal Money, together with Intereſt for the ſame, after the Rate of ſix Pounds *per Centum per Annum*, as herein after is alſo mentioned; and in caſe the ſaid Monies by this Act appointed, as aforeſaid, ſhall at any Time or Times appear to be ſo deficient or low in the Produce of the ſame, as that within any one Year to be reckoned, as aforeſaid, the ſaid Monies ariſing into the Exchequer, for all the Duties, Revenues, and Branches charged, as aforeſaid, ſhall not amount to ſo much as one hundred eighty-ſix thouſand ſix hundred and ſeventy Pounds, that then, and ſo often, and in every ſuch Caſe, ſo much as ſhall be wanting to make up the ſaid Fund or Sum of one hundred eighty-ſix thouſand ſix hundred and ſeventy Pounds for every or any ſuch Year, ſhall be ſupplied and made good, from time to time, out of the firſt Aid or Supply to be granted in Parliament next after ſuch Deficiency ſhall appear, and ſhall, from time to time, be transferred thereunto, as ſoon as the ſame ſhall be granted; and for want of ſuch Aid or Supply, then ſuch Deficiency ſhall be ſupplied and made good by and out of any publick Money which ſhall be in the ſaid Receipt of Exchequer, not appropriated to any particular Uſe or Uſes by Act of Parliament; and the Commiſſioners of the Treaſury now being, or the Lord High Treaſurer, or the Commiſſioners of the Treaſury for the time being, are hereby ſtrictly enjoined and required to make up ſuch Deficiency accordingly out of ſuch unappropriated publick Money, without any further or other Warrant of Authority for the ſame.

Deficiency to be made good out of the firſt Aids to be granted in Parliament, &c.

LV. And be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful for any Perſon or Perſons, Natives or Foreigners, Bodies Politick or Corporate, to contribute for or towards advancing the ſaid Sum of two millions, by paying at or before the reſpective Days and Times by this Act limited in that Behalf, to any Receiver or Receivers to be appointed for that Purpoſe, as is herein after mentioned, the Sum of one hundred Pounds, or diverſe intire Sums of one hundred Pounds upon this Act; and that for the raiſing the ſaid Sum of two Millions, any Perſon, who will become a Contributor or Adventurer, ſhall and may advance the Sum of one hundred Pounds, for which Sum ſo advanced, he, ſhe, or they ſhall be entitled to receive ſuch principal Money and the Intereſt thereof, and ſuch Premiums, as herein after is expreſſed, to be paid by and out of the ſaid yearly Fund by this Act appropriated; and that every Contributor or Adventurer may advance as many entire Sums of one hundred Pounds, as he, ſhe, or they ſhall think fit; and for every ſuch Sum of one hundred Pounds ſo advanced, he, ſhe, or they is or are to be intereſted in one Lot or Share of and in the ſaid yearly Fund by this Act appointed, and the ſame entire Sums of one hundred Pounds each are hereby appointed to be paid unto ſuch Receiver and Receivers, at or before the reſpective Days and Times, and in the reſpective Proportions herein after mentioned (that is to ſay) One fourth Part thereof on or before the five and twentieth Day of *June* in the Year of our Lord one thouſand ſeven hundred and eleven, on other fourth Part thereof, on or before the fifteenth Day of *Auguſt* in the ſaid Year of our Lord one thouſand ſeven hundred and eleven, one other fourth Part thereof, on or before the ſix and twentieth Day of *September* in the ſaid Year of our Lord one thouſand ſeven hundred and eleven, and the remaining fourth Part thereof, on or before the ſixth Day of *November* in the ſaid Year of our Lord one thouſand ſeven hundred and eleven. [The Sections relating to the drawing of the Lottery are,]

Natives or Foreigners may contribute the Sum of 100l. or divers entire Sums of 100l.

" Her Majeſty may appoint Managers. Books to be provided with three Columns, *&c.* Receivers to be " appointed by the Lord High Treaſurer, *&c.* Managers to examine the Books, and deliver them to the " Receivers, *&c.* Tickets how to be delivered out. Receivers to re-deliver the Books, *&c.* by 25 *July* " 1711. Middle Column Tickets to be roiled up, and put into a Box, marked (A). Innermoſt to remain " in the Books. There ſhall be printed twenty thouſand Tickets; the Managers ſhall cauſe the Tickets " to be divided into five Claſſes; the firſt Claſſis to conſiſt of one thouſand three hundred and thirty, upon " one of which ſhall be writ one thouſand Pounds, and upon fifty other, two hundred Pounds, and upon " the remaining one thouſand two hundred ſeventy and nine ſhall be ſeverally one hundred and ten Pounds; " the ſecond Claſſis to conſiſt of two thouſand ſix hundred and ſeventy Tickets, upon one of which ſhall " be three thouſand Pounds, upon one other two thouſand Pounds, upon one other one thouſand Pounds, " upon one other five hundred Pounds, upon four other ſeverally four hundred Pounds, upon five other ſe- " verally three hundred Pounds, upon one hundred other ſeverally two hundred Pounds, and upon the re- " maining two thouſand five hundred and fifty-ſeven ſhall be ſeverally writ one hundred and fifteen Pounds; " the third Claſſis to conſiſt of four thouſand Tickets, upon one of which ſhall be four thouſand Pounds, " upon one other three thouſand Pounds, upon one other two thouſand Pounds, upon one other one thou- " ſand Pounds, upon one other five hundred Pounds, upon four other ſeverally four hundred Pounds, upon " five other ſeverally three hundred Pounds, upon one hundred and fifty other ſeverally two hundred " Pounds, and upon the remaining three thouſand eight hundred and thirty-ſix ſeverally one hundred and " twenty Pounds; the fourth Claſſis to conſiſt of five thouſand three hundred and forty Tickets, upon one " of which ſhall be writ five thouſand Pounds, upon one other four thouſand Pounds, upon one other three " thouſand Pounds, upon one other two thouſand Pounds, upon one other one thouſand Pounds, upon one " other five hundred Pounds, upon four other four hundred Pounds, upon five other three hundred Pounds, " upon two hundred other two hundred Pounds, and upon the remaining five thouſand one hundred and " twenty-five one hundred and twenty-five Pounds; the fifth Claſſis to conſiſt of ſix thouſand ſix hundred " and ſixty Tickets, upon one of which ſhall be writ twenty thouſand Pounds, upon one other five thou- " ſand Pounds, upon one other four thouſand Pounds, upon one other three thouſand Pounds, upon one " other two thouſand Pounds, upon one other one thouſand Pounds, upon one other five hundred Pounds, " upon four other four hundred Pounds, upon five other three hundred Pounds, upon two hundred and " fifty other two hundred Pounds, and upon the remaining ſix thouſand three hundred and ninety-four " Tickets one hundred and thirty Pounds; together with five hundred Pounds to the firſt drawn Ticket of

" each Claſſis, and five hundred Pounds to the Laſt drawn Ticket of each Claſſis, which will amount in " the whole to two millions ſix hundred and two thouſand and two hundred Pounds, ſo that the Owner of " every Ticket will be entituled, at leaſt, to the certain principal Sum of ſuch Claſſis, that is to ſay, one " hundred and ten Pounds for the firſt Claſſis, one hundred and fifteen Pounds for the ſecond, one hundred " and twenty Pounds for the third, one hundred and twenty-five Pounds for the fourth, and one hundred " and thirty Pounds for the fifth Claſſis, and Intereſt at ſix *per Centum per Annum*, from the nine and twen- " tieth of *September* one thouſand ſeven hundred and eleven. If the firſt fourth Part of 2,000000 *l.* be not " paid in by 25 *June*, then the Fund to be proportionable to the Sum advanced. The 20,000 Tickets to " be put into five ſeveral Boxes. No Money to be received after 25 *June* 1711. Publick Notice of the " Time of cutting the Tickets. The Manner of Drawing the Tickets. The Manner of filing the " Tickets. The Manner of entring the Tickets of the ſeveral Claſſes. The Manner of adjuſting the ſe- " veral Premiums. To be paid in ſuch Numerical Order as they ſhall be drawn, *&c.* A Table of the " Number, Order, and Courſe of the Tickets, *&c.* to be printed. Managers to adjudge to whom the Pre- " miums belong. Forging Tickets Felony. Managers to make Books of the Fortunate, and tranſmit " them to the Exchequer. Payments to be quarterly. Managers to be ſworn: Their Oath Penalty on " Officers of the Exchequer, and other Officers offending. E X P."

Money lent Tax-free.

LXVII. And be it further enacted, That any Money contributed or lent by, or payable to any Perſon or Perſons, upon or by virtue of this Act, ſhall not be charged or chargeable with any Rates, Taxes, Duties, or Impoſitions whatſoever.

" Tickets to be exchanged for ſtanding Orders. How the firſt and ſecond Year's Intereſt of large Premi- " ums ſhall be ſecured. Orders to be paid in Courſe, *&c.* Treaſury may divide extraordinary Benefits of " above 2000 *l.* into Orders of 50 *l.* E X P."

The Monies appropriated by this Act, to be applied to pay off the Principal and Intereſt.

LXXII. And for the better aſcertaining and ſecuring the Payment, as well of all the ſaid principal Money payable by virtue of this Act, as of the ſaid Intereſt to grow due upon the ſame; Be it further enacted, That all ſuch Monies as ſhall ariſe and come into the Receipt of the Exchequer, upon or for the ſaid Rates and Duties upon Hides and Skins, and Pieces of Hides and Skins, Vellum, and Parchment, on or before the ſaid nine and twentieth Day of *September* which ſhall be in the Year of our Lord one thouſand ſeven hundred and eleven, ſhall be applicable and applied to the Payment of ſo much of the ſaid principal Sum of two millions ſix hundred and two thouſand two hundred Pounds, or of ſuch proportionable Part thereof as ſhall be due by virtue of this Act, as the ſame will extend to pay and diſcharge, according to the Courſe of Payment before directed; and that from and after the ſaid nine and twentieth Day of *September* one thouſand ſeven hundred and eleven, during the ſaid Term of two and thirty Years (unleſs the ſaid principal Sum of two millions ſix hundred and two thouſand two hundred and two Pounds, or of ſuch Proportionable Part thereof, as ſhall be due by virtue of this Act, and all the Intereſt thereof, ſhall be ſooner paid off and diſcharged) yearly and every Year, accounting every Year to commence from the nine and twentieth Day of *September* in each and every Year, the yearly Sum of one hundred eighty-ſix thouſand ſix hundred and ſeventy Pounds, of the Monies which ſhall ariſe and be brought into the Receipt of the Exchequer, for or upon all the ſaid Duties, Revenues, and Branches hereby charged, as aforeſaid, and in caſe the ſame will not extend thereto, then ſo far as the ſame will extend, ſhall be applied and appropriated, and the ſame is hereby accordingly appropriated, for and towards paying and diſcharging the Money which ſhall remain due of the ſaid principal Sum of two millions ſix hundred and two thouſand two hundred Pounds, or of ſuch proportionable Part thereof, as ſhall be due by virtue of this Act, and the Intereſt thereof, in Manner following, (that is to ſay) That quarterly, *viz.* On or within twenty Days next after the five and twentieth Day of *December*, five and twentieth Day of *March*, four and twentieth Day of *June*, and the nine and twentieth Day of *September*, yearly and in every Year, during the ſaid Term of two and thirty Years, the Commiſſioners of her Majeſty's Treaſury now being, or the Lord High Treaſurer, or the Commiſſioners of the Treaſury for the time being, ſhall cauſe a true and exact Account to be made of the Monies which ſhall, on or before every reſpective five and twentieth Day of *December*, five and twentieth Day of *March*, four and twentieth Day of *June*, and nine and twentieth Day of *September*, of and in each and every reſpective Year, have ariſen or been brought into the Exchequer, in the preceding Quarter of a Year, ending on the ſaid five and twentieth Day of *December*, five and twentieth Day of *March*, four and twentieth Day of *June*, and nine and twentieth Day of *September*, in every Year, for or upon all the ſaid Duties, Revenues, and Branches hereby charged, as aforeſaid; and that deducting thereout ſo much as ſhall be ſufficient to pay and ſatisfy, and which ſhall be accordingly applied to pay and ſatisfy the Intereſt for ſuch preceding Quarter of a Year, upon and for all the Monies then due and unpaid of the ſaid Principal Sum of two millions ſix hundred and two thouſand two hundred Pounds, or of ſuch proportionable Part thereof, as ſhall be due, by virtue of this Act, or for Payment whereof Money is not reſerved in the Exchequer, the whole Reſidue and Remainder of the Monies ſo ariſing or coming into the Exchequer, in ſuch preceding Quarter of a Year, ſhall be immediately, from time to time, applicable, appropriated, and applied towards paying and diſcharging ſuch Part of the ſaid Principal Sum of two millions ſix hundred and two thouſand and two hundred Pounds, or of ſuch proportionable Part thereof, as ſhall be due by virtue of this Act, as ſhall then remain due and unpaid, and that according to ſuch Method and Courſe of Payment, as aforeſaid, ſo as the whole Produce of all the ſaid Duties, Revenues, and Branches hereby charged, as aforeſaid, which ſhall be brought into the ſaid Receipt of the Exchequer in any one Year, to be computed from the nine and twentieth Day of *September* in every Year, doth not amount to more than the ſaid yearly Sum of one hundred eighty-ſix thouſand ſix hundred and ſeventy Pounds, or ſuch proportionable Part thereof, as is hereby appropriated for paying and diſcharging the Principal Money and Intereſt charged

charged thereupon by this Act; it being intended, that the ſaid yearly Sum of one hundred eighty-ſix thouſand ſix hundred and ſeventy Pounds, or ſuch Part thereof, as ſhall be in ſuch Proportion, as aforeſaid, to the whole Sum which ſhall be advanced or contributed by virtue of this Act, and no more, ſhall, during the ſaid Term of thirty-two Years, be applied and appropriated for paying and diſcharging the ſaid Principal and Intereſt, unleſs all the Principal Money, and Intereſt chargeable thereupon by virtue of this Act, ſhall be ſooner paid off and diſcharged.

Surplus diſpoſable by Parliament.

LXXIII. Provided alſo, and be it further enacted, That in caſe after the ſaid nine and twentieth Day of *September* one thouſand ſeven hundred and eleven, there ſhall be any Surplus or Remainder of the Monies ariſing by the Rates and Duties, and Sums of Money appropriated by this Act, at the End of any one Year of the ſaid Term of thirty-two Years (every ſuch Year to be computed from the nine and twentieth Day of *September* in every Year) over and above the ſaid yearly Sum of one hundred eighty ſix thouſand ſix hundred and ſeventy Pounds, or ſuch proportionable Part thereof, as aforeſaid, and after ſuch Application, as aforeſaid, of the ſaid yearly Sum of one hundred eighty-ſix thouſand ſix hundred and ſeventy Pounds, or ſuch proportionable Part thereof, as aforeſaid, and after all other Charges and Payments directed or authorized by this Act, ſhall be fully ſatisfied, paid, and diſcharged, or Money ſufficient ſhall be reſerved for that Purpoſe, ſuch Surplus or Remainder ſhall be reſerved for the publick Uſe, and ſhall be diſpoſed and diſpoſeable by Authority of Parliament, and not otherwiſe; any thing herein contained to the contrary thereof in any wiſe notwithſtanding. [The following Sections are expired.]

" Publick Notice to be given when Orders ſhall become payable. Eight Pence *per Cent. per Diem.* to 29 " *Sept.* 1711. allowed for the firſt Payment. Four Pence *per Cent. per Diem* for the other three Payments. " Receivers may take in Money before they receive their Books. Contributor advancing one Part of the " Payment, and failing in the next, forfeits what is paid, *&c.* Officers to be paid out of the Money ari- " ſing by this Act. If Principal and Intereſt be fully paid off before the thirty-two Years, then Duties to " ceaſe. Treaſury to appoint a Paymaſter, *&c.* Aſſignments of ſtanding Orders to be regiſtred. Receipts " for Plate brought into the Mint, purſuant to her Majeſty's Warrant, to be accepted as Money for Con- " tributions on this Act. The major Part of Bodies Politick, Corporate, or Collegiate, may advance their " Money or Plate on the Credit of this Act. Benefit Tickets in the Lottery 1710, not being adjuſted, pre- " ſent Managers may ſettle them before 29 *Sept.* 1711. EXP."

Clauſe of Appropriation of the ſeveral Sums granted this Seſſion.

LXXXV. And be it enacted by the Authority aforeſaid, That all the Monies lent or to be lent to her Majeſty upon one Act of this Seſſion of Parliament, intituled, *An Act for granting an Aid to her Majeſty to be raiſed by a Land-Tax in* Great Britain, *for the Service of the Year one thouſand ſeven hundred and eleven,* and ſo much Money (if any ſuch be) of the Tax thereby granted, as ſhall ariſe and remain after all the Loans made or to be made upon that Act, or thereby transferred, or directed to be transferred thereunto, and the Intereſt thereof, and the Charges thereby allowable for the raiſing the ſaid Tax, ſhall be ſatisfied, or Money ſufficient ſhall be reſerved to diſcharge the ſame; and all the Monies lent and to be lent unto her Majeſty upon another Act of this Seſſion of Parliament, intituled, *An Act for charging and continuing the Duties upon Malt, Mum, Cyder, and Perry, for the Service of the Year one thouſand ſeven hundred and eleven,* and ſo much Money of the ſaid Duties of Malt, Mum, Cyder, and Perry thereby granted, as ſhall ariſe and remain after all the Loans made or to be made upon that Act, or thereby transferred, or directed to be transferred thereunto, and the Intereſt thereof, and the Charge thereby allowable for the raiſing the ſaid Duties thereby granted, ſhall be ſatisfied, or Money ſufficient ſhall be reſerved to diſcharge the ſame; and all the Monies ariſen, or to ariſe by another Act of this Seſſion of Parliament, intituled, *An Act for reviving, continuing, and appropriating certain Duties upon ſeveral Commodities to be exported, and certain Duties upon Coals to be waterborn and carried Coaſtwiſe, and for granting further Duties upon Candles, for thirty-two Years, to raiſe fifteen hundred thouſand Pounds by Way of a Lottery, for the Service of the Year one thouſand ſeven hundred and eleven; and for ſuppreſſing ſuch unlawful Lotteries, and ſuch Inſurance-Offices as are therein mentioned*; and all the Monies lent and to be lent unto her Majeſty upon one other Act of this Seſſion of Parliament, intituled, *An Act for laying a Duty upon Hops,* and ſo much Money (if any ſuch be) of the ſaid Duty upon Hops, as ſhall ariſe and remain after all the Loans made or to be made upon that Act, and the Intereſt thereof, and the Charges thereby allowable for raiſing the ſaid Duty upon Hops, ſhall be ſatisfied, or Money ſufficient ſhall be reſerved to diſcharge the ſame; and all the Monies which, over and above the Allowances for prompt Payment, and other Allowances directed by this preſent Act, ſhall ariſe of or for the ſaid Contributions, not exceeding the Sum of two millions in this Act mentioned, ſhall be appropriated for or towards the ſeveral Uſes, Intents, and Purpoſes herein after expreſſed; that is to ſay, that out of all the Monies hereby appropriated, or any of them, or by regiſtring Orders upon them, or any of them, there ſhall be paid and ſatisfied to the Governor and Company of the Bank of *England*, all ſuch Sum and Sums of Money as ſhall be due and payable unto them, by virtue of an Act of this Seſſion of Parliament for enabling and obliging the Bank of *England*, for the Time therein mentioned, to exchange all Exchequer Bills for ready Money upon Demand, for or upon the yearly Sum of forty-five thouſand Pounds therein mentioned, from the Commencement of their late Undertaking to circulate all Exchequer Bills, according to the ſaid Act, until the one and thirtieth Day of *July* one thouſand ſeven hundred and fourteen, incluſively, at ſuch Times, and in ſuch Manner, as in the ſame Act are preſcribed; and that all the Reſt and Reſidue of the Monies by this Act appropriated, ſhall be applied and diſpoſed for or towards defraying the Charges of the Ordinary of her Majeſty's Navy, and for Victuals, Wages, Wear and Tear, and other Services of the Navy, and the Victualling thereof, performed and to be performed, and for Sea Service in the Ordnance, performed and to be performed; and for or towards maintaining a Body of forty thouſand Men, which was raiſed to act in Conjunction with the Forces of her Majeſty's Allies, and for or towards maintaining the additional Forces of ten thouſand Men in the *Low Countries*; and for or towards her Majeſty's Proportion of the Charge

9 Annæ, c. 1.

9 Annæ, c. 3.

9 Annæ, c. 6.

9 Annæ, c. 12. *Made perpetual by* 1 *Geo.* 1. *ſtat.* 2. *c.* 12.

Charge of three thouſand *Palatines*, formerly taken into the Service of her Majeſty and her Allies; and for or towards her Majeſty's Proportion of the Charge of four thouſand ſix hundred thirty-nine *Saxons*, taken into the Service of her Majeſty and the *States General*, in the Year one thouſand ſeven hundred and ſeven; and for or towards her Majeſty's Proportion of the Charge of *Bothmar's* Regiment of Dragoons, conſiſting of eight hundred Men, formerly taken into the Service of her Majeſty, and the *States General*; and for or towards defraying her Majeſty's Proportion of the Charge of the Troops of Augmentation, which were taken into the Service of her Majeſty, and the *States General*, in or about the Year one thouſand ſeven hundred and nine; and for or towards the Charge of the Office of her Majeſty's Ordnance for Land Service, performed and to be performed, including the Charge of the Fortifications of *Gibraltar*; and for or towards the Charge of Tranſportation of Land Forces, performed and to be performed; and for or towards the Payments of her Majeſty's Proportion of the Subſidies payable, purſuant to Treaties made and to be made with her Majeſty's Allies; and for or towards the Charge of maintaining her Majeſty's Guards and Garriſons in *Great Britain*, including five thouſand Men to ſerve on board the Fleet, and for the Payment of the Invalids, and all contingent Charges belonging to the ſaid Guards and Garriſons, and Land Forces reſpectively; and for or towards the Charges which have been or ſhall be expended for the Service of the War in *Spain* and *Portugal*; and for or towards defraying the extraordinary Charges of the War in *Spain*, *Portugal*, the *Low Countries*, and elſewhere, incurred and to be incurred; and for or towards Satisfaction of the Sum of three thouſand five hundred Pounds for Salaries, and any Sum not exceeding two thouſand five hundred Pounds, for Payment of Clerks, and other Charges to be allowed, without Account, to the ſeven Commiſſioners appointed by an Act of this Seſſion of Parliament for ſtating the Accounts of all the publick Monies; and to none other Uſes, Intents, and Purpoſes whatſoever.

Soldiers for Sea Service, how to be paid.

LXXXVI. Provided always, That out of the Monies to be iſſued to the Guards and Garriſons, as aforeſaid, there ſhall and may be taken and applied any Sum not exceeding eighty-ſeven thouſand one hundred twenty-five Pounds and ten Shillings, towards the Charge of maintaining the Soldiers raiſed, and to be raiſed for Sea Service, with their Officers, and the contingent Charges thereunto belonging; and out of the Monies to be iſſued for the Service of the Navy, and Sea Service, as aforeſaid, there ſhall and may be taken and applied ſuch Sums as, together with the ſaid Sum not exceeding eighty-ſeven thouſand one hundred twenty-five Pounds and ten Shillings, ſhall be neceſſary for the Charge of maintaining the ſaid Soldiers for Sea Service, with their Officers, and the contingent Charges thereunto belonging; any thing herein contained to the contrary notwithſtanding.

No Appropriation to obſtruct any Payment by the Treaſurer of the Navy, to make good Deficiencies to the South Sea Corporation.

LXXXVII. Provided alſo, and it is hereby enacted and declared, That no Appropriation, or other Matter or Thing in this Act contained, ſhall obſtruct or hinder any Payment which by any other Act of this Seſſion of Parliament ſhall be required and authorized to be made by the Treaſurer or Paymaſter of the Navy for the time being, or by any other Perſons to be intruſted with the publick Monies for the Service of the Navy, out of ſuch publick Monies, Tallies, Orders, or Parliamentary Securities in their Hands or Power reſpectively, as are or ſhall thereby be charged or chargeable to make good any Deficiency or Deficiencies to any Corporation to be erected by or in purſuance of ſuch other Act of Parliament; any thing herein contained to the contrary notwithſtanding.

103,003*l.* 11*s.* 4*d.* to be diſtributed amongſt the Inhabitants of Nevis and St. Chriſtophers, who have reſettled there. Farther Proviſions relating hereto, by 10 Annæ, c. 34. 5 Geo. 1. c. 32. 8 Geo. 1. c. 20. §. 43. and 13 Geo. 1. c. 3. §. 10.

'LXXXVIII. And whereas the Proprietors and Inhabitants of the Iſlands of *Nevis* and *Saint Chriſtophers* in *America*, did ſuſtain very great Loſſes by a late Invaſion of the *French*, who committed great Depredations there; and it became neceſſary to give ſome Encouragement to the Sufferers by the ſaid Invaſion, to reſettle their Plantations in the ſaid Iſlands, to prevent the great Damage which the Crown might otherwiſe ſuſtain by the total Loſs thereof:' For the making good of the ſaid Encouragement, it is hereby enacted by the Authority aforeſaid, That the Sum of one hundred and three thouſand and three Pounds eleven Shillings and four Pence, ſhall be diſtributed to and amongſt ſuch Proprietors and Inhabitants only of the ſaid Iſlands of *Nevis* and *Saint Chriſtophers*, who have reſettled, or ſhall reſettle their Plantations in the ſame Iſlands reſpectively; and that her Majeſty's Commiſſioners for the Affairs of Trade and Plantations, or the major Part of them, now or for the time being, ſhall cauſe a proportionable Part of the ſaid Sum for every one of the ſaid Proprietors and Inhabitants, who ſuffered by the ſaid Invaſion, and who have reſettled, or ſhall reſettle their Plantations in the ſaid Iſlands, or either of them, according as the Loſs ſuſtained by every ſuch Proprietor or Inhabitant doth or ſhall appear to the ſame Commiſſioners of Trade and Plantations, or the major Part of them, by the Return of a Commiſſion for that Purpoſe formerly iſſued, to be carefully computed and adjuſted, ſo that ſuch Sufferers reſpectively, in Proportion to their reſpective Loſſes, be entitled to their reſpective Shares of the ſaid Sum of one hundred and three thouſand and three Pounds eleven Shillings and four Pence; and that the ſaid Commiſſioners for the Affairs of Trade and Plantations, or the major Part of them, do on or before the five and twentieth Day of *December* one thouſand ſeven hundred and eleven, make forth the Debentures for the ſaid proportional Sums, not to exceed in the whole the ſaid Sum of one hundred and three thouſand and three Pounds eleven Shillings and four Pence, to be paid to the ſaid Proprietors and Inhabitants, or to their certain Attornies, Executors, Adminiſtrators, or Aſſigns reſpectively; which Debentures ſhall be ſigned by the ſaid Commiſſioners of Trade and Plantations, or the major Part of them, and ſhall bear Intereſt for the Principal Sums therein to be contained, after the Rate of ſix Pounds *per Centum per Annum*, from making forth the ſame, and ſhall be entred in the Regiſter kept for the Debentures which were lately charged on the forfeited Eſtates in *Ireland*; and ſuch Principal and Intereſt ſhall be ſatisfied in like Manner as the unſatisfied Debentures which were lately charged on the ſaid forfeited Eſtates in *Ireland*, are to be ſatisfied and diſcharged, and ſhall and may be delivered to ſuch as the Perſons to be intitled thereunto reſpectively have authorized, or ſhall authorize to receive the ſame, in order to obtain ſuch Satisfaction thereupon.

Commiſſioners of Trade to enquire on Oath concerning the

LXXXIX. And it is hereby enacted, That the ſaid Commiſſioners for the Affairs of Trade and Plantations, or the major Part of them, ſhall and may enquire upon Oath (which they, or any one or more of them, have hereby Power to adminiſter) or by any other lawful Ways and Means, of and concerning the

Perſons who are or ſhall be reſettled in the ſaid Iſlands, or either of them, and be thereby entitled to a proportional Part of the ſaid Sum to be diſtributed to or amongſt ſuch Perſons, according to the true Meaning of this Act. Perſons reſettled there.

'XC. And whereas in an Act paſſed in this preſent Seſſion of Parliament, intituled, *An Act for reviving, continuing, and appropriating certain Duties upon ſeveral Commodities to be exported, and certain Duties upon Coals to be waterborn and carried Coaſtwiſe, and for granting further Duties upon Candles, for two and thirty Years, to raiſe one Million five hundred thouſand Pounds, by Way of a Lottery, for the Service of the Year one thouſand ſeven hundred and eleven, and for ſuppreſſing ſuch unlawful Lotteries, and ſuch Inſurance Offices, as are therein mentioned*, ſome Doubt may ariſe what Duty is charged upon Coals exported from the Weſt of *Scotland* to *Ireland*, or the *Iſle of Man*;' Be it enacted and declared by the Authority aforeſaid, That the ſaid Coals ſhall be charged with the ſame Duty, and no more, as Coals exported from the Weſt of *England* to *Ireland*, and the *Iſle of Man*, are and ſtand charged by virtue of the ſaid Act. Coals carried from the Weſt of Scotland to Ireland, &c. to pay as Coals from the Weſt of England to Ireland, &c. 9 Annæ, c. 6. *See farther concerning Duties on Coals*, 12 *Ann. ſtat.* 2. *c.* 9. 5 *Geo.* 1. *c.* 9. 6 *Geo.* 1. *c.* 4. 22 *Geo.* 2. *c.* 37. 30 *Geo.* 2. *c.* 19. *ſect.* 28.

CAP. XXIV.

An Act for Relief of the Creditors and Proprietors of the Company of *Mine Adventurers*, by eſtabliſhing a Method for ſettling the Differences between the Company and their Creditors, and for uniting them, in order to an effectual Working the Mines of the ſaid Company.

'WHEREAS the Governor and Company of the *Mine Adventurers* of *England* (by the great Expences in working and manufacturing their Mines and Minerals, and by other Charges incident to ſo great and difficult an Undertaking) have contracted ſo great a Debt, that by their Stock or Produce of the ſaid Mines, or Sale or Mortgage thereof, the ſaid Company is altogether unable to pay the ſame: And whereas by the unhappy Differences and Diſputes that have ariſen amongſt the Members of the ſaid Company, and alſo between the ſaid Company and their Creditors, the working and managing the ſaid Mines is almoſt totally interrupted, whereby the large Sums of Money expended in bringing them to their preſent State and Condition, are in great Danger of being entirely loſt: And whereas the Mines belonging to the ſaid Company are ſo rich and valuable, that if the ſame were ſettled and eſtabliſhed under good Management, and a regular Conſtitution, they might, beſides anſwering the Charge of working them, turn more to the Satisfaction of all Perſons intereſted or concerned therein, and likewiſe great Benefit would accrue to the Publick by ſo profitable a Manufactury: And whereas an Expedient hath been propoſed for ſatisfying the Debts, and compoſing the Differences of the ſaid Company and their Creditors, by an Union or Coalition of their reſpective Debts and Intereſts in and upon the ſaid Mines, under one Denomination, and for raiſing a Stock for effectually working and manufacturing the ſaid Mines and Minerals; and for diſcovering all unwarrantable Practices that have been therein, and for preventing the like for the future, by ſettling the Management under a more regular Eſtabliſhment, it is therefore humbly prayed, that it may be enacted;' And be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That all Grants, Contracts, Bargains, Sales, Leaſes, Mortgages, Conveyances, and Aſſurances, made of any Mines, Minerals, Lands, Tenements, Hereditaments, Stocks, Goods, and Chattles, by the ſaid Governor and Company of *Mine Adventurers* of *England*, to any Perſon or Perſons whatſoever, ſince the Time the ſaid Governor and Company of *Mine Adventurers* of *England* firſt ſtopt or poſtponed Payment of their Bills or Bonds, or by any Perſon or Perſons ſeized or poſſeſſed of any Mines, Minerals, Lands, Tenements, Hereditaments, Stock, Goods, and Chattles, in Truſt for the ſaid Governor and Company of *Mine Adventurers* of *England*, ſhall and are hereby declared to be abſolutely void and of none Effect. All Grants, &c. made by the Company of Mine Adventurers, ſince they firſt ſtopt Payment of their Bills, &c. void.

" All new Shares above the 6012 allowed by Charter, void, *&c.* Money advanced on the Call 15 *Feb.* 1708, *&c.* allowed. Bargains, *&c.* made ſince the Company ſtopt Payment, good. Creditors united with the Members. A general Meeting of the Company and Creditors to be called within 20 Days after 11 *June* 1711. Deputy Governor, *&c.* dying, *&c.* others to be choſen. Deputy Governor, *&c.* to manage the Company's Affairs. A Book to be provided by 15 *July* 1711, to enter Claims. Attendance to be given daily for entring Claims, till 16 *Sep.* 1711. Claimers Names to be printed. Creditors, *&c.* to give in their Claims by 16 *Sep.* 1711. Accountants to examine the Claims. A Liſt to be printed of the Perſons entitled to Shares. Sharers Names, *&c.* to be entred in a Book. Shares aſſignable, *&c.* After Duke of *Leeds*'s Death, Governor to be annually choſen having ten Shares. Qualification of Voters, *&c.* after the new Diſtribution of Shares. Proxies. Governor, *&c.* annually to ſtate the Condition of the Company, *&c.* Penalty for not ſtating." EXP.

IX. And be it further enacted by by the Authority aforeſaid, That for the raiſing a Stock of Money for the better carrying on the working and improving the Mines of the ſaid Company of the *Mine Adventurers* of *England*, and for anſwering the Exigencies of the ſaid Company, and, in the firſt Place, for defraying the neceſſary Charges of paſſing this preſent Act; it ſhall and may be lawful to and for the ſaid Governor, Deputy Governor, and Directors of the ſaid Company, with the Conſent and Approbation of a General Aſſembly or Meeting of the Members of the ſaid Company, duly called, after ſuch new Diviſion and Diſtribution of the ſix thouſand and twelve Shares, made in Manner as is by this Act required, to call in, or direct to be paid to the ſaid Governor, Deputy Governor, and Directors, or to ſuch Perſon or Perſons as they ſhall appoint to receive the ſame, any Sum or Sums of Money, not exceeding forty Shillings *per* Share; and Governor, &c. at a General Meeting, may call in 40s. per Share.

and that all Executors, Adminiſtrators, Guardians, and Truſtees, ſhall be indemnified in paying the ſame; and in caſe any Member of the ſaid Company ſhall neglect or refuſe to pay his, her, or their Share of the Money ſo called in at the Time or Times appointed for that Purpoſe by Notice in the *London Gazette*, he, ſhe, or they ſo neglecting, ſhall forfeit one Moiety of his or their reſpective Shares or Intereſt in the ſaid Company, which ſaid Moiety ſo forfeited, as aforeſaid, ſhall remain and be for the Uſe of the ſaid Company, who may diſpoſe thereof at a General Court; and it ſhall and may be lawful for the ſaid Governor, Deputy Governor, and Directors, and their Succeſſors, to reſtrain or hinder the ſaid Member or Members from transferring his or their other Moiety of Shares or Intereſt, or any other Part thereof, in the ſaid Company: Provided always, That the ſaid Governor and Company may, by ſeveral Calls, in Manner as before directed, appoint the Payment of any Part of the ſaid Sum of forty Shillings, and at ſeveral Times; but the ſaid Governor and Company are hereby reſtrained from calling in upon their ſaid Members at any Time or Times, any Sum or Sums exceeding in the whole forty Shillings *per* Share; and every Call ſo made and appointed, after the reſpective Proprietors of the ſix thouſand and twelve Shares have paid in, for the Uſe of the Company, forty Shillings *per* Share, ſhall be void, and of no Force or Effect.

Penalty on Members not paying.

EXP. "Accountants to examine the Accounts, *&c.* of the Company, and to examine thoſe who managed the "Company's Affairs, *&c.* No Transfer to be where Accounts are depending. Deputy Governor, *&c.* "in 1707. or ſince, not capable to be elected again before 16 *Nov.* 1712. Shares, *&c.* not claimed before "16 *Sep.* 1711. forfeited. Except in caſe of Diſpute."

Publick Act. XVI. And be it enacted by the Authority aforeſaid, That this Act ſhall be deemed and taken to be a Publick Act of Parliament, of which all Judges, Juſtices, and other Perſons are to take Notice.

PR. "Proviſo for the Pariſh Children of *Saint Sepulchre's*, and *Elizabeth Hammond*. For *Richard Sterne* of *York* "Eſq; For the Duke of *Leeds*."

CAP. XXV.

An Act for making the Act of the fifth Year of her Majeſty Reign, for the better Preſervation of the Game, perpetual, and for making the ſame more effectual.

5 Annæ, c. 14. 32 *H.* 8. *c.* 8. 5 *El. c.* 21. 23 *El. c.* 10. 1 *Jac.* 1. *c.* 27. 22 & 23 *Car.* 2. *c.* 25. 4 & 5 *W. & M. c.* 23.

'WHEREAS the Act made in the fifth Year of her Majeſty's Reign, intituled, *An Act for the better Preſervation of the Game*, will expire at the End of this preſent Seſſion of Parliament, unleſs 'the ſame be continued: And whereas the ſaid Act hath been found to be an uſeful Law for the Preſervation 'of the Game of this Kingdom;' Be it therefore enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the ſaid recited Act, and all the Clauſes, Matters, and Things therein contained, ſhall ſtand in full Force and Virtue, and be continued, and deemed, and taken to be a perpetual Law, ſubject nevertheleſs to the Additions or Alterations herein after in this Act contained: That is to ſay, Whereas by the ſaid recited Act, any Lord or Lady of a Manor might appoint ſeveral Game Keepers in the ſame Manor, and every one of the Game Keepers ſo appointed might kill any Game in the ſame Manor; For the Preventing therefore of the Deſtruction of the Game of this Kingdom, which may happen by appointing ſeveral Game Keepers in the ſame Manor, with Authority to kill the Game therein; Be it further enacted by the Authority aforeſaid, That from and after the firſt Day of *May* one thouſand ſeven hundred and eleven, no Lord or Lady of a Manor ſhall make, conſtitute or appoint above one Perſon to be a Game Keeper within any one Manor, with Power or Authority to kill or deſtroy the Game thereof; and that the Name of ſuch Perſon, ſo to be authorized to kill the Game, ſhall, from time to time, be entred with the Clerk of the Peace, for the time being, of the County, Riding, or Diviſion wherein ſuch Manor doth lie, ſuch Entry to be made and viewed without Fee or Reward, and a Certificate thereof to be granted by the Clerk of the Peace, upon Payment of one Shilling for the ſame; and in caſe any other Game Keeper, whoſe Name ſhall not be ſo entred, as aforeſaid, who ſhall not be otherwiſe qualified by the Laws of this Kingdom to kill Game, ſhall preſume to kill any Hare, Pheaſant, Partridge, Moor, Heath Game, or Grouſe, or if any Game Keeper or Game Keepers, or other Perſon or Perſons whatſoever, not being qualified in his own Right to kill Game, ſhall ſell, or expoſe to Sale, any Hare Pheaſant, Partridge, Moor, Heath Game, or Grouſe, the reſpective Offender or Offenders herein ſhall, for every Offence, incur ſuch Forfeitures, Pains, and Penalties, as are inflicted by the ſaid recited Act upon Higlars, Carriers, Inn Keepers, or Victuallers, for buying or ſelling of Game, ſuch Forfeitures to be recovered by ſuch Means, and in ſuch Manner and Form, and within ſuch Time, and to ſuch Uſes, as are preſcribed by the ſaid Act; any thing in the ſaid recited Act, or in any other Law or Statute to the contrary thereof in any wiſe notwithſtanding.

The Act 5 Annæ, c. 14. made perpetual.

After 1 May 1711, Lords of Manors ſhall appoint but one Game Keeper in one Manor, whoſe Name ſhall be entred with the Clerk of the Peace.

By 3 Geo. 1. c. 11. the Game Keeper muſt be either qualified, or the Lord's Servant.

Game Keepers not ſo qualified, or other unqualified Perſon, killing or ſelling any Hare, &c. to be liable to the Forfeitures inflicted by the ſaid Act on Higlars, &c. 5 Annæ, c. 14.

If any Hare, &c. be found in the Shop, &c. of any unqualified Perſon, &c. it ſhall be judged an expoſing to Sale.

II. And be it further enacted by the Authority aforeſaid, That if any Hare, Pheaſant, Partridge, Moor, Heath Game, or Grouſe, ſhall be found in the Shop, Houſe, or Poſſeſſion of any Perſon or Perſons whatſoever, not qualified in his own Right to kill Game, or being entitled thereto under ſome Perſon ſo qualified, the ſame ſhall be adjudged, deemed, and taken to be an expoſing thereof to Sale, within the true Intent and Meaning of this and the ſaid recited Act; any thing in this or in the ſaid recited Act contained to the contrary thereof in any wiſe notwithſtanding.

Killing any Hare, &c. in the Night, to

III. And be it further enacted by the Authority aforeſaid, That if any Perſon or Perſons whatſoever ſhall take, kill, or deſtroy any Hare, Pheaſant, Partridge, Moor, Heath Game, or Grouſe, in the Night Time, the

the Perſon or Perſons ſo offending, ſhall likewiſe for every ſuch Offence incur ſuch Forfeitures, Pains, and Penalties, as aforeſaid, to be recovered likewiſe by ſuch Means, within ſuch Time, and to ſuch Uſes, as aforeſaid. incur the like Forfeitures.

'IV. And whereas very great Numbers of wild Fowl, of ſeveral Kinds, are deſtroyed by the pernicious 'Practice of driving and taking them with Hayes, Tunnels, and other Nets, in the Fens, Lakes, and 'broad Waters, where Fowl reſort in the moulting Time, and that at a Seaſon of the Year when the Fowl 'are ſick, and moulting their Feathers, and the Fleſh unſavory and unwholeſome, to the Prejudice of thoſe 'that buy them, and to the great Damage and Decay of the Breed of wild Fowl;' Be it therefore further enacted by the Authority aforeſaid, That if any Perſon or Perſons whatſoever, between the firſt Day of *July* and the firſt Day of *September*, as they ſhall yearly happen, ſhall by Hayes, Tunnels, or other Nets, drive and take any wild Duck, Teal, Widgeon, or any other Fowl, commonly reputed Water Fowl, in any of the Fens, Lakes, Broad Waters, or other Places of Reſort for Wild Fowl in the Moulting Seaſon, ſuch Perſon or Perſons, who ſhall ſo offend, and thereof ſhall be convicted before any one or more of her Majeſty's Juſtices of the Peace for the County where ſuch Offence ſhall be committed, by the Oath of one or more credible Witneſs, ſhall for every Wild Duck, Teal, or other Water Fowl ſo taken, as aforeſaid, forfeit and pay the Sum of five Shillings; one Moiety thereof to be paid to the Informer, and the other Moiety to the Poor of the Pariſh where ſuch Offence ſhall be committed; the ſame to be levied by Diſtreſs and Sale of the Offender's Goods, by Warrant under the Hand and Seal of the Juſtice and Juſtices of the Peace, before whom the Offender ſhall be convicted, rendring the Overplus, if any be, above the Penalty and Charge of Diſtreſs; and for want of Diſtreſs the Offender or Offenders ſhall be committed to the Houſe of Correction for any Time not exceeding one Month, nor leſs than fourteen Days, there to be whipt and kept to hard Labour; and the Juſtice or Juſtices of the Peace, before whom ſuch Perſon or Perſons ſo offending ſhall be convicted, ſhall order ſuch Hayes, Nets, or Tunnels, that were uſed in driving and taking the ſaid Wild Fowl, as aforeſaid, to be ſeized, and immediately deſtroyed, in the Preſence of ſuch Juſtice or Juſtices. 10 Geo. 2. c. 32. No Perſon ſhall between 1 July and 1 Sept. take any wild Duck, &c. by Hayes, &c. on Forfeiture of 5 s. for each Wild Fowl, &c. One Moiety to the Informer, the other to the Poor, to be levied by Diſtreſs, for want of which the Offender to be committed. Such Hayes, &c. to be deſtroyed.

Farther Proviſions relating to Game, 3 *Geo.* 1. *c.* 11. 8 *Geo.* 1. *c.* 19. 10 *Geo.* 2. *c.* 32. 26 *Geo.* 2. *c.* 2. *and* 28 *Geo.* 2. *c.* 12.

CAP. XXVI.

An Act for the better Preſervation and Improvement of the Fiſhery within the River of *Thames*, and for regulating and governing the Company of Fiſhermen of the ſaid River.

13 *Ed.* 1. *c.* 47. 31 *Ed.* 3. *ſtat.* 2. *c.* 1, 2, & 3. 31 *Ed.* 3. *ſtat.* 3. *c.* 1 & 2. 13 *R.* 2. *ſtat.* 1. *c.* 19. 17 *R.* 2. *c.* 9. 2 *H.* 6. *c.* 15. 22 *Ed.* 4. *c.* 2. 31 *H.* 8. *c.* 2. 1 *El.* *c.* 17. 5 *El.* *c.* 5. 3 *Jac.* 1. *c.* 12.

'WHEREAS the Preſervation of the Fiſhery of the River of *Thames*, and the good Government of 'the Company of Fiſhermen of the ſaid River, are not only highly neceſſary for furniſhing her Ma- 'jeſty's Subjects inhabiting within the Cities of *London* and *Weſtminſter*, and the Parts adjacent, with good, 'wholſome, cheap, and ſeaſonable Fiſh, but likewiſe advantageous to her Majeſty, and the Trade of this 'Kingdom, in breeding up able-bodied Sea-faring Men, and preventing Frauds committed in running of 'Goods and Merchandizes, whereby the Revenues of the Crown have been much leſſened;' Be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the tenth Day of *June* one thouſand ſeven hundred and eleven, it ſhall and may be lawful to and for the Court of Aſſiſtants of the ſaid Company for the time being, or the major Part of them preſent, to make ſuch By-Laws and Ordinances for the good Rule and Government of the ſaid Company, as they ſhall think fit, ſo as the ſame be always firſt approved of, or from time to time altered or amended by the Court of the Lord Mayor and Aldermen of the City of *London*, and likewiſe allowed and confirmed, according to the Form of the Statute in that Behalf made and provided; and that from and after the ſaid tenth Day of *June*, there ſhall be yearly and every Year elected and choſen by the next Court of Lord Mayor and Aldermen, to be held after the ſaid tenth Day of *June*, out of the ſix Wardens of the ſaid Company, for the time being, to be nominated by the ſaid Court of Aſſiſtants, one fit Perſon to be a Maſter of the ſaid Art or Myſtery of Fiſhermen; and alſo out of twelve Aſſiſtants to be nominated, as aforeſaid, ſix fit Perſons to be Wardens of the ſaid Art or Myſtery, (whereof the Water Bailiff of the City of *London*, for the Time being, ſhall be one) and in like Manner out of ſixty of the Commonalty to be nominated, as aforeſaid, thirty fit Perſons to be Aſſiſtants of the ſaid Company; which ſaid Maſter, Wardens, and Aſſiſtants, or any ſixteen of them, together with three of the ſaid Wardens, ſhall be, and are hereby conſtituted the Court of Aſſiſtants of the ſaid Company, for the time being, and ſhall meet and aſſemble together, from time to time, on the firſt *Thurſday* in every Calendar Month in the Year, in the Hall of the ſaid Company, in order to form the ſaid Court of Aſſiſtants, and keep the ſame, for regulating and reforming Abuſes committed in the ſaid Fiſhery, and for the due ordering and Governance of the ſaid Company; to the holding of which Court the ſaid Water Bailiff ſhall be always duly ſummoned to attend; and the ſaid Court of Aſſiſtants, or the major Part of them preſent, ſhall, from time to time, call before them all and every ſuch Perſon and Perſons as ſhall uſe to fiſh or drudge within the Limits of the ſaid Fiſhery as common Fiſhermen or Drudgermen, and cauſe every ſuch Perſon and Perſons, being duly qualified, or having ſerved on board her Majeſty's Navy for the Space of two Years, to have his or their Name or Names entred and regiſtred in a Book or Books to be kept by the ſaid Court of Aſſiſtants for that Purpoſe, together with his and their reſpective Places of Abode, and the Name of every Apprentice or Servant belonging to him or them, in uſing the Trade of fiſhing or drudging within the ſaid Limits; and ſhall likewiſe cauſe ſome Mark of Diſtinction, by Figure or otherwiſe, to be placed on every Boat, Veſſel, and Craft, which ſhall, after the ſaid tenth Day of *June*, be uſed in fiſhing or drudging within the Limits aforeſaid; which ſaid Figure

After 10 June 1711. the Court of Aſſiſtants of the Fiſhermens Company may make By-Laws, to be approved by the Court of Aldermen of London, who ſhall chuſe yearly out of the 6 Wardens of the ſaid Company, a Maſter of the Art of Fiſhermen; and out of the 12 Aſſiſtants 6 Wardens (the Water Bailiff of London to be one) and 30 Aſſiſtants. The Maſter, &c. conſtituted the Court of Aſſiſtants, who ſhall meet the firſt Thurſday in every Month, to regulate Abuſes, &c. They ſhall ſummon the Fiſhermen, and cauſe their Names to be regiſtred, &c. ſhall cauſe Marks to be put on every Boat.

or Mark of Diſtinction ſhall not be changed, altered, or defaced, to the end, that from time to time, and at all Times hereafter, every ſuch Perſon and Perſons, Apprentice, and Servant, as ſhall offend, contrary to the Meaning of this Act, may the better be detected, and that her Majeſty, her Heirs and Succeſſors, may the better be enabled to know what Number of able-bodied Seamen the ſaid Company can furniſh for publick Service; and that every Perſon and Perſons being duly ſummoned by the Direction of the ſaid Court of Aſſiſtants, to be and appear before them, in order to be entred and ſerve on board her Majeſty's Navy, who ſhall, without lawful Cauſe, refuſe or neglect to appear, according to the Tenor of ſuch Summons, ſhall be ſent on board her Majeſty's Navy, and be diſabled from fiſhing on the ſaid River of *Thames* for the Space of two Years.

Every Perſon ſummoned, &c. and refuſing to appear, ſhall be ſent on board the Fleet, and diſabled from fiſhing for 2 Years.

No Spawn, &c. to be killed, &c.

II. And be it enacted by the Authority aforeſaid, That no Perſon or Perſons whatſoever ſhall, from and after the ſaid tenth Day of *June*, wilfully kill, or expoſe to Sale, any Spawn, Fry, or Brood of Fiſh, or Spatt of Oyſters, or any unſizable, ſmall, or unwholſome Fiſh, or catch, kill, or deſtroy any Fiſh out of Seaſon, or expoſe ſuch Fiſh to Sale, or wilfully or knowingly buy, harbour, receive, or uſe as Food for Hogs, or otherwiſe, any ſuch Spawn, Fry, Brood of Fiſh, or Spatt of Oyſters, unſizable, ſmall, or unwholſome Fiſh, or any Fiſh caught out of Seaſon, on Pain of being puniſhed as herein after is mentioned; and that Salmon Fiſh, which are become very ſcarce by deſtroying great Quantities of Salmon, and Salmon-kind Fiſh, betwixt the twenty-fourth Day of *Auguſt* and the eleventh Day of *November* in every Year, when they are out of Seaſon, or ſpawning, may become very plentiful and common in the ſaid Fiſhery, as they were formerly, no Perſon or Perſons whatſoever ſhall preſume to fiſh for, or take and wilfully kill, hurt, or deſtroy any Salmon, or Salmon-kind Fiſh within the ſaid Limits, at any Time or Times betwixt the ſaid twenty-fourth Day of *Auguſt* and the ſaid eleventh Day of *November* in any Year, from and after the ſaid tenth Day of *June*; and that it ſhall and may be lawful for the ſaid Lord Mayor, upon Application to him by the ſaid Court of Aſſiſtants, to order and direct any Number of Stakes to be driven and fixed in any Place within the ſaid River, betwixt the *London* Mark Stone above *Stains* Bridge and *London* Bridge, as by him and them ſhall be thought moſt convenient for preſerving the Fry, Spawn, and Brood of Fiſh, ſo as the ſame be no ways prejudicial to the Navigation of the ſaid River; and that no Perſon or Perſons whatſoever ſhall preſume, without lawful Authority, to remove, looſen, or pluck up the ſame, on Pain of being puniſhed as herein after is mentioned.

nor Fiſh caught out of Seaſon.

No Salmon to be taken between 24 Aug. and 11 Nov.

The Lord Mayor, &c. may order Stakes to be fixed in the River, to preſerve the Fry.

III. And to the Intent the Publick may be ſerved with Fiſh cheap, and at the firſt Hand, and for a more ſpeedy Way to puniſh Offenders, who daily regrate great Quantities of unſizable and unſeaſonable, as alſo other Fiſh, in and at the Market of *Billingſgate*; Be it therefore enacted by the Authority aforeſaid, That no Fiſh ſhall be ſold more than once within the ſaid Market, or within one hundred and fifty Yards of *Billingſgate* Dock, to which all Sorts of Fiſh are uſually imported; nor ſhall any Perſon or Perſons, other than free Fiſhmongers, in their Houſes and Shops, ſituate and being within the Diſtance of the ſaid one hundred and fifty Yards of the ſaid Dock, and not in the Market of *Billingſgate* aforeſaid, and other than Fiſhermen, or the firſt Importers of, or Perſons bringing up ſuch Fiſh to the ſaid Market, their Wives, Apprentices, Factors, or Servants, for the time being, actually hired for that Purpoſe, preſume to ſell, or expoſe to Sale, any Manner of Fiſh whatſoever in or at the ſaid Market, or within one hundred and fifty Yards of the ſaid Dock, after the ſaid tenth Day of *June*, on Pain of being puniſhed as herein after is mentioned.

No Fiſh ſhall be ſold more than once within Billingſgate Market, &c. and none to ſell Fiſh in the ſaid Market, except free Fiſhmongers, Fiſhermen, &c.

The Court of Aſſiſtants to pay 30 l. per Ann. to the Water Bailiff.

IV. And be it enacted by the Authority aforeſaid, That the ſaid Court of Aſſiſtants ſhall yearly and every Year, by even and equal Portions, on the Feaſt Days of *Eaſter* and *Michaelmas*, pay or cauſe to be paid unto the ſaid Water Bailiff, or his Aſſigns, the Sum of thirty Pounds, free from all Taxes and other Incumbrances, in Lieu and Satisfaction of ſuch ancient Fees as were due to him, and which will be diminiſhed or taken away, by virtue of this Act, except the granting Licences for taking Fiſh in their ſeveral Seaſons, according to Cuſtom, the Benefit whereof is hereby intended to be continued and ſaved unto the ſaid Water Bailiff for the time being, over and above the ſaid Sum of thirty Pounds *per Annum*.

No Fiſh to be ſold in the ſaid Market, &c. before 3 in the Morning from Lady Day to Michaelmas, and 5 from Michaelmas to Lady Day.

V. And for the further preventing foreſtalling, regrating, and engroſſing Fiſh, at unſeaſonable Hours, in the Market of *Billingſgate*; Be it further enacted by the Authority aforeſaid, That no Fiſh whatſoever ſhall be ſold or expoſed to Sale, on board or on ſhore, (within the Limits of the ſaid Market, or within one hundred and fifty Yards of the ſaid Dock, as aforeſaid) by any Perſon or Perſons whatſoever, before the Hours of Three a Clock in the Morning from *Lady Day* to *Michaelmas*, and before the Hours of Five a Clock in the Morning from *Michaelmas* to *Lady Day*, and ſo annually; and that the proper Officer do ring the Bell appointed for that Purpoſe, at the Time and Place aforeſaid, under the Penalties to be inflicted by this Act.

The Lord Mayor, &c. ſhall have Power to determine Complaints,

and impoſe a Fine on Offenders, not above 10 l. nor leſs than 5 s. to be levied by Diſtreſs, unleſs paid immediately, or Security given to abide the Order of the ſaid

VI. And be it further enacted by the Authority aforeſaid, That the Lord Mayor and Aldermen of the City of *London*, or any one of them, for all Offences committed within the Juriſdiction of the ſaid Lord Mayor, as Conſervator of the ſaid River of *Thames*, and the Juſtices of the Peace of the reſpective Counties, or any one of them, for all Offences committed in the ſaid Limits, and out of the Juriſdiction of the ſaid Conſervator, ſhall have full Power, upon View, or upon Complaint made to them, or any one of them, to examine, hear and determine, by the Oath of any Perſon, or by Confeſſion of the Party offending, all Complaints and Offences committed againſt the Intent of this Act, and upon Conviction of ſuch Offender, to impoſe a Fine upon him or her, proportionable to the Offence ſo committed, not exceeding the Sum of ten Pounds, nor leſs than the Sum of five Shillings, to be levied by Diſtreſs, or otherwiſe, on ſuch Offender's Goods and Chattels, at the Diſcretion of the ſaid Lord Mayor, Aldermen, or Juſtices, or any one of them, unleſs ſuch Offender ſhall immediately pay ſuch Fine, or give good and ſufficient Security to ſuch Magiſtrate or Magiſtrates before whom he or ſhe ſhall be ſo convicted, to ſtand to and abide ſuch Order as ſhall be made by the Court of Conſervancy, held by the ſaid Lord Mayor, as Conſervator, as aforeſaid, upon ſuch Conviction as ſhall be made by the ſaid Lord Mayor and Aldermen, or any one of them, or at the General Quarter-Seſſions, by the Juſtices of the Peace holding the ſame, upon any ſuch

Conviction

Conviction made before them, or any one of them, in case the Offender shall think fit to appeal to the said Court of Conservancy, or to the said Quarter-Sessions; and in case no Distress or Distresses can be found, the Offender or Offenders shall be sent to the House of Correction, there to remain without Bail or Mainprize, and to be kept to hard Labour, for any Time not exceeding two Months; and that all and singular the Forfeitures and Penalties arising by this present Act, for any Offences contrary thereunto, committed within the Jurisdiction of the said Conservator, shall, from time to time, be paid, the one Moiety to the Informer, the other Moiety unto the said Lord Mayor, as Conservator of the said River of *Thames*; and that all the Forfeitures and Penalties arising by this present Act, for any Offences contrary thereunto, committed out of the Jurisdiction of the said Conservator, shall, from time to time, be paid, the one Moiety to the Poor of the Parish where such Offence shall be committed, and the other Moiety to such Person who shall prosecute the said Offender.

Court of Conservancy, &c. if no Distress, the Offender to be sent to the House of Correction for 2 Months.

How the Forfeitures shall be applied.

VII. Saving always to the Queen's most Excellent Majesty, her heirs and Successors, and all Bodies Politick or Corporate, and to the High Court of Admiralty, and the Court of Conservancy, and all other Courts and Persons, all Fines, Forfeitures, Penalties, Amerciaments, and Wreck of Sea, which of Right have been reserved, and become due and payable to the said Courts and Persons respectively, for and in respect of the said Fishery or Drudging, or otherwise, and all Rights, Titles, Estates, Jurisdictions, Privileges, Franchises, or Demands whatsoever, in as full and ample Manner as the same were or have been before the making of this Act.

Saving to the Crown, &c. all Fines, Forfeitures, &c.

VIII. Provided always, and be it enacted by the Authority aforesaid, That this Act, or any thing herein contained, shall not extend, or be construed to extend, to prejudice or derogate from the Rights, Privileges, or Authorities of the City of *London*, exercised by the Lord Mayor of the said City for the time being, as Conservator of the said River of *Thames* and Waters of *Medway*, or elsewhere, or any of the Rights of the Admiralties or Vice-Admiralties of *Kent* or *Essex*, or the Piscaries or Fishings belonging or appertaining to the said City of *London*, or any other City or Town Corporate, or any Lords of Manors, Proprietors, Owners, or Occupiers of any Rivers, Creeks, Streams, or Fisheries, adjacent to, or within any Part of the said Limits, or to the Rights of any other Person or Persons within the Limits aforesaid.

This Act shall not prejudice the Rights, &c. of London, nor of the Admiralties of Kent or Essex, &c. nor of any Lords of Manors, &c.

IX. Provided always, That nothing in this Act contained shall extend, or be construed to extend, to any Fishermen or Drudgermen, who now do, or shall hereafter inhabit or dwell in any of the Cinque Ports, or their Members, or in the City of *Rochester*, or Towns or Places of *Strood*, *Chatham*, *Finsbury*, *Gillingham*, *Milton*, *Queenborough*, *Feversham*, *Whitstaple*, or the Places adjacent; but that such Fishermen and Drudgermen shall and may use and exercise their Trades of Fishing and Drudging, and Selling, in as full and ample a Manner as they have heretofore lawfully done, to all Intents and Purposes as if this Act had never been made.

Nor shall it extend to Fishermen who dwell in the Cinque Ports, Rochester, &c.

X. And be it further enacted by the Authority aforesaid, That this Act shall be deemed and taken to be, and is hereby declared to be a Publick Act of Parliament, of which all Judges, Justices, and other Persons are to take Notice; and in case any Action, Bill, Plaint, Suit, or Information shall be commenced or prosecuted against any Person or Persons for what he or they shall do in pursuance, or by virtue of this Act, such Person or Persons shall and may plead the General Issue, and give this Act, and the Special Matter in Evidence; and the Defendant or Defendants shall, in case the Plaintiff be nonsuited, or discontinue his Action, or that a Judgment upon a Demurrer, or a Verdict pass against the Plaintiff, recover his or their full Costs of Suit, for which the said Defendant or Defendants shall have the like Remedy as in such Cases where Costs by the Laws of this Realm are given to Defendants.

It shall be taken as a Publick Act; and if an Action, &c. be brought, the Defendant may plead the General Issue &c. and shall recover full Costs.

XI. Saving also unto *Margaret Cage*, Widow, her Executors, Administrators, and Assigns, out of all Monies arising to the said Company by this Act, and the other Profits and Income of the said Company, one Annuity granted unto her, under the Common Seal of the said Company, for her Life, and all Arrears thereof, with Interest.

Saving to Margaret Cage her Annuity for Life.

Further Provisions concerning the Fishery, 1 *Geo.* 1. *stat.* 2. *c.* 18. 5 *Geo.* 1. *c.* 18. 2 *Geo.* 2. *c.* 19. 9 *Geo.* 2. *c.* 33. 22 *Geo.* 2. *c.* 49. 23 *Geo.* 2. *c.* 24 & 26. 26 *Geo.* 2. *c.* 9. 28 *Geo.* 2. *c.* 14. 29 *Geo.* 2. *c.* 23 & 39. 30 *Geo.* 2. *c.* 21 & 30. 33 *Geo.* 2. *c.* 27.

CAP. XXVII.

An Act for the Encouragement of the Trade to *America*.

EXP.

'WHEREAS by an Act of Parliament made in the sixth Year of her Majesty's Reign, intituled, *An Act for the Encouragement of the Trade to* America; it is, among other Things, enacted, That the Flag-Officers, Commanders, and other Officers and Seamen of any Ship or Vessel of War in her Majesty's Pay or Service, and the Owner or Owners of any Private Ship of War, authorized and appointed by Commission or Commissions according to the said Act, during the present War, to attack, surprize, seize, and take any Ship, or other Private Ship or Ships of War, or Vessels, Goods, Ammunition, Arms, Stores of War, or Merchandizes, belonging to, or possessed by any of her Majesty's Enemies, in any Sea, Creek, Haven, or River in *America*, (except as therein is excepted) shall have the sole Interest and Property of and in all and every such Ship, Vessel, Goods, and Merchandizes, being first adjudged lawful Prize, in any of her Majesty's Courts of Admiralty, and subject to the Customs and Duties payable to her Majesty, as if the same had been first imported to any Part of *Great Britain*, and from thence exported, for and in respect of all such Goods and Merchandizes, to be divided and disposed of as in the said Act is directed; in pursuance of which Act several Bonds and other Securities have been given for the Payment of such Customs and Duties for Prize Goods and Merchandizes taken in *America*, and adjudged to be lawful Prize; but by Experience it is found that the subjecting such Prize Goods and Merchandizes taken in *America*, to such Customs and Duties, as if the same had been imported into any Part of *Great Britain*, and from thence exported, hath been very prejudicial to her Majesty's Plantations and

6 Annæ, c. 37.

'Colonies, and hath, in a great Measure, prevented the Importation thereof into those Plantations and 'Colonies;' Be it therefore enacted, &c.

"After 1 *June* 1711. all Prize Goods, &c. taken in *America*, shall be liable to Duties. See 10 Annæ, "c. 22. *and* 10 *Ann.* c. 26. § 113."

'II. And whereas several Bonds and other Securities have been obtained at *Jamaica*, for the Payment of 'Duties chargeable by virtue of the said Clause in the Act of the sixth Year of her Majesty's Reign, upon 'Cocoa, Sugars, Indico, Snuff, Tobacco, Piemento, and other Commodities of the Growth of *America*, 'which are usually afterwards imported into this Kingdom, and pay the full Duties here; and also for 'Wines and Brandies which are seldom sent from *Great Britain*, which may reasonably be discharged of the 'said *British* Duties, because the said several Commodities are, upon their Importation into *Jamaica*, liable 'to pay large Customs towards the Support of that Government;' Be it therefore, &c.

"All Bonds, &c. at *Jamaica*, to which Captors are liable for Duties on Cocoa, Sugar, &c. shall not be "prosecuted till the End of the next Sessions of Parliament. The Tenor, &c. of the said Bonds, &c. "to be certified to the Commissioners of the Customs in *England*, who shall make Report thereof to the "Commons in next Parliament. All Prize Goods imported into *Great Britain*, made liable to the same "Duties as if they had not been Prize."

Concerning Plantations, see farther 4 *Geo.* 1. c. 11. 8 *Geo.* 1. c. 12 & 15. 13 *Geo.* 1. c. 5. 3 *Geo.* 2. c. 12 & 28. 4 *Geo.* 2. c. 15. 5 *Geo.* 2. c. 7 & 9. 6 *Geo.* c. 13. 8 *Geo.* 2. c. 19. 12 *Geo.* 2. c. 30. 15 *Geo.* 2. c. 31 & 33. 24 *Geo.* 2. c. 51 & 53. 29 *Geo.* 2. c. 5 & 35. 30 *Geo.* 2. c. 9.

CAP. XXVIII.

An Act to dissolve the present, and prevent the future Combination of Coal-Owners, Lightermen, Masters of Ships, and others, to advance the Price of Coals, in Prejudice of the Navigation, Trade, and Manufactures of this Kingdom, and for the further Encouragement of the Coal-Trade.

9 *H.* 5. *stat.* 1. c. 10. 16 & 17 *Car.* 2. c. 2. 30 *Car.* 2. c. 8. 6 & 7 *W.* 3. c. 18. 9 & 10 *W.* 3. c. 13. 10 & 11 *W.* 3. c. 21. 8 *Ann.* c. 4. 9 *Ann.* c. 6 & 22.

'WHEREAS the Cities of *London* and *Westminster*, and other Places, are chiefly supplied with 'Coals brought by Sea from the Counties of *Durham*, *Northumberland*, and Town and County of '*Newcastle* upon *Tine*, and the having the same at cheap and reasonable Prices, tends greatly to the Im-'provement of the Manufactures and Increase of the Trade and Navigation of this Kingdom, by breeding 'and employing many thousands of skilful Mariners for the Service of her Majesty, and Defence of the 'Realm, and to the Relief of the Poor; and for that End, and for the better advancing of the Duties upon 'Coals granted to her Majesty for the carrying on the present War against the Common Enemy, it is ne-'cessary the same should not be monopolized, but that the Coal Trade should be free and open, and that 'all Prejudices, Hindrances, and Obstructions, that may any ways affect the said Trade, should be re-'moved, prevented, and hindred;' Be it therefore enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in Parliament assembled, and by the Authority of the same, That all and every Contract or Contracts, Covenants or Agreements, whether the same be in Writing or not in Writing, and whether heretofore made or entred into, or hereafter to be made or entered into, by or between any Coal-Owners, Lightermen, Fitters, Masters, or Owners of Ships or Vessels, Crimps, Coal Factors, or other Person or Persons whatsoever concerned in the said Coal Trade, for engrossing Coals, or for restraining or hindring any Person or Persons whomsoever from freely selling, buying, loading or unloading, navigating or disposing of Coals, in such Manner as they lawfully may, shall be, and are hereby declared to be illegal, null, and void, to all Intents and Purposes:

Contracts between Coal Owners, &c. for engrossing Coals, &c. illegal.

Penalty on Coal Owners, &c. after 1 *June* 1711. *keeping up such Contracts, &c.*

And further, that if any Coal Owners, Lightermen, Fitters, Masters, or Owners of Ships or Vessels, Crimps, Coal Factors, or any other Person or Persons whatsoever, shall, at any Time or Times, from and after the first Day of *June* one thousand seven hundred and eleven, keep up, continue, act in, make, enter into, sign, seal, or be knowingly interested or concerned in any Contract or Contracts, Covenants or Agreements, before by this Act declared to be illegal, null, and void, or shall erect or keep up any Office or Offices, Chamber or Chambers, or other Place or Places for the Management of such Contract or Contracts, Covenants or Agreements, as Party or Parties to, or knowingly interested in the same, or shall any ways act or officiate therein, as Officer, Clerk, Agent, or Servant to or for the Persons so contracting, agreeing, or acting, contrary to the true Intent and Meaning of this Act, the Person or Persons so offending shall, for every such Offence, forfeit and pay as follows; that is to say, every Coal Owner or Owners, or Proprietor of or in any Pit or Mine, Pits or Mines of Coal, the Sum of one hundred Pounds; and every Fitter, whether acting by himself, his Agent or Servant, the Sum of fifty Pounds; and every Master or Owner of any Ship or Vessel, the Sum of twenty Pounds; and every Officer, Clerk, Agent, or Servant, as aforesaid, the Sum of twenty Pounds.

Fitters Certificates to the Ship Master,

II. And for the further Encouragement of the said Coal Trade, and for preventing of Frauds and Abuses therein; Be it further enacted by the Authority aforesaid, That every Fitter or other Person, vending or delivering Coals, or some or one of them, shall give a full, true, and ample Certificate or Certificates to each and every Ship Master every Voyage, signed by his or their Hand Writing, containing the Day of the Month, and Year of such Loading, the Masters and Ships Names, and the exact Quantity, and the usual Names of the several and respective Collieries out of which the said Coals are and shall be wrought and gotten, and the Price paid by the Master or Masters for each and every Sort of Coals that each and every Fitter or other Person, vending or delivering Coals, as aforesaid, his or their Agent or Servant, hath sold and loaded on board each and every Ship or Vessel; which said Certificate or Certificates shall, upon the

Arrival of the ſaid Ship at the Port of *London*, or any other Delivering Port, be regiſtred, if delivered in the Port of *London*, at the Cocquet Office, always kept and appointed by the Lord Mayor of *London*, for the time being; and if delivered in any other Delivering Port, then at the Cuſtom-houſe, with the Keeper of the Cocquets there, for regiſtring whereof no more than ſix Pence ſhall be paid; to which ſaid Regiſter any Perſon or Perſons ſhall and may have Recourſe to ſee and examine without Fee or Reward: And in caſe any Perſon or Perſons omit or refuſe to give ſuch Certificate or Certificates, as aforeſaid, or ſhall give or make any falſe Certificate or Certificates, or any Maſter or Maſters of any Ship or Veſſel ſhall knowingly give in any falſe Certificate or Certificates to be regiſtred, or ſhall not, within forty-eight Hours after Entry of his Ship at the Cuſtom-houſe of *London*, or other Delivering Port, give in his or their Certificate or Certificates to be regiſtred in Manner aforeſaid; or if the Perſon or Perſons who ought to regiſter, file, or enter ſuch Certificate or Certificates, or his or their Clerk or Deputy, officiating in ſuch Office or Offices, ſhall neglect to regiſter the ſame for the Space of four and twenty Hours after the delivering ſuch Certificate or Certificates into ſuch Office or Offices, or ſhall make a falſe Entry of ſuch Certificate or Certificates, or refuſe to ſhew and produce ſuch Certificate and Certificates, and Regiſter thereof, to any Perſon or Perſons, coming at the uſual Office-hours to ſee and inſpect the ſame; every Perſon ſo offending ſhall, for every ſuch Offence, forfeit and pay the Sum of ten Pounds.

to be regiſtred at the Cocquet Office in London, or with the Keepers of Cocquets in other Ports.

Refuſing to give Certificate, &c.

or not regiſtring, &c. forfeits 10 l.

'III. And whereas ſeveral Lightermen, Maſters of Ships, Crimps, Coal Factors, or other Perſons dealing or being concerned in the Coal Trade, in the Port of *London*, or other Ports, have received Salaries, Gratuities, Rewards, or Sums of Money, either by the Year or Chalder, or otherwiſe, from the Coal Owners, Fitters, or Maſters of Ships, in the Port of *London*, or elſewhere, to the Diſcouragement of the ſaid Coal Trade;' For Remedy whereof, be it further enacted by the Authority aforeſaid, That if any Lighterman or Lightermen, Maſter or Maſters of Ships, Crimp, Coal Factor, or other Perſon or Perſons, buying or ſelling, or dealing in Coals, or otherwiſe concerned in the Coal Trade, by him or themſelves, his or their Agent or Servant, or any other Perſon or Perſons, ſhall, at any Time or Times, from and after the firſt Day of *June* aforeſaid, receive or take, for the Uſe or Benefit of ſuch Lighterman or Lightermen, Maſter or Maſters of Ships, Crimp, Coal Factor, or other Perſon or Perſons, any Salary, Gratuity, Reward, Allowance, Sum or Sums of Money, from any Coal Owner, Fitter, Maſter of Ships, or other Perſon or Perſons whatſoever, for contracting, buying, vending, ſelling, or diſpoſing of any particular Sorts of Coals, in Preference of any other Sorts of Coals, or for the Loading of any Ship or Veſſel, or for the Diſpatch, Delivery, or Diſpoſal of the Coals from on board of any Ship or Ships, or Veſſels, before other Ship or Ships, or Veſſels, or ſhall knowingly ſell one Sort of Coals for and as a Sort which they really are not; every Perſon offending ſhall, for every ſuch Offence, forfeit and pay the Sum of fifty Pounds.

Lightermen, &c. receiving Salaries from Coal Owners, &c. forfeit 50 l.

Five hundred Pounds are forfeited, over and above the Penalty hereby inflicted. 3 Geo. 2. c. 26. §. 4.

IV. And for the better Diſcovery of all or any the Offences in this Act mentioned; Be it enacted by the Authority aforeſaid, That any Perſon that ſhall be guilty of any the ſaid Offences, and ſhall, within three Months after the Offence committed, make Diſcovery of any Coal Owner or Owners, or Proprietor of any Coal Pit or Pits, or of any Fitter, their Officer, Clerk, Agent or Servant, or of any Maſter or Owner of any Ship or Veſſel, or of any Lighterman, Crimp, Coal Factor, or other Perſon concerned in the Coal Trade, ſo as he or they ſhall be convicted of any of the ſaid Offences, ſuch Diſcoverer ſhall be diſcharged of and from the Penalties and Forfeitures for ſuch Offences, and ſhall receive the ſame Benefit and Advantage as any other Perſon or Perſons ſhall be entitled unto, by virtue of this Act, for ſuch Diſcovery or Information.

Offender diſcovering, indemnified, and rewarded.

V. And be it further enacted, That if any Number of Ships, being loaden with Coals, and bound for the Port of *London*, or any other Port where the ſaid Coals ſhall be delivered, exceeding fifty in the Whole, ſhall, after they are loaden, continue in the Port of *Newcaſtle*, or in any other Port or Place between *Newcaſtle* and *London*, above the Space of ſeven Days, unleſs they ſhall be unloaden in ſuch Port or Place, or prevented by Wind and Weather, or for Want of neceſſary Repairs, Convoy, or ſome other unavoidable Cauſe, every Maſter of every Ship, ſo continuing, ſhall, for every ſuch Offence, forfeit and pay the Sum of fifty Pounds.

Above fifty Coal Ships, continuing in Port 7 Days, Maſters forfeit 50 l. each.

'VI. And whereas the exporting Coals to Parts beyond the Seas, in *Britiſh* Ships, tends very much to the Improvement and Increaſe of the *Britiſh* Navigation;' To the End therefore that all reaſonable Encouragement may be given to ſuch Exportation; Be it further enacted by the Authority aforeſaid, That any Ship Maſter, whoſe Ship is loaden with Coals only, and has entred into Bond to deliver the ſaid Coals in ſome Port of *Great Britain*, may, upon producing his Coaſt Cocquet, and making Oath of the true Quantity of Coals aboard his Ship (ſuch Quantity not being leſs than is expreſſed in the ſaid Cocquet) before the proper Officer of the Cuſtoms, in any Port of *Great Britain*, pay the Cuſtom or Over-Sea Duty for ſuch Coals, and ſhall, on ſuch Payment, receive a Certificate, ſigned and ſealed by the Cuſtomer and Comptroller of ſuch Port, for ſuch Duty ſo paid; which Certificate, being given into the Cuſtom-Houſe of the Port where ſuch Coals were laid on board, ſhall diſcharge the Coaſt Bond given by ſuch Ship Maſter, in the ſame Manner as if the ſaid Coals had been landed in ſome Port of *Great Britain*.

Ship Maſter, paying Over-Sea Duties for Coals, to have Coaſt Bond diſcharged.

'VII. And whereas ſeveral Perſons acting as Crimps, Huſbands, Agents, or Factors for Maſters of Ships importing Coals into the Port of *London*, under Colour of ſuch their Employments, do often fraudulently vend the Coals intruſted to them by the ſaid Ship Maſters, as aforeſaid, to their own Agents, Partners, Servants, or other Perſons, for their own Uſe and Benefit, and at Rates below the Market Price, and when ſo ſold do again greatly advance the Rates thereof, to the Prejudice and Diſcouragement of the ſaid Ship Maſters, and great Oppreſſion and Hindrance of the Manufacturers, and other Conſumers of Coals;' For Remedy whereof, and preventing the like Miſchief for the future; Be it further enacted by the Authority aforeſaid, That if any Perſon or Perſons, acting as Crimp, Huſband, Agent, or Factor for any Ship Maſter importing Coals into the ſaid Port of *London*, ſhall, from and after the ſaid firſt Day of *June*, vend or ſell to his or their own Agents, Partners, or Servants, or to any other Perſon or Perſons whomſoever, in Truſt for him or them, or for his or their own Uſe or Benefit, the Coals, or any Part thereof

Crimps, &c. vending Coals to their own Agents, in Truſt for themſelves, forfeit 50 l.

thereof intrusted by any Ship Master to him or them so to be sold, as aforesaid, every Person so offending shall, for every such Offence, forfeit and pay the Sum of fifty Pounds.

Fitters, &c. laying Coals aboard Keels not gauged, forfeit 10l.

VIII. And for preventing the great Abuses to her Majesty in her Customs and Revenue, by the secret Practices between the Fitter, or Person laying Coals on board the Ships, and the Ship Masters, by laying the said Coals on board in Keels and Vessels not admeasured, gauged, and marked, according to Law; Be it therefore enacted by the Authority aforesaid, That every Fitter, or other Person laying, loading, or putting Coals on board any Ship, or other Vessel, in the Port of *Newcastle* upon *Tine*, *Sunderland* upon the River *Ware*, *Cullecoats*, *Seaton Sluice*, *Blythe Nooke*, or any other the Members, Havens, Creeks and Places whatsoever, to the said Port of *Newcastle* belonging, or in any wise appertaining, by or in any Keel, Cart, Wain, or other Vessel, not admeasured, gauged, and marked, according to the Law in that Case made and provided, shall forfeit and pay for every such Offence the Sum of ten Pounds.

Colliers not to employ other Mens Servants,

IX. And for the better carrying on of the said Coal Trade; Be it enacted by the Authority aforesaid, That no Coal Owner of any Collieries or Coal Mines, within the Counties of *Northumberland*, *Durham*, or Town and County of *Newcastle* upon *Tine*, or his or their Overman or Overmen, Staithman, Fitter, or Agent, shall knowingly employ or set at Work any Overman, Under-Overman, Pitman, Sinker, Carriage Man, Waggon Driver, Skipper, Keelman, Labourer, Wright, or other Person or Persons, who are or shall be retained, hired, or agreed with, and actually employed in the said Coal Trade by any other Coal Owner (of any Collieries or Coal Mines, lying or being within the Counties aforesaid, or any of them) or his or their Overman, Staithman, Fitter, or Agent, during the Time he shall be employed under such Retainer, Hiring, or Agreement, and his Wages duly paid, or knowingly keep or employ such Person or Persons, upon Pain and Penalty, for every six Days he or they shall keep or employ such Person or Persons, to forfeit and pay for every such Offence the Sum of five Pounds.

Unless Wages not paid in 14 Days.

X. Provided, That any Persons who shall be retained, hired, or agreed with, as aforesaid, and shall not be paid their Wages within fourteen Days after the same shall become due, may be hired and employed by any other Person or Persons whatsoever.

Penalties how to be distributed, &c.

XI. And be it enacted by the Authority aforesaid, That all and singular the Penalties and Forfeitures in this Act mentioned shall be, one Moiety to her Majesty, her Heirs and Successors, and the other Moiety thereof to him or them that shall sue for the same within the Space of three Months next after the Offence shall be committed, to be recovered with full Costs of Suit by Action of Debt, Bill, Plaint, or Information, in any of her Majesty's Courts of Record at *Westminster*, wherein no Essoin, Protection, or Wager at Law, shall be allowed, or more than one Imparlance given.

Act to continue 3 Years, &c. *Farther Provisions concerning Coals*, 12 *Ann.* *stat.* 2. *c.* 9 & 17. 3 *Geo.* 2. *c.* 26. 4 *Geo.* 2. *c.* 30. 10 *Geo.* 2. *c.* 32. *(which is made perpetual by* 31 *Geo.* 2. *c.* 42.*)* 11 *Geo.* 2. *c.* 15. 23 *Geo.* 2. *c.* 21. 14 *Geo.* 2. *c.* 41. 17 *Geo.* 2. *c.* 35. 19 *Geo.* 2. *c.* 35. 22 *Geo.* 2. *c.* 37. 23 *Geo.* 2. *c.* 26. 32 *Geo.* 2. *c.* 27.

XII. Provided always, and be it enacted by the Authority aforesaid, That this Act shall continue and be in force for three Years, and from thence to the End of the next Session of Parliament, and no longer. [Made perpetual by 1 Geo. 1. stat. 2. c. 26.]

CAP. XXIX.

An Act for raising the Militia for the Year one thousand seven hundred and eleven, although the Month's Pay formerly advanced, be not repaid. EXP.

CAP. XXX.

An Act for reviving and continuing an Act made in the first Year of her Majesty's Reign, for the more effectual preventing Abuses and Frauds of Persons employed in the Working up the Woollen, Linen, Fustian, Cotton, and Iron Manufactures of this Kingdom.

1 Annæ, stat. 2. c. 18.

'WHEREAS an Act of Parliament was made in the first Year of her Majesty's Reign, intituled, *An Act for the more effectual preventing the Abuses and Frauds of Persons employed in the working up the Woollen, Linen, Fustian, Cotton, and Iron Manufactures of this Kingdom*, to continue for the Space of three Years, to commence from the twenty-fourth Day of *June* one thousand seven hundred and three, and from thence to the End of the next Session of Parliament, and no longer: And whereas the said Act is expired, but while in being, was found of good Use, for preventing Abuses and Frauds of Persons employed in making of the said Manufactures;' Be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said Act made in the said first Year of her now Majesty's Reign, and every Article and Clause therein contained, shall be revived, and be in full force, from the first Day of *May*, which shall be in the Year of our Lord one thousand seven hundred and eleven, and from thence be continued and made perpetual.

See the yearly Mutiny Act.

Anno Regni ANNÆ Reginæ decimo.

'AT the Parliament begun and holden at *Westminster* the twenty-fifth Day of *November*, *Anno Dom.* 1710, in the ninth Year of the Reign of our Sovereign Lady *ANNE*, by the Grace of God, of *Great Britain*, *France*, and *Ireland*, Queen, Defender of the Faith, &c. being the first Session of this

'this preſent Parliament. And from thence continued by ſeveral Prorogations, to the ſeventh Day of *December* 1711. * being the ſecond Seſſion of this preſent Parliament.

And further continued by Adjournments till the eighth Day of *July* in the eleventh Year of her Majeſty's Reign.

* 'In the Record is added,'

CAP. I.

An Act for granting an Aid to her Majeſty, to be raiſed by a Land Tax in *Great Britain*, for the Service of the Year one thouſand ſeven hundred and twelve. EXP. [4s. in the Pound.]

CAP. II.

An Act for preſerving the Proteſtant Religion, by better ſecuring the Church of *England*, as by Law eſtabliſhed; and for confirming the Toleration granted to Proteſtant Diſſenters by an Act, intituled, *An Act for exempting their Majeſties Proteſtant Subjects, diſſenting from the Church of* England, *from the Penalties of certain Laws*, and for ſupplying the Defects thereof; and for the further ſecuring the Proteſtant Succeſſion, by requiring the Practicers of the Law in *North Briton* to take the Oaths, and ſubſcribe the Declaration therein mentioned.

'WHEREAS an Act was made in the thirteenth Year of the Reign of the late King CHARLES the Second, intuled, *An Act for the well governing and regulating of Corporations*; and another Act was made in the five and twentieth Year of the Reign of the ſaid late King CHARLES the Second, intituled, *An Act for the preventing Dangers which may happen from Popiſh Recuſants*; both which Acts were made for the Security of the Church of *England*, as by Law eſtabliſhed: Now for the better ſecuring the ſaid Church, and quieting the Minds of her Majeſty's Proteſtant Subjects diſſenting from the Church of *England*, and rendring them ſecure in the Exerciſe of their Religious Worſhip, as alſo for the further ſtrengthening the Proviſion already made for the Security of the Succeſſion to the Crown in the Houſe of *Hanover*;' Be it enacted, *&c.*

13 Car. 2. ſtat. 2. c. 1.
25 Car. 2. c. 2.
This Act repealed to the ſeventh Section, by 5 Geo. 2. c. 4. §. 2.

"After 25 *March* 1712. If any Officer, civil or military, *&c.* who receives any Salary, *&c.* or if any "Magiſtrate of a Corporation, *&c.* who by the Acts of 13 & 25 Car. 2. are obliged to receive the Sacra"ment, ſhall after their Admiſſion into their Office, and during their Office, and during their Continu"ance in it, be preſent at any Conventicle, *&c.* ſuch Perſon ſhall forfeit 40*l.* to be recovered by the Pro"ſecutor. Every Perſon ſo convicted, ſhall be diſabled to hold his Office, *&c.* and incapable of any Im"ployment in *England*, &c. Perſon, after Conviction, conforming to the Church of *England*, for one "Year, *&c.* ſhall be capable of the Grant of any Office. Every ſuch Perſon to make Oath the next "Term after Admiſſion into any Office, or at the Quarter-Seſſion, *&c.* that he hath conformed, *&c.* Oath "to be made of the Offence within 10 Days, and Proſecution within 3 Months, *&c.* This Act ſhall not "vacate any Office of Inheritance, ſo as a ſufficient Deputy be appointed to execute it. REP."

The Toleration granted to Proteſtant Diſſenters by 1 W. & M. ſt. 1. c. 18. confirmed.

VII. And it is hereby further enacted and declared by the Authority aforeſaid, That the Toleration granted to the Proteſtant Diſſenters, by the Act made in the firſt Year of the Reign of King WILLIAM and Queen MARY, intituled, *An Act for exempting their Majeſties Proteſtant Subjects, diſſenting from the Church of* England, *from the Penalties of certain Laws*, ſhall be, and is hereby ratified and confirmed, and that the ſame Act ſhall at all Times be inviolably obſerved for the exempting of ſuch Proteſtant Diſſenters as are thereby intended, from the Pains and Penalties therein mentioned.

If any Diſſenter, (not in Holy Orders, &c.) who would have been entitled to the Benefit of that Act, if he had taken the Oaths, &c. ſhall be proſecuted upon any penal Statute, &c. ſhall during ſuch Proſecution take the Oaths, &c. or being a Quaker ſhall make the Declaration, &c. he ſhall be entitled to the Benefit of the ſaid Act.

'VIII. And for the rendring the ſaid laſt-mentioned Act more effectual, according to the true Intent and 'Meaning thereof;' Be it further enacted and declared by the Authority aforeſaid, That if any Perſon diſſenting from the Church of *England*, (not in Holy Orders, or pretended Holy Orders, or pretending to Holy Orders, nor any Preacher or Teacher of any Congregation) who ſhould have been intitled to the Benefit of the ſaid laſt-mentioned Act, if ſuch Perſon had duly taken, made, and ſubſcribed the Oaths and Declaration, or otherwiſe qualified him or herſelf, as required by the ſaid Act, and now is or ſhall be proſecuted upon or by virtue of any of the penal Statutes, from which proteſtant Diſſenters are exempted by the ſaid Act, ſhall at any Time during ſuch Proſecution, take, make, and ſubſcribe the ſaid Oaths and Declaration, or being of the People called *Quakers*, ſhall make and ſubſcribe the aforeſaid Declaration, and alſo the Declaration of Fidelity, and ſubſcribe the Profeſſion of their Chriſtian Belief, according to the ſaid Act, or before any two of her Majeſty's Juſtices of the Peace (who are hereby required to take and return the ſame to the next Quarter-Seſſions of the Peace, to be there recorded) ſuch Perſon ſhall be, and is hereby entitled to the Benefit of the ſaid Act, as fully and effectually as if ſuch Perſon had duly qualified himſelf within the Time preſcribed by the ſaid Act, and ſhall be thenceforth exempted and diſcharged from all the Penalties and Forfeitures incurred by Force of any the aforeſaid penal Statutes.

A Diſſenting Teacher, qualified according to the ſaid Act, may officiate in any other County

'IX. And whereas it is or may be doubted whether a Preacher or Teacher of any Congregation of diſſenting Proteſtants, duly in all reſpects qualified according to the ſaid Act, be allowed by virtue of the 'ſaid Act, to officiate in any Congregation in any County, other than that in which he ſo qualified 'himſelf, although in a Congregation or Place of Meeting duly certified and regiſtred as is required by the 'ſaid Act;' Be it declared and enacted by the Authority aforeſaid, That any ſuch Preacher or Teacher, ſo duly qualified according to the ſaid Act ſhall be and is hereby allowed to officiate in any Congregation, although the ſame be not in the County wherein he was ſo qualified; provided that the ſaid Congregation, or

than where he was qualified. Such Teacher to produce a Certificate, &c. of his having qualified himself, &c. and shall if required make the Declaration, &c.

or Place of Meeting hath been before such officiating, duly certified and registred or recorded according to the said Act: And such Preacher or Teacher, shall, if required, produce a Certificate of his having so qualified himself, under the Hand of the Clerk of the Peace for the County or Place where he so qualified himself, which Certificate such Clerk of the Peace is hereby required to make; and shall also before any Justice of the Peace of such County or Place where he shall so officiate, make, and subscribe such Declaration, and take such Oaths as are mentioned in the said Act, if thereunto required.

All Advocates, &c. in Scotland, shall take the Oath appointed by 6 Annæ, c. 14. Farther Provisions relating thereto, 10 Annæ, c. 32. §. 2. Refusing, &c. shall be judged uncapable to exercise his Employment.

X. And be it further enacted by the Authority aforesaid, That on or before the fifteenth Day of *June* next, all Advocates, Writers to the Signet, Notaries Publick, and other Members of the College of Justice, within that Part of her Majesty's Kingdom of *Great Britain* called *Scotland*, shall be and are hereby obliged to take and subscribe the Oath appointed by the Act of the sixth Year of her Majesty's Reign, intituled, *An Act for the better Security of her Majesty's Person and Government*, before the Lords of Session of the aforesaid Part of her Majesty's Kingdom; except such of the said Persons who have already taken the same: And if any of the Persons aforesaid do or shall neglect or refuse to take and subscribe the said Oath, as aforesaid, such Person shall be *ipso facto* adjudged incapable, and disabled in Law to have, enjoy, or exercise in any Manner his said Imployment or Practice.

None shall be admitted to the Imployment of Advocate, &c. till he hath taken the said Oath. *See* 1 *Geo.* 1. *c.* 13.

XI. And be it further enacted by the Authority aforesaid, That in all time coming, no Person or Persons shall be admitted to the Imployment of Advocate, Writer to the Signet, Notary Publick, or any Office belonging to the said College of Justice, until he or they have taken and subscribed the aforesaid Oath, in Manner as is above directed.

CAP. III.

An Act for charging and continuing the Duties upon Malt, Mum, Cyder, and Perry, for the Service of the Year one thousand seven hundred and twelve: And for applying Part of the Coinage Duties to pay the Deficiency of the Value of Plate coined; and to pay for the recoining the old Money in *Scotland*. EXP.

CAP. IV.

An Act for settling the Precedence of the most Excellent Princess *Sophia*, Electress and Dutchess Dowager of *Hanover*, of the Elector her Son, and of the Electoral Prince the Duke of *Cambridge*.

'WHEREAS by the Laws and Statutes of this Realm, the Imperial Crown and Dignity of the Kingdoms of *Great Britain*, *France*, and *Ireland*, and the Dominions thereunto belonging, after the Demise and Death of your Majesty, our most gracious Sovereign, whom God long preserve in Health and Prosperity, for the Happiness and Good of your Subjects, and in Default of Issue of your Majesty's Body, is limited to the most Excellent Princess *Sophia*, Electress and Dutchess Dowager of *Hanover*, Grand-daughter of the late King JAMES the First, and the Heirs of her Body, being Protestants; and your Majesty having, out of your great Affection and Regard to the said most Excellent Princess *Sophia*, Electress and Dutchess Dowager of *Hanover*, and the Heirs of her Body, being Protestants, signified your Royal Pleasure to the Lords Spiritual and Temporal in Parliament assembled, to have their Precedence settled by Act of Parliament, in Manner as herein after is mentioned:' We your Majesty's most dutiful and loyal Subjects, the Lords Spiritual and Temporal, and Commons, in Parliament assembled, do most humbly beseech your Majesty, that it may be enacted; and therefore be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That after the Royal Issue of your Majesty's Body, the said most Excellent Princess *Sophia*, Electress and Dutchess Dowager of *Hanover*, the most Serene Elector of *Brunswick Lunenburgh*, her Son and Heir Apparent, the most Noble *George Augustus*, Electoral Prince of *Hanover*, and Duke of *Cambridge*, only Son of the said most Serene Elector, and also the Heirs of the Body of the said most Excellent Princess *Sophia*, Electress and Dutchess Dowager of *Hanover*, being Protestants, in all Places, and upon all Occasions, shall have Rank and Precedence, and take Place, before the Archbishop of *Canterbury*, and all Great Officers, and the Dukes, and all other Peers of these Realms; any Law, Statute, or Custom whatsoever to the contrary notwithstanding.

After the Issue of the Queen's Body, the Princess Sophia, the Elector of Brunswick, the Electoral Prince, and the Heirs of the Body of the Princess Sophia, being Protestants, to have Precedence before the Archbishop of Canterbury, &c.

CAP. V.

An Act to repeal the Act of the seventh Year of her Majesty's Reign, intituled, *An Act for naturalizing Foreign Protestants* (except what relates to the Children of her Majesty's natural-born Subjects born out of her Majesty's Allegiance.)

7 Annæ, c. 5.

'WHEREAS an Act of Parliament was made and passed in the seventh Year of her Majesty's Reign, intituled, *An Act for naturalizing Foreign Protestants:* And whereas divers Mischiefs and Inconveniencies have been found by Experience to follow from the same, to the Discouragement of the natural-born Subjects of this Kingdom, and to the Detriment of the Trade and Wealth thereof;' Be it therefore enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual

Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the before-mentioned Act, and all the Matters and Things therein contained (except ſo much of the ſaid Act by which the Children of all natural-born Subjects born out of the Allegiance of her Majeſty, her Heirs and Succeſſors, are to be deemed, adjudged, and taken to be natural-born Subjects of this Kingdom) ſhall be, and is hereby repealed, annulled, and made void, to all Intents and Purpoſes whatſoever; provided nevertheleſs, That ſuch Repeal ſhall not in any Sort prejudice or impeach the Naturalization of any Perſons who have been or ſhall be naturalized at any Time before the fourth Day of *February* which ſhall be in the Year of our Lord one thouſand ſeven hundred and eleven, purſuant to the Directions of the before-mentioned Act. 4 Geo. 2. c. 21. *which explains the Clauſe in 7 Ann. c. 5.*

Repealed, except the Children of natural-born Subjects, born out of the Queen's Legiance.

This Repeal not to prejudice any Perſons naturalized before 4 Feb. 1711.

CAP. VI.

An Act for explaining and altering the Laws now in Being concerning the Aſſiſes of Fuel, ſo far as they relate to the Aſſiſe of Billet made or to be made of Beech Wood only.

'WHEREAS the ſeveral Laws appointing and directing the Aſſiſe of Fuel and Billet have been taken to extend unto Billets made of Beech Wood: And whereas the Aſſiſe of Billets made of Beech Wood neither have nor can, without very great Loſs and Damage, both to the Owners of Beech Wood, and alſo the Buyers and Conſumers of Beech Fuel and Billet, be obſerved: And whereas ſeveral Doubts have lately ariſen concerning the Forfeiture of the ſaid Beech Billet not made according to the Scantlings by the ſaid Laws directed or appointed for the Aſſiſe of Fuel and Billet, by Reaſon of ſome general Words therein contained;' Be it therefore enacted and declared by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the Laws appointing and directing the Aſſiſe of Fuel and Billet, or any of them, or any thing therein, or in any of them contained, ſhall not nor do any wiſe extend, nor ſhall be conſtrued to extend, unto Billet made or to be made of Beech Wood.

34 & 35 *H.* 8. c. 3. 43 *El.* c. 14. 7 *Ed.* 6. c. 7.

The Laws directing the Aſſiſe of Fuel, &c. not to extend to Billet made of Beech Wood.

II. Provided nevertheleſs, That no Perſon or Perſons whatſoever ſhall ſell Billet made of Beech Wood by Retail, within the Cities of *London* and *Weſtminſter*, or either of them, or the Weekly Bills of Mortality, unleſs the ſame be aſſiſed, cut, or marked, according to the Uſage and Manner of marking of Beech Billet before the Act paſſed the laſt Seſſion of Parliament, intituled, *An Act for making more effectual an Act of the forty-third Year of the Reign of Queen* ELIZABETH, *intituled*, An Act concerning the Aſſiſes of Fuel, *ſo far as it relates to the Aſſiſe of Billet*, or by the Weight of the ſaid Beech Billet, if the Buyers thereof ſhall require the ſame to be ſo weighed.

Beech Wood Billet not to be ſold by Retail in London, &c. unleſs it be aſſiſed, &c. 9 Annæ, c. 15. or ſold by Weight.

CAP. VII.

An Act to prevent the diſturbing thoſe of the Epiſcopal Communion in that Part of *Great Britain* called *Scotland*, in the Exerciſe of their religious Worſhip, and in the Uſe of the Liturgy of the Church of *England*; and for repealing the Act paſſed in the Parliament of *Scotland*, intituled, *An Act againſt irregular Baptiſms and Marriages.*

'WHEREAS ſince the aboliſhing of Epiſcopal Government in *Scotland*, thoſe of the Epiſcopal Perſuaſion there have been frequently diſturbed and interrupted in their religious Aſſemblies, and their Miniſters proſecuted for reading the *Engliſh* Service in their Congregations, and for adminiſtring the Sacraments according to the Form and Manner preſcribed in the Liturgy of the Church of *England*;' Be it therefore enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and the Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That it ſhall be free and lawful for all thoſe of the Epiſcopal Communion in that Part of *Great Britain* called *Scotland*, to meet and aſſemble for the Exerciſe of Divine Worſhip, to be performed after their own Manner by Paſtors ordained by a Proteſtant Biſhop, and who are not eſtabliſhed Miniſters of any Church or Pariſh, and to uſe in their Congregations the Liturgy of the Church of *England*, if they think fit, without any Let, Hindrance, or Diſturbance from any Perſon whatſoever; and all Sheriffs of Shires, Stewards of Stewartries, and Magiſtrates of Boroughs, and Juſtices of the Peace, are hereby ſtrictly required to give all Manner of Protection, Aid, and Aſſiſtance to ſuch Epiſcopal Miniſters, and thoſe of their own Communion, in their Meetings and Aſſemblies for the Worſhip of God, held in any Town or Place, except Pariſh Churches, within the Extent and Juriſdiction of that Part of *Great Britain* called *Scotland*.

It ſhall be free for thoſe of the Epiſcopal Communion in Scotland, to aſſemble for Divine Worſhip after their own Manner, &c.

All Sheriffs, &c. ſhall give their Protection, &c. in their Meetings, except in Pariſh Churches.

II. Provided always, and be it enacted by the Authority aforeſaid, That none ſhall preſume to exerciſe the Function of a Paſtor in the ſaid Epiſcopal Meetings and Congregations, except ſuch as ſhall have received Holy Orders from the Hands of a Proteſtant Biſhop; and that every Perſon who ſhall be called or appointed to be a Paſtor or Miniſter of any Epiſcopal Congregation or Aſſembly, before he take upon him to officiate as Paſtor of the ſaid Congregation, be hereby obliged and required to preſent his Letters of Orders to the Juſtices of Peace, at their General or Quarter Seſſions to be held for the Shire, Stewartry, City, Town or other Place in which the ſaid Epiſcopal Congregation is or ſhall be; and that the ſaid Letters of Orders be there entred on Record by the Regiſter or Clerk of the ſaid Meeting of the Juſtices, for which there ſhall be no greater Fee or Reward taken than the Sum of one Shilling.

None ſhall officiate, but ſuch as have been ordained by a Proteſtant Biſhop; nor till they have preſented their Letters of Orders to the Juſtices, &c. to be regiſtred.

21 Geo. 2. c. 34. §. 13. *And ſee farther* 28 *Geo.* 2. c. 29.

Miniſters of the eſtabliſhed Church, and of the Epiſcopal Congregations to take the Oaths, &c. 6 Annæ, c. 14. Farther Proviſions relating hereto, 10 Annæ, c. 32.

III. And be it further enacted by the Authority aforeſaid, That all Miniſters of the eſtabliſhed Church of *Scotland*, and all and every Perſon and Perſons, who is or are Paſtor or Paſtors, Miniſter or Miniſters of any Epiſcopal Congregation in *Scotland*, ſhall be obliged, and are hereby required, on or before the firſt Day of *Auguſt* next, to come to take and ſubſcribe the following Oaths, in ſuch Manner, and under ſuch Penalties, as all Officers, Civil and Military in *Scotland* are obliged to take the Oath recited in the fourteenth Act of the ſixth Year of her Majeſty's Reign, intituled, *An Act for the better Security of her Majeſty's Perſon and Government*; and that all Miniſters of the eſtabliſhed Church of *Scotland*, hereafter to be admitted into their reſpective Churches or Benefices, and all and every Perſon and Perſons, who ſhall hereafter be Paſtor or Paſtors, Miniſter or Miniſters of any Epiſcopal Congregation, ſhall, before ſuch Admiſſion or Exerciſe of their reſpective Functions, be obliged to take and ſubſcribe likewiſe the following Oaths, in the ſame Manner, and under the ſame Penalties above-mentioned.

The Oaths.

'I *A. B.* do ſincerely promiſe and ſwear, That I will be faithful, and bear true Allegiance to her Majeſty Queen ANNE.'

So help me God.

1 Geo. 1. c. 13. 5 Geo. 1. c. 29. § 3.

'I *A. B* do truly and ſincerely ackowledge, profeſs, teſtify, and declare in my Conſcience, before God and the World, That our Sovereign Lady Queen ANNE is lawful and rightful Queen of this Realm, and of all other her Majeſty's Dominions and Countries thereunto belonging; and I do ſolemnly and ſincerely declare, That I do believe in my Conſcience, the Perſon pretended to be Prince of *Wales*, during the Life of the late King JAMES, and ſince his Deceaſe pretending to be, and taking upon himſelf the Stile and Title of King of *England*, by the Name of JAMES the Third, or of *Scotland*, by the Name of JAMES the Eighth, or the Stile and Title of King of *Great Britain*, hath not any Right or Title whatſoever to the Crown of this Realm, or any other the Dominions thereunto belonging; and I do renounce, refuſe, and abjure any Allegiance or Obedience to him. And I do ſwear, That I will bear Faith and true Allegiance to her Majeſty Queen ANNE, and her will defend, to the utmoſt of my Power, againſt all traiterous Conſpiracies and Attempts whatſoever, which ſhall be made againſt her Perſon, Crown, or Dignity. And I will do my beſt Endeavour to diſcloſe and make known to her Majeſty, and her Succeſſors, all Treaſons and traiterous Conſpiracies which I ſhall know to be againſt her, or any of them. And I do faithfully promiſe, to the utmoſt of my Power, to ſupport, maintain, and defend the Succeſſion of the Crown againſt him the ſaid JAMES, and all other Perſons whatſoever, as the ſame is and ſtands ſettled by an Act, intituled, *An Act declaring the Rights and Liberties of the Subject, and ſettling the Succeſſion of the Crown*, to her preſent Majeſty, and the Heirs of her Body being Proteſtants; and as the ſame, by one other Act, intituled, *An Act for the further Limitation of the Crown, and better ſecuring the Rights and Liberties of the Subject*, is and ſtands ſettled and entailed, after the Deceaſe of her Majeſty, and for Default of Iſſue of her Majeſty, to the Princeſs *Sophia*, Electreſs and Dutcheſs Dowager of *Hanover*, and the Heirs of her Body, being Proteſtants. And all theſe Things I do plainly and ſincerely acknowledge and ſwear, according to theſe expreſs Words by me ſpoken, and according to the plain and common Senſe and Underſtanding of the ſame Words, without any Equivocation, mental Evaſion, or ſecret Reſervation whatſoever. And I do make this Recognition, Acknowledgment, Abjuration, Renunciation, and Promiſe, heartily, willingly, and truly, upon the true Faith of a Chriſtian.

1 W. & W. Seſſ. 2. c. 2. 12 & 13 W. 3. c. 2.

So help me God.

Epiſcopal Meetings to be held with Doors not locked, &c. and Perſons frequenting them not exempted from Tithes, &c.

IV. Provided always, That the Aſſembly of Perſons for religious Worſhip in the Epiſcopal Meetings, be held with Doors not locked, barred, or bolted, during ſuch Aſſembly; and that nothing herein contained ſhall be conſtrued to exempt any of the Perſons frequenting the ſaid Epiſcopal Congregations from paying of Tithes or other Parochial Duties to the Church or Miniſter of the Pariſh to which they belong, and in which they reſide.

The Act made in 1695 repealed; and none ſhall incur any Penalty for reſorting to Epiſcopal Meetings, &c. Epiſcopal Miniſters may preach, &c.

'V. And whereas ſince the Eſtabliſhment of the Preſbyterian Government in *Scotland*, ſome Laws have been made by the Parliament in *Scotland* againſt the Epiſcopal Clergy of that Part of the united Kingdom, and particularly an Act paſſed in the Parliament held in the Year one thouſand ſix hundred ninety-five, intituled, *Act againſt irregular Baptiſms and Marriages*, by which all Epiſcopal Miniſters, who were turned out of their Churches, are prohibited to baptize any Children, or to ſolemnize any Marriage, upon Pain of perpetual Impriſonment or Baniſhment;' Be it therefore enacted by the Authority aforeſaid, That the ſaid Act above-mentioned be hereby repealed and annulled; and that in all Time coming no Perſon or Perſons ſhall incur any Diſability, Forfeiture, or Penalty whatſoever, upon Account of his or their reſorting to the ſaid Epiſcopal Meetings held for the Worſhip of God; and that it ſhall be free and lawful for all the Subjects in that Part of *Great Britain* called *Scotland*, to aſſemble and meet together for Divine Service, without any Diſturbance, and to ſettle their Congregations in what Towns or Places they ſhall think fit to chuſe, except Pariſh Churches, and for the Epiſcopal Miniſters, not only to pray and preach in the Epiſcopal Congregations, but to adminiſter the Sacraments, and marry, without incurring any Pain or Penalty whatſoever; any Law or Statute to the contrary notwithſtanding.

Children chriſtned by Epiſcopal Miniſters, to be regiſtred where the Parents reſide. No Epiſcopal Miniſter ſhall marry any whoſe Bans have not

VI. Provided always, That the Parents who have their Children chriſtened by Epiſcopal Miniſters, be hereby obliged to enter the Birth and Chriſtning of their Children in the Regiſter Books for Chriſtnings belonging to the reſpective Pariſhes in which they live: And provided likewiſe, That no Epiſcopal Miniſter or Miniſters, reſiding within that Part of the United Kingdom called *Scotland*, preſume to marry any Perſons, but thoſe whoſe Bans have been duly publiſhed three ſeveral Lord's Days in the Epiſcopal Congregations which the two Parties frequent, and in the Churches to which they belong as Pariſhioners, by virtue of their Reſidence; and that upon the ſame Pains and Puniſhments as are already inflicted by the Laws of *Scotland* in Caſes of clandeſtine Marriages; and the Miniſters of the Pariſh Churches are hereby obliged

obliged to publiſh the ſaid Bans; and in caſe of Neglect or Refuſal, it ſhall be ſufficient to publiſh the ſaid Bans in any Epiſcopal Congregation alone; any Law, Statute, or Cuſtom to the contrary notwithſtanding. been publiſhed, &c.

VII. Provided always, and it is the true Intent and Meaning of this Act, that all the Laws made againſt Prophaneneſs and Immorality, and for the frequenting of Divine Services on the Lord's Day, commonly called *Sunday*, ſhall be ſtill in Force, and executed againſt all Perſons that offend againſt the ſaid Laws, or ſhall not reſort either to ſome Church, or to ſome Congregation or Aſſembly of Religious Worſhip allowed and permitted by this Act. Miniſters of Churches obliged to publiſh the Bans. All Laws againſt Immorality, &c. ſhall be in Force.

VIII. Provided likewiſe, That neither this Act, nor any Clauſe, Article, or Thing herein contained, ſhall extend, or be conſtrued to extend to give any Eaſe, Benefit, or Advantage to any Papiſt or Popiſh Recuſant whatſoever, or to any Perſon that ſhall deny in his Preaching or Writing, the Doctrine of the Bleſſed Trinity. This Act ſhall not give any Eaſe, &c. to Papiſts, &c.

IX. And be it further enacted by the Authority aforeſaid, That if any Perſon or Perſons, at any time after the twenty-fifth Day of *March* next to come, ſhall willingly, and of Purpoſe, maliciouſly or contemptuouſly, come into any Congregation or Aſſembly of Religious Worſhip, permitted by this Act, and diſquiet or diſturb the ſame, or give any Diſturbance to the ſaid Congregation at the Doors or Windows, or miſuſe any Miniſter or Paſtor of ſuch Congregation, ſuch Perſon or Perſons, upon Proof thereof before two Juſtices of the Peace, by two or more ſufficient Witneſſes, ſhall find two Sureties to be bound by Recognizance in the penal Sum of fifty Pounds Sterling, for his or their Appearance at the next General or Quarter Seſſions, or before the Court of Juſticiary, or other Judge or Judges competent, and in Default of ſuch Sureties ſhall be committed to Priſon, and upon Conviction of the ſaid Offence, at the ſaid General or Quarter Seſſions, or before the ſaid Court of Juſticiary, or other Judge or Judges competent, ſhall forfeit the Sum of one hundred Pounds Sterling; one Moiety thereof to the Informer, the other to be diſpoſed of for the Uſe of the Poor of the Pariſh where ſuch Offence ſhall be committed; and if the Magiſtrates of any Town or Place, or others pretending to have Authority or Juriſdiction any where in *Scotland*, ſhall, in Contempt of this Law, forbid or hinder thoſe of the Epiſcopal Perſwaſion from meeting or aſſembling together for Divine Worſhip, in the Places ſubject to their Juriſdiction, or ſhall ſhut up, or cauſe to be ſhut up, the Doors of the Houſes, or other Places where ſuch Epiſcopal Aſſemblies are held, or intended to be held, ſuch Magiſtrates and others ſo offending, upon Proof thereof before the Court of Juſticiary, by two or more ſufficient Witneſſes, ſhall forfeit the Sum of one hundred Pounds Sterling, to be diſtributed, as aforeſaid. Puniſhment of ſuch as ſhall diſturb any Congregation of Religious Worſhip; and of Magiſtrates hindering thoſe of the Epiſcopal Congregations to meet, &c.

X. And be it further declared and enacted by the Authority aforeſaid, That no Civil Pain or Forfeiture, or Diſability whatſoever, ſhall be in any ways incurred by any Perſon or Perſons, by Reaſon of any Excommunication or Proſecution in order to Excommunication by the Church Judicatories in that Part of *Great Britain* called *Scotland*; and all Civil Magiſtrates are hereby expreſly prohibited and diſcharged to force or compel any Perſon or Perſons to appear when ſummoned, or to give Obedience to any ſuch Sentence when pronounced; any Law or Cuſtom to the contrary notwithſtanding. No Forfeiture, &c. ſhall be incurred by Reaſon of any Excommunication by the Church Judicatories, &c.

XI. And be it further enacted by the Authority aforeſaid, That every Miniſter and Preacher as well of the eſtabliſhed Church in that Part of *Great Britain* called *Scotland*, as thoſe of the Epiſcopal Communion protected and allowed by this Act, ſhall, at ſome Time during the Exerciſe of the Divine Service in ſuch reſpective Church, Congregation, or Aſſembly, pray, in expreſs Words, for her moſt Sacred Majeſty Queen ANNE, and the moſt Excellent Princeſs *Sophia*, Electreſs and Dutcheſs Dowager of *Hanover*, while living, and all the Royal Family: And every ſuch Miniſter or Preacher neglecting ſo to do, ſhall for the firſt Offence forfeit the Sum of twenty Pounds Sterling, to be recovered and diſtributed in ſuch Manner as touching the other Penalties in this Act is herein before directed; and for the ſecond Offence every Miniſter of the eſtabliſhed Church in that Part of *Great Britain* called *Scotland*, being thereof convicted by the Oaths of two ſufficient Witneſſes before the Lords of Juſticiary, ſhall be *ipſo facto* deprived, and declared incapable of any Church or Eccleſiaſtical Living, during the Space of three Years; and every Epiſcopal Miniſter allowed and protected by this Act, being thereof in like Manner convicted, ſhall from thenceforth forfeit and loſe the Benefit of this Act, and be declared incapable of officiating as Paſtor of any Epiſcopal Congregation, during the Space of three Years. All Miniſters, &c. to pray for the Queen, &c. Forfeiture for firſt Offence 20l. For the 2d every Miniſter of the eſtabliſhed Church to be deprived, &c. And every Epiſcopal Miniſter to loſe the Benefit of this Act, &c.

XII. Provided always, That no Miniſter or Preacher offending herein, ſhall ſuffer ſuch Penalties, or either of them, unleſs he be proſecuted for the ſame within the Space of two Months after the Offence is committed. Proſecution to be within two Months after the Offence.

CAP. VIII.

An Act to continue the Act of the laſt Seſſion of Parliament for taking, examining, and ſtating the publick Accounts of the Kingdom for one Year longer. EXP.

CAP. IX.

An Act for Recruiting her Majeſty's Land Forces and Marines, for the Service of the Year one thouſand ſeven hundred and twelve. EXP.

CAP. X.

An Act for puniſhing Mutiny and Deſertion, and falſe Muſters, and for the better Payment of the Army and Quarters.

Officers of the Army or Navy ſued, may plead the General Iſſue.

LXI. AND be it further enacted by the Authority aforeſaid, That if any Action, Bill, Plaint or Suit ſhall be brought againſt any Perſon or Perſons, for any Act, Matter or Thing to be acted or done, purſuant to this Act, or againſt any Officer or Officers of her Majeſty, her Heirs or Succeſſors, concerned in any Matter relating to the Army, or her Majeſty's Naval Forces, or Ships of War, or the providing for the ſame, or any their Deputy or Deputies, or againſt any other Perſon or Perſons acting by Authority from, or in Aid or Aſſiſtance of or by their Commandment, for or concerning any Matter, Cauſe or Thing by them done by virtue or reaſon of their or any of their Office or Offices, that it ſhall and may be lawful to and for all and any Perſon or Perſons aforeſaid, to plead thereunto the General Iſſue, that he or they are Not guilty, and to give ſuch Special Matter in Evidence to the Jury which ſhall try the Iſſue, which Special Matter being pleaded had been a good and ſufficient Matter in Law to have diſcharged the ſaid Defendant or Defendants of the Treſpaſs or other Matter laid to his or their Charge: And if the Verdict ſhall paſs with the ſaid Defendant or Defendants in any ſuch Action, or the Plaintiff or Plaintiffs therein become nonſuit, or ſuffer any Diſcontinuance thereof, that in every ſuch Caſe the Juſtice or Juſtices, or ſuch other Judge, before whom the ſaid Matter ſhall be tried, ſhall, by force and virtue of this Act, allow unto the Defendant or Defendants his or their Double Coſts, which he or they ſhall have ſuſtained by reaſon of their wrongful Vexation in Defence of the ſaid Action or Suit, for which the ſaid Defendant or Defendants ſhall have like Remedy, as in other Caſes where Coſts by the Laws of this Realm are given to the Defendants. Qu. *If in Force?*

Double Coſts.

See the yearly Mutiny Acts.

CAP. XI.

An Act for enlarging the Time given to the Commiſſioners appointed by her Majeſty, purſuant to an Act for granting to her Majeſty ſeveral Duties on Coals, for building Fifty new Churches in and about the Cities of *London* and *Weſtminſter*, and Suburbs thereof, and other Purpoſes therein mentioned; and alſo for giving the ſaid Commiſſioners farther Powers for better effecting the ſame; and for appointing Monies for rebuilding the Pariſh Church of *St. Mary Woolnoth* in the City of *London*.

9 Annæ, c. 22.

'WHEREAS by an Act of Parliament in the ninth Year of her Majeſty's Reign, intituled, *An Act for granting to her Majeſty ſeveral Duties upon Coals, for building Fifty new Churches in and about the Cities of* London *and* Weſtminſter, *and Suburbs thereof, and other Purpoſes therein mentioned*, it is, amongſt other Things, enacted, That it ſhould and might be lawful to and for her Majeſty, by Letters Patent under the Great Seal of *Great Britain*, to nominate, conſtitute, and appoint ſuch Perſons as her Majeſty ſhould think fit, to be Commiſſioners to inquire and inform themſelves in what Pariſhes the ſaid new Churches (except one for *Greenwich*) were moſt neceſſary to be built; and of proper Places for the Sites of the ſaid reſpective new Churches; and alſo a Cemetery or Church Yard for each of the ſaid Churches; alſo which of the ſaid Chapels within the ſaid Pariſhes are fit to be made Pariſh Churches; and that they ſhould aſcertain the ſeveral Houſes, Lands, Tenements, and Hereditaments, and the Bounds and Limits which in their Judgment or Opinion might be fit to be made diſtinct Pariſhes; and ſhould alſo inform themſelves, by the beſt Means they could, of the Value of the Houſes, Lands, Tenements, and Hereditaments, and of the reſpective Eſtates and Intereſts therein, which the ſaid Commiſſioners ſhould think neceſſary to be purchaſed for the ſaid Sites and Cemeteries, and for Houſes for the Habitations of the reſpective Miniſters; and that the ſaid Commiſſioners ſhould, on or before the twenty-fourth Day of *December* one thouſand ſeven hundred and eleven, report or certify to her Majeſty in Writing, under their Hands and Seals, ſuch Matters and Things, as ſhould appear to them upon their Enquiries aforeſaid, with their Opinions thereupon, to the end ſuch further Directions might be given thereupon, as might be purſuant to her Majeſty's pious Intentions in the Premiſſes; in purſuance whereof her Majeſty, by Letters Patent under the Great Seal of *Great Britain*, did nominate, conſtitute, and appoint, ſeveral Commiſſioners for the Purpoſes in the ſaid Act mentioned, with ſuch Powers and Authorities as in the ſaid recited Act are expreſſed: And whereas the ſaid Commiſſioners did apply themſelves to the Execution of the Powers therein mentioned, but could not perfect within the Time limited, what was by the ſaid Act intended; which they humbly repreſented to her Majeſty, under their Hands and Seals, on the eighteenth Day of *December* laſt paſt:' To the end therefore, that a Work ſo much for the Honour of God, the Spiritual Welfare of her Majeſty's Subjects, the Intereſt of the eſtabliſhed Church, and the Glory of her Majeſty's Reign, may be carried on and perfected; be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That notwithſtanding the Time limited by the ſaid Letters Patent is expired, it ſhall and may be lawful to and for the ſaid Commiſſioners, ſo appointed by the ſaid Letters Patent, or any five or more of them, and they are hereby authorized and required to meet, from time to time, as often as there ſhall be Occaſion, either with or without Adjournments, and to enquire and inform themſelves of all and every the Matters and Things therein committed to them, or any five or more of them, and do and perform all and every the Matters and Things in or by the

8 *Ann. c.* 4.
9 *Ann. c.* 6.

The Commiſſioners authorized to meet, tho' the Time limited, &c. be expired.

the ſaid former or this preſent Act intended to be by them performed, until they ſhall have compleated and finiſhed the ſame.

II. And be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for the ſaid Commiſſioners, or any five or more of them, and they are hereby authorized and impowered to contract, agree for, and purchaſe all ſuch Meſſuages, Lands, Tenements, Hereditaments, Rights, and Intereſts, as they ſhall think proper for the ſaid new Churches, Church-yards, or Cemeteries for the Burial of the Dead, and for Houſes for Habitations of the reſpective Miniſters of the reſpective new Pariſh Churches, intended to be erected or made.

The Commiſſioners may contract for, and purchaſe Lands, &c.

III. And it is hereby enacted and declared, That ſuch Lands, Tenements, Rights, and Intereſts, ſo to be purchaſed in purſuance of this Act, ſhall be conveyed unto the ſaid Commiſſioners, or any five or more of them, and their Heirs, for the reſpective Purpoſes aforeſaid; and the ſaid Commiſſioners, or any five or more of them, are hereby authorized and impowered to cauſe ſuch Churches to be built upon ſuch Sites ſo by them to be purchaſed, as aforeſaid; and alſo cauſe ſuch Chapels already erected, as they, or any five or more of them, ſhall think proper to be made fit and convenient for Pariſh Churches, and to provide ſuch Houſes for the Habitations of the reſpective Miniſters of the ſaid intended Pariſhes, and to cauſe ſuch Church-Yards and Cemeteries to be made and incloſed for ſuch new Pariſhes, as by the ſaid former or this preſent Act are intended.

The Lands ſo purchaſed ſhall be conveyed to the Commiſſioners, &c. who ſhall cauſe the Churches to be built, &c.

IV. And be it further enacted by the Authority aforeſaid, That the ſaid Commiſſioners, or any five or more of them, (where they ſhall ſee Occaſion) ſhall provide more Cemeteries than one for any of the ſaid intended new Pariſhes reſpectively; and wherever they ſhall purchaſe Ground for Cemeteries for any of the ſaid intended new Pariſhes, without the Bounds and Limits of ſuch new Pariſhes, the Ground ſo purchaſed for that Uſe, ſhall for ever after the purchaſing and conſecrating thereof, be deemed and taken to be Part of the Pariſh for the Uſe of which it ſhall be ſo purchaſed and conſecrated, and ſhall be for ever diſcharged from any Rates or Taxes to the other Pariſh out of which it ſhall be ſo taken.

They may provide Cemeteries, &c.

V. And be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for the Lord High Treaſurer now being, or the Lord High Treaſurer, or Commiſſioners of the Treaſury, for the time being, without any further or other Warrant or Authority to be ſued for, had, or obtained in that Behalf, from time to time, to direct the Officers at the Receipt of the Exchequer, to receive by way of Loan from any Perſon or Perſons, Natives or Foreigners, Bodies Politick or Corporate, willing to make ſuch Loan or Loans upon Credit of the ſeveral Duties upon Coals by the ſaid former Act granted, ſuch Sum and Sums of Money as any five or more of the Perſons appointed by her Majeſty's Commiſſion or Letters Patent before-mentioned, ſhall, from time to time, or at any Time or Times, think neceſſary, and ſhall by Writing under the Hands of them, or any five or more of them, deſire to be raiſed (by way of Loan, as aforeſaid) for the beginning, carrying on, or effecting all or any the Services by the ſaid recited Act, or this preſent Act intended, and to allow Intereſt not exceeding the Rate of Six Pounds *per Centum per Annum*, for the Forbearance thereof; and that the Monies ſo lent, ſhall not be taxed or aſſeſſed by any Act of Parliament whatſoever; and that ſuch Lenders ſhall have Tallies of Loan, and Orders for their Repayment, with ſuch Intereſt, as aforeſaid, out of the Duties granted by the ſaid recited Act, the Principal to be paid in Courſe, according to the reſpective Dates of the Tallies, and the Intereſt every three Months, until the Repayment of the Principal, and that no Fee or Reward ſhall be demanded or taken, in or for the Payment thereof; and that the Money ariſing on the ſaid Duties ſhall be liable to ſatisfy ſuch Orders accordingly, without being diverted from the ſame to any other Uſe, Intent, or Purpoſe, upon Pain of forfeiting Treble Damages, with Full Coſts of Suit, to the Party grieved by the Party offending; and that ſuch Orders ſhall be aſſignable by Indorſements thereupon, according to the Courſe in ſuch Caſes uſed in the Exchequer; any thing in the ſaid recited Act contained to the contrary notwithſtanding.

The Treaſury may direct the Officers of the Exchequer to receive by Way of Loan ſuch Sums of Money as 5 of the Commiſſioners ſhall think neceſſary, &c.

9 *Annæ*, c. 22. and to allow Intereſt at 6 l. per Cent.

The Money ſo lent ſhall not be taxed, and the Lenders ſhall have Tallies of Loan and Orders, &c.

The Intereſt to be paid every three Months.

The Orders to be aſſignable.

VI. Provided always, That ſuch Sums as, at any Time or Times before the Fifteenth Day of *May* one thouſand ſeven hundred and ſixteen, ſhall become due for Intereſt of Money to be lent upon this Act, ſhall and may be ſatisfied as the ſaid Intereſt ſhall, from time to time, become due, out of any Money whatſoever which ſhall come into the Exchequer by way of Loan on the Credit aforeſaid; any thing in this or the ſaid recited Act contained to the contrary notwithſtanding.

The Sums due for Intereſt before 15 May 1716. to be ſatisfied from time to time, &c.

VII. And be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for the Lord High Treaſurer now being, and the Lord High Treaſurer, or Commiſſioners of the Treaſury, for the time being, and they are hereby directed and authorized, (without any further or other Warrant or Authority to be ſued for, had, or obtained in that Behalf) from time to time, to iſſue and pay, or cauſe to be iſſued and paid, out of any the Monies to ariſe by way of Loan, or otherwiſe, by virtue of this or the ſaid former Act, (ſuch Money as is to be applied for Repayment of Principal, and Satisfaction of the Intereſt of the Loans to be made, as aforeſaid, only and always excepted) ſuch Sum and Sums of Money as ſhall be thought neceſſary by the ſaid Commiſſioners, or any five or more of them, for the purchaſing ſuch Lands, Tenements, Rights, and Intereſts for the Purpoſes aforeſaid, and for building ſuch new Churches, and converting Chapels into Parochial Churches, and for providing Houſes for the Habitations of the reſpective Miniſters, and for making and incloſing Cemeteries or Church-yards for ſuch new intended Pariſhes, or any other Purpoſes by the ſaid former or this preſent Act preſcribed or allowed, and for recompenſing and rewarding ſuch Perſon and Perſons as have been or ſhall be neceſſarily imployed under them, for their Labour and Pains, in ſuch Manner and Proportion as the ſaid Commiſſioners, or any five or more of them, ſhall think fit; which Monies ſo to be iſſued, as aforeſaid, ſhall be paid unto ſuch Perſon and Perſons, not being of the Number of the ſaid Commiſſioners, for the Ends and Purpoſes aforeſaid, as her Majeſty, her Heirs and Succeſſors, ſhall, from time to time, direct and appoint to be the Treaſurer or Treaſurers in this Behalf; and ſhall be received by him or them by Way of Impreſt, and accounted for only by ſuch Treaſurer or Treaſurers; and ſhall be diſburſed, expended, and applied by ſuch Treaſurer and Treaſurers reſpectively, according to ſuch Orders and Warrants as he or they ſhall receive, from time to time, from the ſaid

The Treaſury to iſſue Money for the Purchaſe of Lands, &c. and for converting Chapels into Parochial Churches, and for the Reward of Perſons, &c. to be paid to the Treaſurer, &c. appointed by the Queen in this Behalf.

The ſaid Treaſurer to be accountable in the Exchequer, and to give Security, &c.

ſaid Commiſſioners, or any five or more of them, for all or any the Uſes or Services by this or the ſaid former Act preſcribed or allowed in that Behalf, and not otherwiſe, or to any other Uſe, Intent, or Purpoſe whatſoever; which ſaid Treaſurer and Treaſurers reſpectively ſhall be accountable in the Exchequer for the ſame, and ſhall give ſuch ſufficient Security as ſhall be approved of by the Lord Treaſurer, or the Commiſſioners of the Treaſury for the time being, before he or they enter upon his or their Office, for making ſuch Account.

The Commiſſioners to aſcertain the Bounds of each new Church, &c.

VIII. And be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for the ſaid Commiſſioners, or any five or more of them, by one or more Inſtrument or Inſtruments in Writing on Parchment under their Hands and Seals, to be inrolled in her Majeſty's High Court of *Chancery*, to deſcribe and aſcertain the true Limits and Bounds of the Site of and belonging to each ſuch new Church and Houſe for the Habitation of the Miniſter of ſuch new Church, and for ſuch Church-yards or Cemeteries for each reſpective Pariſh, and alſo the Diſtrict and Diviſion of each Pariſh that ſhall be appointed for every Church to be erected or conſtituted, purſuant to this Act, or the ſaid former Act; and every ſuch Diſtrict or Diviſion ſo ſet out, aſcertained, and appointed, as aforeſaid, for a new Pariſh, ſhall, from and for ever after the Inrolment of ſuch Inſtrument, and the Conſecration of ſuch new Church, appointed or intended for ſuch Diſtrict or Diviſion, be, and be deemed and taken to be of itſelf a diſtinct Pariſh, to all Intents and Purpoſes whatſoever, except as touching Church Rates, the Relief of the Poor, and Rates for the Highways, as is herein after provided; and the Inhabitants within the diſtinct Limits of every ſuch new Pariſh, ſhall from thenceforth be the Pariſhioners thereof, and ſubject and liable to ſuch Taxes, Aſſeſſments, Rates for the Poor, cleanſing the Streets, and other Duties within the ſaid new Pariſh, in like Manner as Inhabitants in the Pariſh from which ſuch new Pariſh, or the greater Part thereof, was divided and taken, are ſubject or chargeable to the ſame; and ſhall within the Space of one Month next after the Conſecration of ſuch new Church, in every ſuch new intended Pariſh reſpectively, be divided and exempt from ſuch Pariſh or Pariſhes from which the ſame ſhall be ſo taken, and from bearing any ſuch Offices or Charges, and from all Dependencies and Contributions for or in reſpect thereof, except as is hereby otherwiſe enacted or provided.

ſuch Diſtrict to be deemed a diſtinct Pariſh, &c.

and be exempt from the Pariſh from whence taken.

The Commiſſioners may take a Diſtrict out of any large Pariſh where any new Church ſhall be made, and add it to a leſſer Pariſh adjoining, which ſhall be deemed as Part of the Pariſh to which it is ſo added, &c.

IX. And be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for the ſaid Commiſſioners, or any five or more of them, (if they ſhall think it requiſite) by one or more Inſtrument or Inſtruments under their Hands and Seals, to be inrolled in the High Court of *Chancery*, to ſeparate, divide, and take a particular Diſtrict or Part out of any of the large Pariſhes in and about the Cities of *London* and *Weſtminſter*, or the Suburbs thereof, where any new Church or Churches ſhall be erected or made, and add, annex, and unite the ſame to any other leſſer Pariſh next adjoining thereto, wherein a Church is already erected; and in ſuch caſe the ſame ſhall afterwards, to all Intents and Purpoſes, (except as is herein otherwiſe enacted or provided) be deemed and taken as Part of the Pariſh to which the ſame ſhall be ſo added or annexed; and that the ſeveral Inhabitants within ſuch particular Diſtrict, ſo divided and added to another Pariſh, ſhall from thenceforth be liable in like Manner to bear all Parochial Offices within the Pariſh to which the ſame ſhall be added; and ſuch Inhabitants ſhall, from and after *Tueſday* in *Eaſter* Week next after ſuch Inſtrument ſhall be made and inrolled, be in like Manner diſcharged and exempted from bearing any Offices in the former Pariſh to which they did belong.

There ſhall be a Rector in every new Church, &c. and a perpetual Succeſſion of Rectors. The Morning Preacher in any Chapel converted into a new Church ſhall be the firſt Rector. In every other new Church the Queen ſhall nominate the firſt Rector. Stepney is excepted by 12 Annæ, ſtat. 1. c. 17. §. 4. The Freehold ſhall be in him, and he may purchaſe, &c. Lands to the Value of 200l. per Annum.

X. And it is hereby enacted by the Authority aforeſaid, That there ſhall be a Rector of every new Church and Pariſh to be made or conſtituted, purſuant to this Act, and a perpetual Succeſſion of Rectors there, to have Cure of the Souls of the Inhabitants of ſuch new Pariſh; and where there now is a certain Morning Preacher in any Chapel which ſhall be converted into a Parochial Church, who ſhall have uſually officiated there for the Space of one Month next before the Conſecration thereof, ſuch Miniſter, from and immediately after ſuch Conſecration, ſhall be and is hereby declared to be the firſt Rector of ſuch new Church and Pariſh, without any Admiſſion, Inſtitution, or Induction to the ſame; but ſhall nevertheleſs be and continue complete Rector thereof in the ſame and as ample Manner as if he had been inſtituted and inducted thereunto; and in every other new Church and Pariſh, to be erected or conſtituted purſuant to this Act, the firſt Rector ſhall be nominated and appointed by her Majeſty of and in ſuch new Church and Pariſh; and every ſuch new Rector hereby declared, or to be nominated, as aforeſaid, and his Succeſſors, ſhall be and are hereby incorporated, and ſhall be named and called the Rector of ſuch new Church reſpectively, by the Name which ſhall be given to ſuch Church reſpectively in the Act or Inſtrument of Conſecration thereof; and ſhall be, and are hereby enabled to ſue and be ſued in all Courts and Places of this Realm; and the Freehold and Inheritance of the Lands and Hereditaments to be purchaſed for ſuch new Church, Church-yards, or Cemetery or Cemeteries, and ſuch Manſion or Dwelling-houſe of ſuch Rector, ſhall be veſted, by virtue of this Act, in ſuch Rector of each ſuch new Pariſh, and his Succeſſors reſpectively; and he and they ſhall be ſeized thereof, as in his and their Demeſne as of Fee, in Right of the Church, in ſuch Manner as other Rectors be now ſeized of their reſpective Churches and Glebe; and every ſuch new Rector and his Succeſſors reſpectively, ſhall be and are hereby enabled to purchaſe and take any other Lands, Tenements, and Hereditaments to ſuch Rector, for the time being, and his Succeſſors, Rectors of the ſame Church, not exceeding together the clear yearly Value of two hundred Pounds *per Annum*, for each ſuch Church reſpectively.

The Commiſſioners impowered to enquire of the Right of Patronage, &c.

and agree with him who hath the Right for

XI. And be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for the ſaid Commiſſioners, or any five or more of them, and they are hereby authorized and impowered to enquire and inform themſelves, by all lawful Ways and Means, of the Right of Advowſon, Patronage, and Nomination, of or to the preſent Church in every Pariſh, from which any Part or Diſtrict ſhall be divided or taken by virtue or in purſuance of this Act; and in what Perſon or Perſons, Bodies Politick or Corporate, the ſame, or any Eſtate or Intereſt therein, is, or at the Time of ſuch Enquiry, ſhall be, and to treat and agree with all ſuch Perſons having any Right or Intereſt in ſuch Advowſon, Patronage, or Nomination, for the more effectual dividing and ſeparating ſuch preſent Pariſh, and the Tithes, Oblations, Dues, and

and Revenues belonging to the preſent Church, and the Charges and Dependencies thereof, and apportioning the ſame, to take place and effect from and immediately after the firſt Avoidance of ſuch preſent Church reſpectively, in any Pariſh from which any Part or Diſtrict ſhall be divided or taken, and for aſcertaining and ſettling for ever the Right of Patronage of every new Church or Chapel made parochial, to which ſuch Diſtrict or Part ſo divided ſhall be appointed or annexed; and all Agreements and Settlements, which ſhall be ſo made, for ſuch further Diviſion, with the Aſſent of the reſpective Ordinary or Ordinaries, or for ſettling ſuch Right of Patronage, by any Inſtrument or Inſtruments in Writing on Parchment, under the Hands and Seals of ſuch Commiſſioners, or any five or more of them, and under the Seals of the Parties having any Right or Intereſt in ſuch Patronages, or of any Perſon or Perſons by ſuch Parties reſpectively authorized and inrolled in the ſaid High Court of *Chancery*, ſhall from thenceforth be binding and concluſive, as well to her Majeſty, her Heirs and Succeſſors, as to and againſt all other Perſons for ever.

the effectual dividing the Pariſh, &c. and for aſcertaining the Right of Patronage, &c. and all Agreements, &c. to be binding.

XII. And be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for all Bodies Politick and Corporate, Guardians to Infants under Age, Committees of Lunaticks and Idiots, Executors, Adminiſtrators, and Truſtees, and they are hereby enabled and impowered to contract with the ſaid Commiſſioners, or any five or more of them, for any Lands, Tenements, or Hereditaments, and to ſell and convey the ſame, and the reſpective Eſtates or Intereſts in them reſpectively veſted of and in the ſame, and to agree with the ſaid Commiſſioners, or any five or more of them, for the limiting and ſettling the Right of Patronage and Preſentation of the ſucceeding Rectors of ſuch new intended Pariſh Churches; and ſuch Sale, Conveyance, and Settlements ſhall be valid and effectual to all Intents and Purpoſes, and ſo deemed and allowed in all Courts of Law or Equity, and elſewhere, to bind all ſuch Corporations, Infants, Lunaticks, Idiots, and the Ceſtui que Truſts; and all ſuch Guardians, Committees, Executors, Adminiſtrators, and Truſtees, are hereby indemnified for ſo doing.

Any Perſon, &c. may contract with the Commiſſioners for any Lands, &c. and for ſettling the Right of Patronage, &c. and ſuch Sale, &c. to be good in Law, to bind all Corporations, &c.

XIII. Provided that ſuch Bargains and Contracts be upon a Petition to be preferred by or on Behalf of ſuch reſpective Corporation, Infant, Lunatick, Idiot, or Ceſtui que Truſt, intereſted therein, examined, and approved by the High Court of *Chancery*; which Court ſhall alſo order and direct how the Monies ariſing by ſuch Sale ſhall be applied or imployed for the Benefit of ſuch Corporation, Infant, Idiot, Lunatick, or Ceſtui que Truſt reſpectively.

Proviſo, ſuch Bargains, &c. to be upon a Petition preferred, &c. and approved by the Chancery, who ſhall order the Application of the Monies, &c.

XIV. Provided always, and it is hereby enacted and declared by the Authority aforeſaid, That it ſhall and may be lawful to and for her Majeſty, her Heirs and Succeſſors, in every ſuch new Pariſh, to be erected or conſtituted by virtue or in purſuance of this Act, in the mean Time, and until ſuch Agreement and Settlement can be made concerning the Patronage thereof reſpectively, to name, from time to time, the Rector of ſuch new Churches to ſucceed therein.

The Crown ſhall preſent till ſuch Settlement of the Right of Patronage.

XV. And it is hereby enacted and declared by the Authority aforeſaid, That as well the firſt Rector, as all other ſucceeding Rectors of every ſuch new Pariſh Church (except the preſent preaching Miniſters of ſuch Chapels, as aforeſaid) ſhall be preſented and inſtituted, or collated, and alſo inducted, as other Rectors and Vicars are and ought to be, and ſhall obſerve and perform all other Matters and Things for the qualifying or entitling themſelves thereto, as other Rectors ought to do; and the new Churches, which ſhall be erected or made in purſuance of this Act, and the reſpective Rectors thereof, with the Church-wardens belonging to the ſame, ſhall be under and ſubject to the Juriſdiction of the reſpective Ordinary, within whoſe Dioceſe or Diſtrict ſuch new Church reſpectively is ſituated, and ſhall be viſited by ſuch Ordinary reſpectively, in ſuch Manner as other Churches, Rectors, and Church-wardens, within their reſpective Juriſdictions, have been, or may be viſited.

The firſt and ſucceeding Rectors (except the preſent Preacher in a Chapel) to be preſented, &c. as other Rectors are, and they and the Church-wardens ſhall be ſubject to the Ordinary.

XVI. Provided always, and it is hereby declared, That this Act, or any thing herein contained, ſhall not extend, or be conſtrued to extend to deprive the Succeſſors of the preſent Rectors, Vicars, and other Eccleſiaſtical Perſons having Cure of Souls, of or in the preſent Pariſh Churches, out of which any Part or Diſtrict ſhall be divided or taken, of any Tithes, Dues, or Profits belonging to any of them reſpectively, until ſuch Agreements or Settlements, for the more effectual dividing and ſeparating any ſuch Pariſh reſpectively, to be made and inrolled, and take effect, as aforeſaid, with Relation to ſuch Succeſſors reſpectively; but that the Succeſſors of the preſent Incumbents, till ſuch Agreements and Settlements be made and take Effect, ſhall and may have, hold, and enjoy the ſaid reſpective Rectories, Vicarages, and Curacies, and the Tithes, Dues, and Profits thereof, in as ample Manner as if this Act had not been made, and as the preſent Rectors and other Eccleſiaſtical Perſons, who are to hold and enjoy the ſame, during their reſpective Incumbencies, are of Right to hold and enjoy the ſame.

This Act ſhall not deprive the ſucceeding Rectors, &c. of any Tithes, &c. till ſuch Agreements, &c. be made and inrolled.

XVII. Provided alſo that nothing in this Act contained ſhall extend, or be conſtrued to extend, to prejudice or alter the Property or Intereſt of any Proprietor or Proprietors of, in, or to any of the Chapels which ſhall be made or appointed Pariſh Churches, in purſuance of this Act, or of or in any of the Pews within the ſame, without the Conſent of ſuch reſpective Proprietor or Proprietors firſt had and obtained in Writing under his and their reſpective Hands and Seals; but that they and their Heirs, Executors, and Adminiſtrators, ſhall hold and enjoy the ſame, in ſuch and the ſame Manner, as if this Act had not been made.

This Act ſhall not prejudice any Proprietor of a Chapel, or his Intereſt in any Pews, &c.

XVIII. Provided nevertheleſs, That if any of the ſaid Proprietors ſhall be minded to ſell or diſpoſe of their ſaid Properties in any of the Pews in any of the ſaid Chapels, the ſame ſhall be ſold and diſpoſed of only to ſuch Inhabitants of the reſpective Pariſhes for which ſuch Chapels ſhall be ſo made or appointed Pariſh Churches, and to no other Perſon or Perſons whatſoever.

If any Proprietor ſhall ſell his Intereſt in any Pew, it ſhall be ſold to a Pariſhioner.

XIX. And it is hereby enacted by the Authority aforeſaid, That the firſt Church-wardens and Overſeers for the Poor, Scavengers, and Surveyors for the Highways, and other Pariſh Officers for every ſuch new Pariſh, ſhall, by the ſaid Commiſſioners, or any five or more of them, be nominated and elected out of the Inhabitants of ſuch new Pariſh reſpectively, within the Space of one Month after the Conſecration of ſuch Church;

The firſt Church-wardens, &c. ſhall be elected by

5 of the Commissioners, and shall have the like Powers, &c. as the like Officers in London, &c.

Church; and the said Officers so elected, shall be invested with the like Powers and Authorities, and subject to the Laws now in force in that Behalf, as any other like Officers in any other Parish within the Cities of *London* and *Westminster*, or the Suburbs thereof; and all the succeeding Church-wardens, Overseers for the Poor, Scavengers, and Surveyors of the Highways, and other Parish Officers, shall be nominated, chosen, and appointed, sworn, constituted, and admitted annually within every such Parish, according to the Laws now in force.

And all succeeding Church-wardens, &c. shall be chosen annually.

XX. And be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for the said Commissioners, or any five or more of them, with the Consent of the Bishop or Ordinary of the Place, by Instrument under their Hands and Seals, to be inrolled in the High Court of *Chancery*, to name a convenient number of sufficient Inhabitants in each such new Parish respectively, to be the Vestrymen of such new Parish, who shall have and exercise the like Powers and Authorities for ordering and regulating the Affairs of such new Parish, as the Vestrymen of the present Parish, out of which such new Parish, or the greater Part thereof shall be taken, now have or exercise; and if there be no select Vestry in such present Parish, then as the Vestrymen of the Parish of Saint *Martin in the Fields* within the Liberty of the City of *Westminster* in the County of *Middlesex*, now have or exercise; and from time to time, upon the Death, Removal, or other Voidance of any such Vestryman, the rest or the Majority of them may elect a fit Person, being an Inhabitant and Housholder in the said Parish, to supply the same.

The Commissioners may name a Vestry, who shall have the same Powers as the Vestrymen of the Parish out of which such new Parish shall be taken; and upon the Death, &c. of any Vestryman, the Majority shall chuse another.

All parochial Customs, &c. shall continue in both Parishes.

XXI. Provided always, and it is hereby enacted and declared, That all parochial Customs, Usages, By-Laws, and Privileges, as are now in Force or Use within any present Parish which shall be divided by virtue or in pursuance of this Act, shall and may at all Times after, and notwithstanding such Division, continue and be in Force, as well in and for every new Parish, of which the Whole or the greater Part shall be taken out of such present Parish, as in and for such Parish as shall remain to the present parochial Church, and be used, enjoyed, and observed by the Inhabitants thereof respectively, so far as the same shall not be repugnant to, or inconsistent with the Laws of this Realm, and the Intent of this present Act.

The Commissioners, &c. with Consent of the present Rectors, &c. may make a perpetual Division of such Parishes, &c. as to Church Rates, &c.

XXII. And be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for the said Commissioners, or any five or more of them, with the Consent of the respective Rectors, Vicars, or Ministers, Church-wardens, and Overseers of the Poor, and of the Vestry, or twenty of the principal Inhabitants of any present Parish in which there shall be no select Vestry, from which any Part or District shall, by virtue and in pursuance of this Act, be taken, and of such Parish or Parishes to which any such District or Division so taken, shall be appointed or belong, or else to or for such respective Rectors, Vicars, Ministers, Church-wardens, Overseers of the Poor, and Vestrymen, or principal Inhabitants, with Consent of their respective Ordinary or Ordinaries, at any Time or Times hereafter, by Instrument in Writing under their Hands and Seals, to be inrolled in the High Court of *Chancery*, to make an effectual and perpetual Division of such Parishes or Districts so divided, as to the Church Rates, Relief of the Poor, and Rates for the Highways, and other Parish Rates within the same respectively, and to limit and settle any certain annual Sum or Consideration for or in respect thereof, or for Equality of such Division, where there shall be Occasion; and such Division and Settlement so made, shall be for ever after binding, effectual, and conclusive, to all Persons, Intents and Purposes whatsoever.

and such Division, &c. shall be binding.

Till such Agreement, the Church Rates, &c. shall be levied, through all Parts of the present Parish.

XXIII. Provided always, and be it enacted and declared by the Authority aforesaid, That in the mean Time, and until such Agreement for such Rates respectively shall be made and take Place, the Church Rates, Poor Rates, and Rates for the Highways, and other Parish Rates, shall be assessed and levied within and through all Parts and Districts which do now belong to such present Parish.

The Parish Officers, &c. shall meet yearly on Tuesday in Easter Week, and assess the Rates for the Poor, &c.

XXIV. And for the better ordering, dividing, collecting, and distributing, from time to time, such Rates within the present Limits of every Parish which shall be divided, pursuant to this Act, in the mean Time, and until such further and perpetual Divisions shall be made, it shall and may be lawful to and for the Church-wardens and Overseers of the Poor, with the Vestry or principal Inhabitants of each Parish respectively, as aforesaid, to which any Part or District of such present Parish, after any Division thereof to be made, pursuant to this Act, shall remain or belong, to assemble and meet together in the present Parish Church or Vestry Room, annually, upon *Tuesday* in *Easter Week* in the Forenoon, or oftner, from time to time, as Occasion shall require; and Notice thereof shall be given on the Lord's Day next before in the Church of each such Parish immediately after the Morning Service; and to and for them, or the major Part of them so assembled, to agree upon or ascertain the Monies or Rates to be assessed within the Limits of such present Parish, for the Relief of the Poor, or Repair of the Highways, and other Parish Rates within such Limits, or the Repair of any Church to which any Part or District of such present Parish shall, when divided, belong; and to divide, ascertain, and apportion such Monies and Rates to and upon every Part or District of such present Parish so divided respectively, with Regard to the Value of the Lands and Estates therein assessable to the same; which Monies or Rates so to be divided or apportioned, shall be assessed, levied, and collected in each such District accordingly, by the proper Officers of the respective Parish to which such District shall remain or belong, and by such Ways and Means as the Officers of the present Parish might have assessed, collected, or levied the same, if such Division or this Act had not been made; and also to divide, ascertain, and distribute such Monies and Rates so assessed and collected through the present Limits of such Parish, in just and reasonable Proportions, to and for every such Part and District respectively, as the same shall be divided, separately and apart, for the Relief of the Poor, and Repair of the Highways, and other Parish Rates within such Part or District, and for the Repair of the respective Church to which such Part or District shall remain or belong, with Regard to the Wants and Occasions of each such Part or District, for the Uses and Purposes aforesaid respectively; and all such Proportions so to be distributed, shall be employed and applied to the proper Uses and Purposes for which the same was assessed, and shall be

which Rates, &c. shall be levied by the proper Officers, &c.

distinctly

distinctly accounted for by the Officers of the respective Parish to which such District shall remain or belong.

XXV. Provided always, That in all such Cases when and so often as such annual or other Agreements shall not be had or made for the apportioning and distributing such Rates, it shall and may be lawful to and for the Churchwardens of the present Parish Church, and the Overseers of the Poor, and Surveyors of the Highways for the Parish or District then remaining to such present Church, to assess, collect, and levy of the Inhabitants within and throughout the present Limits of such Parish, for the Relief of the Poor, and Repair of the Highways within the present Limits of such Parish, and the Repair of the present Church, all such Rates and Taxes, as the Churchwardens, Overseers of the Poor, and Surveyors of the Highways of such Parish might have done before any Division made; any thing in this Act to the contrary notwithstanding. In Default of such yearly Agreements, &c. the Parish Officers for such District, &c. shall assess all Rates, &c.

XXVI. Provided always, and be it enacted and declared by the Authority aforesaid, That neither this Act, nor any thing herein contained, shall extend to invalidate or avoid any Ecclesiastical Law or Constitution of the Church of *England*, or to destroy any of the Rights or Powers belonging to the Bishop of *London*, and his Successors, or any other local Ordinary, or to any Archdeacon, Chancellor, or Official. This Act shall not invalidate any Ecclesiastical Law, &c. nor destroy the Rights of the Bishop of London, &c.

XXVII. And it is hereby enacted and declared, That he and they respectively may at all Times hereafter visit, institute, and exercise Ecclesiastical Jurisdiction in all Parishes to be erected or divided by virtue and in pursuance of this Act, or in any Part or Place within the same, as amply as they or any of them may now do therein, and in such Manner as in any other Parishes or Places within his or their Diocese or Jurisdiction respectively; the Admission and Institution of such present preaching Ministers in such Chapels as shall be consecrated and converted into Parochial Churches, only excepted. The said Bishop, &c. may visit, &c. in all such new Parishes, &c.

XXVIII. Provided always, and be it enacted by the Authority aforesaid, That one of the said fifty new Churches shall be erected in *East-Greenwich* in the County of *Kent*, as in the said former Act is directed. One of the new Churches shall be built at Greenwich.

XXIX. Provided always, and be it enacted by the Authority aforesaid, That it shall and may be lawful to and for her Majesty, her Heirs and Successors, at any time before the twenty-ninth Day of *December* one thousand seven hundred and twelve, by Letters Patent under the Great Seal of *Great Britain*, to nominate, constitute and appoint such Persons to be Commissioners to execute all and every the Powers in the said recited Act, and in this Act mentioned, as her Majesty shall think fit; and from such Appointment so made, the Powers hereby granted to the Commissioners, in the said former Letters Patent, shall determine. Before 29 Sept. 1712. the Queen, &c. may appoint Commissioners to execute this Act.

XXX. And be it enacted by the Authority aforesaid, That all the Monies to be issued by or in pursuance of this or the said former Act for Building the said Churches, and other the Uses therein mentioned, shall be issued and paid without Fee or Charge to be demanded or taken for the same. All Monies to be issued without Fee.

XXXI. And be it enacted by the Authority aforesaid, That no Burial shall, at any time hereafter, be in or under any of the Churches by this Act intended to be erected, and that it shall and may be lawful to and for the said Commissioners, or any Five or more of them, to ascertain the Sum of Money that shall be paid to the Rector, and each Officer belonging to each Church, for every Burial in any of the Cemeteries or Churchyards, by this Act intended to be purchased. No Burial to be in any of the new Churches, and the Commissioners may ascertain what shall be paid for burying in the Church Yards.

'XXXII. And whereas, by the said Act made in the ninth Year of her Majesty's Reign, it is enacted, 'That out of the Sums of Money which should be raised by virtue of the said Act, there should be applied 'the Sum of Four thousand Pounds *per Annum* towards the Repairing and Finishing the Collegiate Church 'of St. *Peter*, *Westminster*, and the Chapels of the same:' Be it therefore enacted by the Authority aforesaid, That the said Sum of Four thousand Pounds *per Annum*, during the Continuance of the said former Act, shall be issued and paid unto the Chancellor of the Exchequer, the Lord Chief Justice of the Queen's Bench, and the Dean of the said Collegiate Church, for the time being, who are hereby constituted and appointed Commissioners for repairing the said Collegiate Church and Chapels of the same, by equal Quarterly Payments; the first Payment to commence and be made on the thirtieth Day of *December* in the Year one thousand seven hundred and sixteen: Which said Sums of Money so to be paid to the said Chancellor of the Exchequer, Lord Chief Justice of the Queen's Bench, and Dean of the said Collegiate Church, shall be by them laid out and expended in and towards the Repairing the said Collegiate Church and Chapels of the same; and Books of Accounts shall be kept by them, the said Chancellor of the Exchequer, Lord Chief Justice of the Queen's Bench, and Dean of the said Collegiate Church, or by their Deputies or Officers, of all Monies which, from time to time, shall be received, paid, disbursed, and applied towards the Repairing the said Collegiate Church and Chapels of the same; the said Books to be inspected by all Persons *gratis*, and also Abstracts of such Books of Account shall be by them, the same Commissioners, or any two of them, before the End of *Michaelmas Term* in every Year, transmitted and delivered into her Majesty's Remembrancer's Office in the Court of *Exchequer*, to be there received, kept and viewed without Fee or Reward, in such Manner as is directed by an Act made in the eighth and ninth Years of the Reign of his late Majesty King WILLIAM the Third, intituled, *An Act for compleating the Building and Adorning the Cathedral Church of St.* Paul, London, *and for Repairing the Collegiate Church of St.* Peter, Westminster. 9 Annæ, c. 22. The yearly Sum of 400 l. shall be paid to the Chancellor of the Exchequer, &c. for repairing Westminster Abbey, &c. who are constituted Commissioners, &c. And they to keep Books of Accounts, &c. And deliver Abstracts thereof into the Remembrancer's Office, &c. as directed by the Act of 8 and 9 W. 3. c. 14.

'XXXIII. And whereas by an Act made in the two and twentieth Year of the Reign of the late King 'CHARLES the Second, intituled, *An Additional Act for the Rebuilding the City of* London, *Uniting of Pa-'rishes, and Rebuilding of the Cathedral and Parochial Churches within the said City*; the Number of Parish 'Churches to be rebuilt was fifty-one, and the Church of St. *Mary Woolnoth* is one of the said fifty-one 'Churches directed to be rebuilt, for which Purpose several Duties upon Coals imported and brought into 'the Port of the City of *London*, or River of *Thames* within the Liberty of the said City upon the said Ri-'ver, were granted; and by one other Act made in the first Year of the Reign of King JAMES the Second, 'a further Duty was laid upon Coals imported, and Power thereby given to the Lord Archbishop of *Canter-'bury*, Lord Bishop of *London*, and to the Lord Mayor of *London*, for the time being, to appropriate, by 'Warrant under their Hands and Seals, such Part of the Imposition thereby granted, as should in their 22 Car. 2. c. 11. 1 Ja. 2. c. 25.

'Discre-

'Diſcretion ſeem ſufficient for the Compleating of any the ſaid Parochial Churches that might happen to 'remain unfiniſhed, ſo as the ſame did not in any one Year exceed one fifth part of the ſame duty: And
8 W. 3. c. 14. 'whereas by one other Act made in the eighth Year of the Reign of the late King WILLIAM the Third, 'a Duty or Impoſition of Twelve Pence for every Chalder or Tun of Coals imported or brought in, as 'aforeſaid, from and after the nine and twentieth Day of *September* one thouſand ſeven hundred, and be-'fore the nine and twentieth Day of *September* one thouſand ſeven hundred and ſixteen, was granted, and 'Power given thereby to the ſaid Lord Archbiſhop of *Canterbury*, Lord Biſhop of *London*, and Lord Mayor 'of *London*, for the time being, or any two of them, to appropriate the Money to be thereby raiſed for the 'Purpoſes in the ſaid Act of the firſt Year of the ſaid late King JAMES mentioned, except as in and by 'the ſaid late recited Act is otherwiſe particularly directed and appointed: And whereas alſo the Pariſh 'Church of St. *Mary Woolnoth* was, for the Conveniency of the Inhabitants there, only repaired, and not 'rebuilt, as by the ſaid Act was directed, and the old Walls, Eaſt, Weſt, and South, and the Roof thereof, 'together with the Tower or Steeple, are now become ſo ruinous, that there is a Neceſſity of Rebuilding 'and Finiſhing the ſame;' Be it therefore enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for the ſaid Lord Archbiſhop of *Canterbury*, Lord Biſhop of *London*, and Lord Mayor of *London*, or any two of them, to appropriate, by Warrants under their Hands and Seals, out of the Surplus of the Monies ariſing by the ſaid Duties and Impoſitions of twelve Pence *per* Chalder, or twelve Pence *per* Tun on Coals, applicable for the Purpoſes in the ſaid Act of the firſt Year of the late King JAMES the Second, after the ſaid Cathedral Church ſhall be finiſhed and adorned, and other Charges upon the ſaid Duties diſcharged, ſo much Money as ſhall be ſufficient for the Rebuilding and Finiſhing of the ſaid Pariſh Church of St. *Mary Woolnoth*, and the Tower thereof, as ſhall be neceſſary; any thing herein, or in the ſaid recited Acts, contained to the contrary thereof in any wiſe notwithſtanding.

The Archbiſhop of Canterbury, &c. may appropriate ſo much out of the Surplus Money ariſing by the Duty of 12 d. per Chalder on Coals, as ſhall be ſufficient to build the Church of St. Mary Woolnoth.

[Vide 1 Geo. 1. Stat. 2. cap. 23. 4 Geo. 1. c. 14. & 5 Geo. 1. c. 9.]

See further concerning Duty, &c. on Coals, 12 *Ann. ſtat.* 2. *c.* 9. 5 *Geo.* 1. *c.* 9. *and* 19. 6 *Geo.* 1. *c.* 4. 13 *Geo.* 1. *c.* 21. 22 *Geo.* 2. *c.* 37. 30 *Geo.* 2. *c.* 19. *Sect.* 28.

CAP. XII.

An Act to reſtore the Patrons to their ancient Rights of preſenting Miniſters to the Churches vacant in that Part of *Great Britain* called *Scotland*.

'WHEREAS by the antient Laws and Conſtitutions of that Part of *Great Britain* called *Scotland*, 'the Preſenting of Miniſters to vacant Churches did of Right belong to the Patrons, until by the 'twenty third Act of the ſecond Seſſion of the firſt Parliament of the late King WILLIAM and Queen 'MARY, held in the Year one thouſand ſix hundred and ninety, intituled, *Act concerning Patronages*, 'the Preſentation was taken from the Patrons, and given to the Heretors and Elders of the reſpective Pa-'riſhes; and in Place of the Right of Preſentation, the Heretors and Life Renters of every Pariſh were 'to pay to the reſpective Patrons a ſmall and inconſiderable Sum of Money, for which the Patrons were 'to renounce their Right of Preſentation in all Times thereafter: And whereas by the fifteenth Act of 'the fifth Seſſion, and by the thirteenth Act of the ſixth Seſſion of the firſt Parliament of the ſaid King 'WILLIAM, the one intituled, *An Act for Encouraging of Preachers at Vacant Churches be-north* Forth, 'and the other intituled, *Act in Favours of Preachers be-north* Forth; there are ſeveral Burthens impoſed 'upon vacant Stipends, to the Prejudice of the Patrons Right of diſpoſing thereof: And whereas that 'Way of calling Miniſters has proved inconvenient, and has not only occaſioned great Heats and Diviſions 'among thoſe who by the aforeſaid Act were entitled and authorized to call Miniſters, but likewiſe has 'been a great Hardſhip upon the Patrons, whoſe Predeceſſors had founded and endowed thoſe Churches, 'and who have not received Payment or Satisfaction for their Right of Patronage from the aforeſaid He-'retors or Life Renters of the reſpective Pariſhes, nor have granted Renunciations of their ſaid Rights on 'that Account;' Be it therefore enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the aforeſaid Act made in the Year one thouſand ſix hundred and ninety, intituled, *Act concerning Patronages*, in ſo far as the ſame relates to the Preſentation of Miniſters by Heretors and others therein mentioned, be and is hereby repealed and made void; and that the aforeſaid fifteenth Act of the fifth Seſſion, and thirteenth Act of the ſixth Seſſion, of the firſt Parliament of King WILLIAM, be and are hereby likewiſe repealed and made void; and that in all Time coming, the Right of all and every Patron or Patrons to the Preſentation of Miniſters to Churches and Benefices, and the Diſpoſing of the vacant Stipends for pious Uſes within the Pariſh, be reſtored, ſettled, and confirmed to them, the aforeſaid Acts, or any other Act, Statute, or Cuſtom to the contrary in any wiſe notwithſtanding; and that from and after the firſt Day of *May* one thouſand ſeven hundred and twelve, it ſhall and may be lawful for her Majeſty, her Heirs and Succeſſors, and for every other Perſon or Perſons, who have Right to any Patronage or Patronages of any Church or Churches whatſoever, in that Part of *Great Britain* called *Scotland*, (and who have not made and ſubſcribed a formal Renunciation thereof under their Hands) to preſent a qualified Miniſter or Miniſters to any Church or Churches whereof they are Patrons, which ſhall, after the ſaid firſt Day of *May*, happen to be vacant; and the Preſbytery of the reſpective Bounds ſhall and is hereby obliged to receive and admit in the ſame Manner ſuch qualified Perſon or Perſons, Miniſter or Miniſters, as ſhall be preſented by the reſpective Patrons, as the Perſons or Miniſters preſented before the making of this Act ought to have been admitted.

The recited Act concerning Patronages, ſo far as it relates to Preſentations by Heretors, &c. made void.

The other recited Acts repealed.

And the Rights of Patrons reſtored.

After 1 May, 1712. the Crown, and others who have Right to Patronages, may preſent qualified Miniſters, and the Preſbyteries ſhall receive them.

II. Provided always, That in caſe any Patron or Patrons have accepted of, and received any Sum or Sums of Money from the Heretors or Life Renters of any Pariſh, or from the Magiſtrates or Town Council of any Borough, in Satisfaction of their Right of Preſentation, and have diſcharged or renounced the ſame under

Not to reſtore the Right of Preſentation to

under their hand, that nothing herein ſhall be conſtrued to reſtore ſuch Patron or Patrons to their Right of Preſentation; any thing in this preſent Act to the contrary notwithſtanding.

Patrons who have ſold the ſame.

III. Provided alſo, and it is hereby enacted by the Authority aforeſaid, That in caſe the Patron of any Church aforeſaid ſhall neglect or refuſe to preſent any qualified Miniſter to ſuch Church that ſhall be vacant the ſaid firſt Day of *May*, or ſhall happen to be vacant at any Time thereafter, for the Space of ſix Months, after the ſaid firſt Day of *May*, or after ſuch Vacancy ſhall happen, that the Right of Preſentation ſhall accrue and belong for that Time to the Preſbytery of the Bounds where ſuch Church is, who are to preſent a qualified Perſon for that Vacancy *tanquam jure devoluto*.

Patron not preſenting in ſix Months, the Right ſhall accrue to the Preſbytery.

Patronages, which before Epiſcopacy was aboliſhed, belonged to Archbiſhops, &c. ſhall belong to her Majeſty, &c.

IV. And be it further enacted and declared by the Authority aforeſaid, That the Patronage and Right of Preſentations of Miniſters to all Churches which belonged to Archbiſhops, Biſhops, or other dignified Perſons, in the Year one thouſand ſix hundred eighty-nine, before Epiſcopacy was aboliſhed, as well as thoſe which formerly belonged to the Crown, ſhall and do of Right belong to her Majeſty, her Heirs and Succeſſors, who may preſent qualified Miniſters to ſuch Church or Churches, and diſpoſe of the vacant Stipends thereof for pious Uſes, in the ſame Way and Manner as her Majeſty, her Heirs and Succeſſors, may do in the Caſe of other Patronages belonging to the Crown.

How far the 23d Act of Seſſ. 2. Parl. 1. W. & M. ſhall be repealed.

V. Declaring always, That nothing in this preſent Act contained, ſhall extend, or be conſtrued to extend, to repeal and make void the aforeſaid twenty-third Act of the ſecond Seſſion of the firſt Parliament of the late King WILLIAM and Queen MARY, excepting ſo far as relates to the calling and preſenting of Miniſters, and to the diſpoſing of vacant Stipends in Prejudice of the Patrons only.

Patrons to take the Oath in 6 Annæ, c. 14.

VI. And be it further enacted by the Authority aforeſaid, That all and every Patron and Patrons, who have not taken, or ſhall not take, at any Time before his or their preſenting a Miniſter or Miniſters to any Church or Churches aforeſaid, the Oath appointed to be taken by Perſons in publick Truſt, by an Act made in the ſixth Year of her Majeſty's Reign, intituled, *An Act for the better Security of her Majeſty's Perſon and Government*, ſhall, and are hereby obliged, at their ſigning ſuch Preſentation, to take and ſubſcribe the aforeſaid Oath before the Sheriff of the Shire, Stewart of the Stewartry, or before any two or more Juſtices of the Peace of the County or Place where ſuch Patron reſides; and in caſe ſuch Patron or Patrons, who have not formerly taken the aforeſaid Oath, refuſe or neglect to take the ſame at the ſigning of ſuch Preſentation, that the ſame ſhall be and is hereby declared to be void, and the Right of Preſentation, and of the diſpoſing the vacant Stipends for that Time, ſhall belong to her Majeſty, her Heirs and Succeſſors, who may preſent a qualified Perſon to ſuch Church or Benefice, at any Time within the Space of ſix Months after ſuch Neglect or Refuſal; any thing in this preſent Act, or in any other Act to the contrary notwithſtanding.

Refuſing, the Preſentation ſhall be void, and the Crown ſhall preſent.

'VII. And whereas the Right of Patronage of Churches may belong to Papiſts;' Be it therefore enacted by the Authority aforeſaid, That any Perſon or Perſons, known or ſuſpected to be Papiſts, and who have a Right of preſenting Miniſters, ſhall be obliged, at or before his or their ſigning any Preſentation, to purge himſelf of Popery, by taking and ſigning the *Formula* contained in the third Act of the Parliament of *Scotland*, held in the Year one thouſand ſeven hundred, intituled, *Act for preventing the Growth of Popery*; and in caſe ſuch Popiſh Patron or Patrons ſhall refuſe to take and ſubſcribe the *Formula* aforeſaid, the ſame being tendred to him or them by the Sheriff of the Shire, Stewart of the Stewartry, or any two or more Juſtices of the Peace within their reſpective Juriſdiction, who are hereby impowered to adminiſter the ſame, the Preſentation, and the Right of diſpoſing the vacant Stipends ſhall for that Time belong to her Majeſty, her Heirs and Succeſſors, who may preſent any qualified Perſon or Perſons within ſix Months after ſuch Neglect or Refuſal; any thing in this preſent Act, or any other Act to the contrary notwithſtanding.

Known or ſuſpected Papiſts ſhall take the Formula, before they preſent, otherwiſe the Preſentation ſhall be void, and her Majeſty, &c. may preſent.

CAP. XIII.

An Act for repealing Part of an Act paſſed in the Parliament of *Scotland*, intituled, *Act for diſcharging the* Yule *Vacance*.

'WHEREAS by the twenty-ſecond Act paſſed in the Parliament of *Scotland*, *Anno* one thouſand ſix hundred and ninety, intituled, *Act for diſcharging the* Yule *Vacance*, the annual Vacation of the Court of Seſſion, and all other inferior Courts of Judicature, is thereby diſcharged, and the Senators of the College of Juſtice, or Court of Seſſion, are ordained to meet and ſit for the Adminiſtration of Juſtice, from the firſt Day of *November* to the firſt of *March* yearly, without any Interruption; which has been by Experience found Inconvenient and Burthenſome to the Subject in that Part of the Kingdom;' Be it therefore enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the ſaid Act, ſo far as the ſame relates to the diſcharging the *Yule* Vacance, be and is hereby repealed, annulled, and made void, to all Intents and Purpoſes whatſoever.

The 22d Act paſſed in 1690, ſo far as it relates to diſcharging the Yule Vacance, repealed.

II. And be it further enacted and declared by the Authority aforeſaid, That the *Chriſtmas* Vacation of the Seſſion or College of Juſtice, and all other inferior Courts of Juſtice, in that Part of *Great Britain* called *Scotland*, ſhall yearly and in all Time coming continue and endure from the twentieth of *December* to the tenth of *January*, both incluſive; the ſaid Law or any other Law or Cuſtom to the contrary notwithſtanding.

Chriſtmas Vacation to continue from December 20. to January 10, yearly.

[Repealed by 1 Geo. 1. ſtat. 2. c. 28.]

CAP. XIV.

An Act for the reviving and continuing ſeveral Acts therein mentioned, for the preventing Miſchiefs which may happen by Fire; for building and repairing County Gaols; for exempting Apothecaries from ſerving Pariſh and Ward Offices, and ſerving upon Juries; and relating to the returning of Jurors.

'WHEREAS divers Temporary Laws, which by Experience have been found Uſeful and Beneficial, are expired and near expiring, therefore for reviving and continuing the ſame,' Be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the Clauſe herein after-mentioned in the Act made in the ſixth Year of her preſent Majeſty's Reign, intituled, *An Act for the better preventing Miſchiefs that may happen by Fire, videlicet*; And be it further enacted by the Authority aforeſaid, That no Action, Suit, or Proceſs whatſoever, ſhall be had, maintained, or proſecuted againſt any Perſon in whoſe Houſe or Chamber any Fire ſhall, from and after the ſaid firſt Day of *May*, accidentally begin, or any Recompence be made by ſuch Perſon for any Damage ſuffered or occaſioned thereby; any Law, Uſage, or Cuſtom to the contrary notwithſtanding; and if any Action ſhall be brought for any thing done in purſuance of this Act, the Defendant may plead the General Iſſue, and give this Act in Evidence; and in caſe the Plaintiff become nonſuit, or diſcontinue his Action or Suit, or if a Verdict paſs againſt him, the Defendant ſhall recover Treble Coſt: Which Clauſe being made temporary, and being expired, ſhall be, and are hereby revived and made perpetual.

The Clauſe 6 Annæ, c. 31. § 6. relating to accidental Fires, revived and made perpetual. *See* 33 *Geo.* 2. c. 30.

II. And be it further enacted by the Authority aforeſaid, That the Act made in the eleventh and twelfth Years of the Reign of his late Majeſty King WILLIAM the Third, intituled, *An Act to enable Juſtices of the Peace to build and repair Gaols in their reſpective Counties*, which was to continue for ten Years, being expired, ſhall be and is hereby revived and continued, and ſhall be in Force, from the firſt Day of *May* one thouſand ſeven hundred and twelve, for and during the Space of ſeven Years, and from thence to the End of the next Seſſion of Parliament.

The Act 11 & 12 W. 3. c. 19. relating to the building and repairing County Gaols, continued for 7 Years, &c.

This Clauſe is made perpetual by 6 Geo. 1. c. 19. §. 1.

III. And be it further enacted by the Authority aforeſaid, That an Act made in the ſixth and ſeventh Years of the Reign of his late Majeſty King WILLIAM the Third, intituled, *An Act for exempting Apothecaries from ſerving the Offices of Conſtable, Scavenger, and other Pariſh and Ward Offices, and from ſerving upon Juries*, which Act was to continue for the Space of ſeven Years, and from thence to the End of the next Seſſion of Parliament; which Act was by an Act made in the firſt Year of her preſent Majeſty's Reign, intituled, *An Act for reviving the Act, intituled*, 'An Act for exempting Apothecaries from ſerving the Offices of Conſtable, Scavenger, and other Pariſh and Ward Offices, and from ſerving upon Juries,' continued for the Space of ſeven Years, and from thence to the End of the next Seſſion of Parliament; which Act will expire at the End of the next Seſſion of Parliament, after the eleventh Day of *February* one thouſand ſeven hundred and twelve, ſhall be and remain in full Force from and after the Expiration thereof, for the Space of eleven Years, and from thence to the End of the next Seſſion of Parliament.

The Act 6 W. 3. c. 4. for exempting Apothecaries from ſerving as Conſtable, &c. continued by 1 Annæ, ſtat. 1. c. 11. further continued for 11 Years, &c. Made perpetual 9 Geo. 1. c. 8.

'IV. And whereas in an Act made in the fourth and fifth Years of the Reign of their late Majeſties King WILLIAM and Queen MARY, intituled, *An Act for reviving, continuing, and explaining ſeveral Laws therein mentioned, which are expired and near expiring*, there are ſeveral good Clauſes and Proviſions relating to the returning of Jurors, which Clauſes and Proviſions were by the ſaid Act to continue in Force for three Years, from the firſt of *May* one thouſand ſix hundred ninety-three, and from thence to the End of the next Seſſion of Parliament; which ſaid Clauſes and Proviſions were, by an Act made in the ſeventh and eighth Years of the late King WILLIAM the Third, intituled, *An Act for the Eaſe of Jurors, and better regulating of Juries*, continued for ſeven Years, from the firſt Day of *May* one thouſand ſix hundred ninety-ſix, and from thence to the End of the next Seſſion of Parliament, and no longer; which ſaid laſt-mentioned Act was alſo to continue but for the ſaid Term of ſeven Years, from the ſaid firſt Day of *May* one thouſand ſix hundred ninety-ſix, and to the End of the next Seſſion of Parliament; but was by another Act made in the firſt Year of the Reign of her preſent Majeſty, intituled, *An Act for continuing former Acts for exporting Leather, and for Eaſe of Jurors, and for reviving and making more effectual an Act relating to Vagrants*, continued further for ſeven Years from the Expiration thereof, and to the End of the next Seſſion of Parliament: And whereas ſeveral other Clauſes and Proviſions, relating to the Returns and Service of Jurors, were made in another Act made in the Seſſion of Parliament, held in the third and fourth Years of her preſent Majeſty's Reign, intituled, *An Act for making perpetual an Act for the more eaſy Recovery of ſmall Tithes; and alſo an Act for the more eaſy obtaining Partition of Lands in Coparcenary, Joint Tenancy, and Tenancy in common; and alſo for making more effectual and amending ſeveral Acts relating to the Return of Jurors*; and were only to continue in Force during the Continuance of the ſaid Act; all which Clauſes, Proviſions, and Act, are near expiring;' Be it therefore enacted by the Authority aforeſaid, That all the ſaid Clauſes, Proviſions, and Act, ſhall be, and are hereby continued, and ſhall be in Force from the Expiration thereof, for and during the Space of eleven Years, and from thence to the End of the next Seſſion of Parliament.

The Act 4 & 5 W. & M. c. 24. ſo far as relates to the returning of Jurors, farther continued for 7 Years by 9 Geo. 1. c. 8. §. 2. continued by 7 & 8 W. 3. c. 32.

farther continued by 1 Annæ, ſtat. 2. c. 13.

and further by 3 & 4 Annæ, c. 18. 3 Geo. 2. c. 25. 6 Geo. 2. c. 37. ſhall be continued for 11 Years, &c.

'V. And whereas by the ſaid Act made in the ſeventh and eighth Years of the ſaid King WILLIAM, it is enacted, That from and after the four and twentieth Day of *June* one thouſand ſix hundred ninety-ſix, no Perſon ſhall be returned or ſummoned to ſerve upon any Jury of the Aſſizes, or general Gaol Delivery to be holden for the County of *York*, or at any Seſſions of the Peace to be holden for any Part thereof (the City of *York*, and County of the ſaid City, and Town and County of *Kingſton* upon *Hull*, excepted) above once

The Clauſe in 7 & 8 W. 3. c. 32. §. 7. relating to the returning of Jurors in Yorkſhire, explained.

'once in four Years, and ſome Doubt having ariſen on what is to be underſtood by any Seſſions of the Peace 'to be holden for any Part thereof;' therefore for explaining the ſame Words, and avoiding any Diſpute that may hereafter be made touching the Conſtruction thereof; Be it enacted and declared, That the ſame ſhall be conſtrued to extend, not only to any Seſſions of the Peace to be holden for any of the Ridings within the ſaid County of *York*, but alſo to any Seſſions of the Peace that ſhall be holden by Adjournment for any Part of the ſaid Ridings, or any of them.

VI. Provided nevertheleſs, That if any Perſon intereſted in ſuch Eſtate, as will qualify him to ſerve on Juries, of the clear yearly Value of one hundred and fifty Pounds, or of any greater yearly Value, ſhall ſerve as a Juror at any of the ſaid Seſſions or Adjournments, he ſhall not thereby be exempted from ſerving as a Juror at the Aſſizes or general Gaol Delivery to be holden for the ſaid County of *York*, for the ſaid Term of four Years, or any other Term; any thing in the ſaid recited Acts, or any of them, or in this preſent Act, contained to the contrary thereof in any wiſe notwithſtanding. Not to extend to exempt any Perſons from ſerving as Jurors at the Aſſizes for the ſaid County.

VII. Provided nevertheleſs, That nothing in this Act be conſtrued to extend to repeal or alter any of the Powers or Privileges granted or confirmed to the Juſtices of the Peace of the County of *Devon*, by an Act paſſed in the laſt Seſſion of Parliament, intituled, *An Act for ratifying ſeveral Purchaſes lately made with the publick Stock of the County of* Devon; *and for making further Purchaſes for the Uſe of the ſaid County with the publick Stock thereof; and alſo for regulating and better Employment of the publick Stock of the ſaid County.* Nor to repeal any Power granted to the Juſtices of Devon, by the private Act of 9 Annæ, c. 4.

CAP. XV.

An Act for repealing a Clauſe in the Statute made in the twenty-firſt Year of the Reign of King JAMES the Firſt, intituled, *An Act for the further Deſcription of a Bankrupt, and Relief of Creditors againſt ſuch as ſhall become Bankrupts, and for inflicting corporal Puniſhment upon the Bankrupts, in ſome ſpecial Caſes*, which makes Deſcriptions of Bankrupts; and for the Explanation of the Laws relating to Bankruptcy, in caſe of Partnerſhip.

'WHEREAS by an Act made in the one and twentieth Year of the Reign of King JAMES the 'Firſt, intituled, *An Act for the further Deſcription of a Bankrupt, and Relief of Creditors againſt 'ſuch as ſhall become Bankrupts, and for inflicting corporal Puniſhment upon the Bankrupts, in ſome ſpecial Caſes*; 'it is, (amongſt other Things) enacted, That all and every Perſon or Perſons uſing, or that ſhould uſe the 'Trade of Merchandize, by way of bargaining, exchange, bartering, cheviſance, or otherwiſe, in groſs 'or by retail, or ſeeking his or her Living by buying and ſelling, or that ſhould uſe the Trade or Pro-'feſſion of a Scrivener, receiving other Mens Monies or Eſtates into his Truſt or Cuſtody, who, at any 'Time after the End of the ſaid Seſſion of Parliament, being indebted to any Perſon or Perſons in the Sum 'of one hundred Pounds or more, ſhould not pay or otherwiſe compound for the ſame within ſix Months 'next after the ſame ſhould grow due, and the Debtor be arreſted for the ſame, or within ſix Months after 'an original Writ ſued out to recover the ſaid Debt, and Notice thereof given unto him, or left in Wri-'ting at his or their Dwelling-houſe or laſt Place of Abode, or being arreſted for the Sum of one hun-'dred Pounds or more of juſt Debt or Debts, ſhould, at any Time after ſuch Arreſt, procure his Enlarge-'ment by putting in common or hired Bail, ſhould be accounted and adjudged a Bankrupt to all Intents 'and Purpoſes, and in the ſaid Caſes of Arreſt, or getting forth by common or hired Bail, from the Time 'of his or her ſaid firſt Arreſt: And whereas it is found by Experience, That many and great Miſchiefs 'and Inconveniences have happened, eſpecially of late, to Trade and Credit in general, by reaſon of the 'ſaid Deſcriptions of a Bankrupt:' For Remedy thereof for the future; Be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by Authority of the ſame, That the ſaid Act, and alſo all and every other Act and Acts of Parliament whatſoever, ſo far forth as they relate to the ſaid Deſcriptions of a Bankrupt, be, from and after the twentieth Day of *April* in the Year of our Lord one thouſand ſeven hundred and twelve, repealed and made void; and that no Perſon or Perſons whatſoever, within the ſaid Deſcriptions, or any of them, ſhall, from and after the ſaid twentieth Day of *April*, for or by Reaſon of the ſame, be taken or adjudged to be within the Statute or Statutes of Bankrupt whatſoever. 21 Jac. 1. c. 19. 34 & 35 H. 8. c. 4. 13 El. c. 7. 1 Jac. 1. c. 15. 21 Jac. 1. c. 19. After April 20, 1712. the recited Act, &c. ſo far as relates to the Deſcription of a Bankrupt, repealed. *Bac. Abr. V.* 1. 247. *Wood P.* 1. 96.

II. Provided nevertheleſs, and be it enacted by the Authority aforeſaid, That no Act, Sale, or Diſpoſition of any the Eſtate of ſuch Perſons within the ſaid Deſcriptions, or any Diſtribution of the ſame, by or under any Commiſſion or Commiſſions of Bankrupcy, before the ſaid twentieth Day of *April*, taken out againſt ſuch Perſon or Perſons, ſhall be hereby impeached or fruſtrated, but that the ſame ſhall be enjoyed for and towards Satisfaction of the Debts for which the ſame have been diſpoſed or diſtributed. Not to fruſtrate any Act, Sale, &c. of the Eſtates of ſuch Perſons, by any Commiſſion taken out before the ſaid 20th of April.

'III. And whereas a Doubt has ariſen upon an Act made in the fourth Year of her Majeſty's Reign, 'intituled, *An Act to prevent Frauds frequently committed by Bankrupts*, whether the Diſcharge of a Bank-'rupt, by virtue of that Act, ſhould be conſtrued to diſcharge the Partners of ſuch Bankrupt from the 'ſame Debt;' Be it therefore further enacted and declared by the Authority aforeſaid, That by the Diſcharge of any Bankrupt or Bankrupts, by force of the ſaid Act, or any other Acts relating to Bankrupts, from the Debts by him, her, or them due and owing at the Time that he, ſhe, or they did become a Bankrupt, ſhall not be conſtrued, nor was meant or intended to releaſe or diſcharge any other Perſon or Perſons who was or were Partner or Partners with the ſaid Bankrupt in Trade, at the Time he, ſhe, or they became a Bankrupt, or then ſtood jointly bound, or had made any joint Contract together with ſuch Bankrupt or Bankrupts, for the ſame Debt or Debts from which he was diſcharged, as aforeſaid, but that notwithſtanding ſuch Diſcharge, ſuch Partner and Partners, joint Obligor and Obligors, and joint Contractors 4 Annæ, c. 17. By the Diſcharge of a Bankrupt his Partner ſhall not be diſcharged.

tractors with such Bankrupt and Bankrupts, as aforesaid, shall be and stand chargeable with, and liable to pay such Debt and Debts, and to perform such Contracts, as if the said Bankrupt and Bankrupts had never been discharged from the same.

Farther Provisions relating to Bankrupts, 7 Geo. 1. c. 31. 5 Geo. 2. c. 30. (which is continued by 31 Geo. 2. c. 35. to 29th Sept. 1764.) 19 Geo. 2. c. 32. and 24 Geo. 2. c. 57.

CAP. XVI.

An Act for regulating, improving, and encouraging the Woollen Manufacture of mixt or Medley Broad Cloth, and for the better Payment of the Poor imployed therein.

11 Ed. 3. c. 3 & 5. 27 Ed. 3. stat. 1. c. 4. 50 Ed. 3. c. 7. 13 R. 2. c. 11. 17 R. 2. c. 2. 4 Ed. 4. c. 1. 7 Ed. 4. c. 2 & 3. 1 R. 3. c. 8. 3 H. 7. c. 11.

'WHEREAS by the ill Practices of some Makers of Mixture or Medley Broad Cloth, and the Unskilfulness of others, by excessive straining such Clothes, and other Abuses committed in working the same, great Damages and Disappointments have happened, not only to the Buyers and Wearers of the said Cloth, but much to the Disreputation of the said Manufacture both at home and abroad, and the Workers or poor Labourers, employed in working and making up the said Manufacture, have been impoverished, and are daily discouraged by imposing on them Goods and Wares of several Kinds for their Labour instead of ready Money, which Practices have been great Discouragements to the good Makers of, and fair Dealers in the said Mixture or Medley Broad Cloth:' For Remedy therefore of the said ill Practices or Abuses, and in order to the reviving and preserving the Reputation of the said Cloth both at home and abroad, and for the Improvement thereof, and Encouragement of all good Makers and fair Dealers therein, may it please your Majesty, that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the twenty-fourth Day of *June*, which shall be in the Year of our Lord one thousand seven hundred and twelve, all Mixture or Medley Broad Cloth to be made, shall be measured at the Fulling Mill, after the same shall be fully milled and scoured, and throughly wet, by the Master, Owner, or Occupier of every such Fulling Mill, who shall, and he is hereby obliged to take an Oath before some Justice of the Peace near to such Fulling Mill, that he will well and truly perform such measuring, (which Oath such Justice of Peace is hereby authorized and required to administer, and thereof to give such Master, Owner, or Occupier of such Fulling Mill, a Certificate of his having so done) and that every such Master of every Fulling Mill shall affix, or cause to be affixed, at the Head-end of every such Cloth, before it shall be carried from the Mill, a Seal of Lead, (to be furnished by the Clothier) and the Master or Occupier of every such Fulling Mill shall rivet the same on every such Cloth, and stamp his Name thereupon, mentioning in Figures the Length and Breadth of every such Cloth, for which he shall be paid by the Owner of every such Cloth one Penny, and no more; and the Length and Number of Yards so stampt on such Seal, shall be a Rule of Payment for every such Cloth by the Buyer of the same. Provided always, That if it shall happen, that after any Cloth hath been milled, sealed, and stampt, as aforesaid, or any Part thereof, shall by any Accident be damaged and taken off, such Part of the same, as shall not be damnified, shall be again measured, sealed, and stampt, as is before directed.

After June 24, 1712. Medley Broad Cloth shall be measured at the Fulling Mill, by the Master, &c. who shall take an Oath truly to perform such measuring, and shall affix a Seal to each Cloth, mentioning the Length, Breadth, &c.

If damaged after measuring, it shall be measured, &c. again.

Neglecting to measure, counterfeiting the Seal, &c. forfeits 20 s. for each Cloth.

II. And it is further enacted by the Authority aforesaid, That if such Master or Occupier of such Fulling Mill shall refuse or neglect to fix such Seal, as aforesaid, upon the Head-end of the said Cloth; or if any Person shall afterwards take off such Seal, or deface, counterfeit, or alter the Figure of any such Seal, before the Cloth is sold, and if the Buyer of such Cloth or Clothes shall refuse to accept or take the same, pursuant and according to the Measures herein before directed to be taken; every such Person and Persons that shall so offend, and be thereof lawfully convicted upon the Oath of one or more credible Witness or Witnesses, shall, for every such Neglect or Offence, forfeit the Sum of twenty Shillings for every such Cloth to be recovered and distributed as in this Act is afterwards provided for.

Penalty of overstretching, &c.

III. And be it further enacted by the Authority aforesaid, That no Clothier or Cloth-worker or any Person or Persons employed by him, after any mixt or Medley Broad Cloth is fully wet, sealed, and stampt, as aforesaid, shall, from and after the said twenty-fourth Day of *June* one thousand seven hundred and twelve, stretch or strain any such mixt or Medley Broad Cloth above one Yard in twenty Yards Length thereof, or above one Nail of a Yard in the Breadth thereof; and that every Person or Persons offending therein, shall, for every Offence, (being duly convicted thereof before such mixt or Medley Broad Cloth is sold, or exposed to Sale) forfeit the Sum of twenty Shillings, to be recovered and distributed as in and by this Act is afterwards directed.

Method to be observed in measuring.

IV. And to prevent any Objection that may arise from the different Method or Manner of measuring any Mixture or Medley Broad Cloth; Be it further enacted by the Authority aforesaid, That from and after the said twenty-fourth Day of *June* one thousand seven hundred and twelve, every Mill-man, Owner, or Occupier of every Fulling Mill, shall have in some convenient Place in his said Mill, one Table or Board twelve Foot long, and three Foot wide at least, whereon the said Cloth shall be doubled or cressed, and laid plain, with the Length of a Yard nailed or marked thereupon, to which shall be added one Inch more, which shall be used instead of that which is commonly called a Thumb's Breadth, so that the same Length shall contain thirty-seven Inches, to prevent any Dispute in respect of such measuring by the Yard; and in Default of such Table or Board being provided and constantly kept for the Use thereof, every Person neglecting the same, shall forfeit the Sum of ten Pounds, to be recovered and distributed in such Manner as in this Act is afterwards provided.

Cloth made before the said 24th of June, and unsold may be

V. And be it further enacted by the Authority aforesaid, That as to any Stock of the said Mixture or Medley Broad Cloth, which hath been made before, and which upon the said twenty-fourth Day of *June* one thousand seven hundred and twelve, shall be in hand and unsold, it shall and may be lawful for any Clothier

Clothier to take any or every ſuch Cloth or Clothes ſo then in hand unfold, and to throw the ſame into the Water to ſhrink the ſame, in order to its being meaſured and ſealed, as by this Act is before directed. *ſhrunk and meaſured as by this Act.*

VI. And be it further enacted by the Authority aforeſaid, That from and after the ſaid twenty-fourth Day of *June* one thouſand ſeven hundred and twelve, every Clothier, Cloth-worker, Card-maker, or any other Perſon concerned in the Trade of the Woollen Manufacture, ſhall make Payment in Money to all and every Perſon and Perſons any ways imployed or concerned in the Woollen Manufacture, for all Work to be done in Relation thereunto, and ſhall not, in lieu of Payment, impoſe or deliver to them any Sort of Goods or Wares for ſuch Work; and in caſe any Perſon or Perſons ſhall, in lieu of Payment, ſo impoſe on or deliver to any Workmen or poor Labourers, any Goods or Wares, for or inſtead of Money, every Perſon or Perſons ſo offending therein ſhall, for every ſuch Offence, forfeit the Sum of twenty Shillings, to be recovered and diſtributed in ſuch Manner as in and by this Act is directed. *Clothiers, &c. ſhall pay their Workmen in Money.* *Penalty 20 s.*

VII. And be it further enacted by the Authority aforeſaid, That all Offences againſt this Act ſhall be heard and determined by one or more Juſtice or Juſtices of the Peace of the County, City, or Place where the ſame ſhall be committed, provided ſuch Juſtice or Juſtices be not concerned in the Matter of the ſaid Complaint, upon the Oath of one or more credible Witneſs or Witneſſes; which Oath ſuch Juſtice or Juſtices of the Peace is hereby impowered to adminiſter; and that all and every the ſaid Penalties, and Forfeitures, which ſhall happen by virtue of this Act, ſhall be the one Moiety to the Informer, and the other Moiety to the Poor of the Pariſh, Townſhip, or Place where the Offence ſhall be committed; and in caſe any Offender ſhall neglect or refuſe to pay any ſuch Penalties and Forfeitures by the Space of fourteen Days after the Conviction for ſuch Offence, that then (and not before) it ſhall and may be lawful for the Juſtice or Juſtices of the Peace before whom ſuch Conviction was made, and ſuch Juſtice or Juſtices is and are hereby required to iſſue out one or more Warrant or Warrants, under his or their Hands and Seals, to the Conſtable or Conſtables of the Pariſh, Town, or Place where ſuch Offender doth inhabit, or can be found, within the Limits of his or their reſpective Juriſdictions, to levy the ſame by Diſtreſs and Sale of the Offender's Goods, returning the Overplus (if any be) to the Offender; and where no ſufficient Diſtreſs can be found, to commit the Offender to the Gaol or Houſe of Correction for the County or Corporation, to be kept to hard Labour for ſuch Time as the Juſtice or Juſtices of the Peace, before whom ſuch Conviction ſhall be made, ſhall direct, not exceeding, for any one Offence, three Months. *Offences againſt this Act to be determined by Juſtices.* *Forfeitures, one Half to the Informer, the other to the Poor.* *Neglecting to pay in 14 Days, may be levied by Diſtreſs and Sale.* *If no Diſtreſs, committed to Houſe of Correction for 3 Months.*

VIII. Provided always, That all Offences committed againſt this Act ſhall be proſecuted within thirty Days next after the Offences are committed or diſcovered. *Proſecution in 30 Days.*

IX. And be it further enacted, That if any Perſon or Perſons find him or themſelves aggrieved by any Order or Warrant made by any Juſtice or Juſtices of the Peace upon any Conviction before him or them in purſuance of this Act, ſuch Perſon or Perſons may appeal to the Juſtices of the Peace at the next General Quarter-Seſſions of the Peace to be held for the County or Place where ſuch Conviction ſhall be made, giving ſufficient Notice of ſuch Appeal; and if the Juſtices at ſuch next General Seſſions ſhall think fit to confirm or diſannul the ſaid Order or Warrant, they ſhall allow ſuch Coſts and Charges to the Party grieved thereby, as they ſhall think reaſonable, to be levied and paid in ſuch Manner as is uſual in other Caſes of Appeal from the Orders of Juſtices of the Peace to the General Quarter-Seſſions. *Perſons aggrieved may appeal to Quarter-Seſſions.*

X. And be it further enacted by the Authority aforeſaid, That if any Action or Suit ſhall hereafter be commenced or proſecuted againſt any Perſon or Perſons by this Act authorized to put the ſame in Execution, all and every Perſon and Perſons ſo ſued, may plead the General Iſſue, and give this Act and the Special Matter in Evidence; and if the Plaintiff ſhall become nonſuited or forbear further Proſecution, or ſuffer Diſcontinuance, or a Verdict to paſs againſt him, or Judgment upon Demurrer, the Defendant or Defendants ſhall recover his and their treble Coſts, for which he and they ſhall have like Remedy as in Caſes wherein Coſts by Law are given to Defendants. And this Act ſhall be taken and allowed a Publick Act in all Courts within this Kingdom, and all Judges and Juſtices are hereby required to take Notice thereof as ſuch, without ſpecial pleading of the ſame. *If ſued, may plead the General Iſſue,* *and recover treble Coſts.* *Publick Act.*

XI. Provided always, That this Act, or any Thing herein contained, ſhall not be conſtrued to extend to any Cloth made or manufactured within the County of *York*, or to repeal or any wiſe invalidate any of the Powers and Authorities mentioned or contained in an Act made in the ſeventh Year of her preſent Majeſty's Reign, intituled, *An Act for the better aſcertaining the Lengths and Breadths of Woollen Cloth made in the County of* York. *Not to extend to Cloth made in Yorkſhire, nor to invalidate the Act of 7 Annæ, c. 13.*

[Vide 1 Geo. 1. ſtat. 2. c. 15. for making this Act more effectual.] *Further Proviſions relating hereto,* 1 *Geo.* 1. *c.* 41. 11 *Geo.* 1. *c.* 24. 7 *Geo.* 2. *c.* 25. 11 *Geo.* 2. *c.* 28. *and* 14 *Geo.* 2. *c.* 35.

CAP. XVII.

An Act for the better collecting and recovering the Duties granted for the Support of the Royal Hoſpital at *Greenwich*, and for the further Benefit thereof; and for the preſerving her Majeſty's Harbour Moorings.

'WHEREAS by an Act made in the ſeventh Year of the Reign of his late Majeſty King William the Third, intituled, *An Act for the Increaſe and Incouragement of Seamen*, and alſo another Act made in the eighth Year of his ſaid late Majeſty's Reign, intituled, *An Act to enforce the Act for the Increaſe and Incouragement of Seamen*, there was given for the better Support of the Royal Hoſpital founded at *Greenwich* by his ſaid late Majeſty, a Duty of ſix Pence *per Menſem*, payable by all Seamen; which Acts have not proved ſufficient for the due collecting the ſaid Duty:' To the Intent therefore that the ſaid ſix Pence *per Menſem* may for the future be more effectually collected for the Uſes aforeſaid, Be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual 7 & 8 W. 3. c. 21. 8 & 9 W. 3. c. 23. 6 d. per Menſem ſhall be paid out of the Wages of every Seaman for the Support of Greenwich Hoſpital, by the Maſter, &c.

Farther Provisions relating hereto, 2 Geo. 2. c. 7. & 36. *And* 18 *Geo.* 2. c. 31.
Exceptions. 2 & 3 Annæ, c. 6. §. 7.

tual and Temporal, and Commons, in Parliament assembled, and by the Authority of the same, That every Seaman or other Person whatsoever, that shall serve or be imployed by her Majesty, her Heirs or Successors, or by any other Person or Persons whatsoever, in any of her Majesty's Ships, or in any Ship or Vessel belonging or to belong to any of the Subjects of *Great Britain* or *Ireland*, or Dominions thereunto belonging, and every Master or Owner navigating or working in his own Ship or Vessel, whether imployed upon the high Sea or Coasts of the same, or in any Port, Bay, or Creek, (other than such Apprentices, under the Age of eighteen Years, as are exempted from Payment of six Pence *per Mensem* by an Act made in the second Year of her present Majesty's Reign, and such Person or Persons as shall be imployed in any Boat upon any the Coasts of *Great Britain* or *Ireland* in taking of Fish, which are brought fresh on shore into *Great Britain* and *Ireland*, and every Person and Persons imployed in Boats or Vessels that trade only from Place to Place within any River of *Great Britain* and *Ireland*, or in any open Boats upon the Coasts of the same) shall pay, and there shall be allowed and paid by every such Master, Owner, Seamen, or other Person imployed, or that shall be imployed, the said six Pence *per Mensem*, or proportionably for a lesser Time, during the Time he or they shall be imployed in, or belong to the said Ship or Vessel, for the better Support of the said *Greenwich* Hospital, and to augment the Revenues thereof for the Purposes herein mentioned.

The Masters, &c. may deduct the same.

II. And it is hereby declared, That the Master, Owner or Commander of every Ship or Vessel, not in her Majesty's Service, is hereby impowered and required to deduct and detain, out of the Wages, Shares, or other Profits payable or accruing to such Seaman, or other Person imployed in his Ship or Vessel, the said Duty of six Pence *per Mensem*, (other than for such Apprentices and other Persons as are before excepted) and shall pay the same to such Officer or Officers as shall on that Behalf be appointed by the Lord High Admiral of *Great Britain*, or the Commissioners for executing the Office of Lord High Admiral of *Great Britain*, for the time being.

The Admiralty to appoint Receivers, who may depute the Officers of the Customs to receive the Duty.

III. And be it further enacted, That for the better levying and collecting the said Duties of six Pence *per Mensem*, it shall and may be lawful for the Lord High Admiral of *Great Britain*, or for the Commissioners executing the Office of Lord High Admiral of *Great Britain*, for the time being, to appoint such Person or Persons, as he or they shall think fit, to be Receiver or Receivers of the said Duty, and also to authorize such Receiver or Receivers to depute and appoint the Collectors or other Officers of her Majesty's Customs of the several Out Ports of this Kingdom, and of the Ports of the Kingdom of *Ireland*, or such other as he or they shall think fit, to collect and receive the same; and all the said Collectors and Officers of the Customs, if so appointed, are hereby required to collect and receive the same, according to such Instructions and Directions as shall be, from time to time, sent to them in Writing by the said Receiver or Receivers; and for the Care and Pains therein of the said Collectors and other Officers of the Customs, and others, to be appointed to collect and receive the said Duty, it shall and may be lawful for the Lord High Admiral, or Commissioners executing the Office of Lord High Admiral of *Great Britain*, for the time being, to make such Allowance to them out of the said Duties as he or they shall judge reasonable.

Receivers may summon Masters, &c. and examine them as to the Number of Seamen, &c. See 2 Geo. 2. c. 7. §. 5.

IV. And be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for the said Receiver and Receivers, his or their Deputy or Deputies, for the time being, for the better Discovery of what shall be due from the Persons serving on board, or belonging to any Merchant or private Ship or Vessel aforesaid, by Warrant under his or their Hands, to summon all such Masters and Commanders, or (in their Absence) the Owner or Owners of such Ships and Vessels, not in her Majesty's Service, to be and appear at the Office of the said Receiver or Receivers, his or their respective Deputy or Deputies, (so as the Person so summoned be not obliged to travel above ten Miles for the making such Appearance) which said Receiver or Receivers, his or their respective Deputy or Deputies, are hereby impowered and directed to examine every such Master and Commander, or Owner or Owners as to the Number and Times of Service of all and every Person or Persons belonging to or imployed in such Ships or Vessels, who are liable to, or chargeable with the said Sum of six Pence *per Mensem*; and if such Masters or Commanders, or (in their Absence) the Owners, or any of them, shall refuse, when so summoned (not having a reasonable Excuse) to appear before the said respective Persons hereby impowered to examine them in Manner as aforesaid, or if they shall appear, and obstinately refuse to make a full and true Discovery of the Matters aforesaid, upon their several Oaths, (which Oaths the said Receiver or Receivers, their Deputy or Deputies, are hereby impowered to administer) or shall neglect to pay the Monies which shall be due to the said Hospital, within fourteen Days after they shall be cleared inwards by the Officers of her Majesty's Customs, that then, and in every such Case, all and every such Offender or Offenders, for every such Refusal or Neglect, shall forfeit the Sum of twenty Pounds; one Moiety whereof shall be to the Use of the aforesaid Hospital, and the other Moiety to such Person or Persons as shall sue for the same, by Action of Debt, Bill, Plaint, or Information, in any of her Majesty's Courts of Record, wherein no Essoin, Wager of Law, or Protection shall be allowed; and if a Verdict shall pass for the Plaintiff in any such Action, Bill, Plaint, or Information, then such Plaintiff shall have and be allowed double Costs; and if any such Master or Commander shall attempt to go to Sea with his said Ship or Vessel before he hath duly accounted with and paid the said Receiver or Receivers the said Duty for the Voyage preceding, then and in such Case, such Receiver or Receivers, or their Deputies, are hereby impowered to stop such Ship or Vessel from proceeding to Sea, till the said Duty be paid; and upon the Death or Removal of any Master or Commander of any Ship or Vessel, the Owner or Owners shall deliver to the succeeding Master a true Account of the said Duty due to the said Hospital, as aforesaid, and Money sufficient for the Payment of the same to the Receivers thereof, and in Default thereof, such Receiver and Receivers, or their Deputies, shall and lawfully may stop such Ship or Vessel from proceeding to Sea, until the said Duty shall be fully paid and satisfied.

Masters, &c. refusing to appear, or to answer upon Oath, shall forfeit 20 l. one Half to the Hospital, the other to the Prosecutor. Altered by 2 Geo. 2. c. 7. §. 7.

Master attempting to go to Sea before the Duty paid for the preceding Voyage, Receivers may stop the Ship.

Quakers Affirmation to be accepted instead of an Oath.

V. Provided always, and be it further enacted by the Authority aforesaid, That in all Cases wherein by this Act an Oath is required or appointed to be taken, the solemn Affirmation and Declaration of the People called *Quakers* shall be accepted instead of such Oath, in such Manner and Form as is directed in and by

by an Act made in the seventh and eighth Years of the Reign of his said late Majesty King WILLIAM the Third, intituled, *An Act that the solemn Affirmation and Declaration of the People called* Quakers, *shall be accepted instead of an Oath in the usual Form*; for and during the Continuance of the said last recited Act, and no longer; and if such *Quaker* shall refuse to make such solemn Affirmation and Declaration, in any Case whereby any other Person is hereby required to take an Oath, he shall forfeit and be subject to the like Penalties, as any other Person refusing to take an Oath is liable to by this Act; and in case any such *Quaker* shall, upon such his solemn Affirmation or Declaration, affirm or declare any Matter which shall be false; or if any other Person shall, pursuant to the Execution of this Act, wittingly or willingly make a false Oath, he or they so offending (being lawfully convicted thereof) shall suffer the like Fines and Punishments as other Persons, being convicted of wilful Perjury, are by the Laws of this Realm subject unto.

7 & 8 W. 3. c. 34.

Penalty of false Oath or Affirmation.

'VI. And whereas it is, and hath of late been the Use and Practice of divers Masters or Commanders, 'Owners or Part Owners of divers Outward bound Merchant Ships or Vessels, to enter into, or sign a cer- 'tain Writing or Contract, whereby the Mariners debar themselves from their Wages, until some certain 'Time after the said Ship or Vessel's Arrival from off the said Voyage in the same Port from which they 'did first put to Sea, although the said Ships or Vessels do make Delivering Ports in Foreign Parts, whereby 'their Wages would otherwise come due by Law;' Be it therefore enacted by the Authority aforesaid, That no such Contracts, nor any other private Contracts or Agreements, made or entred into by any Seaman or Mariner, shall extend, or be construed to extend, in any Ways to debar, obstruct, or delay the Payment of the Duties aforesaid, which by this or any other Act are appropriated to the Use of the said Hospital.

No Contracts by Seamen shall obstruct the Payment of the Duty.

VII. And be it further enacted by the Authority aforesaid, That this Act, and every Part thereof, shall be taken and deemed to be a Publick Act; and if, at any Time or Times hereafter, any Person or Persons shall be sued for any Matter or Thing done in the Execution of this Act, such Person or Persons shall and may plead the General Issue, and give this Act and the Special Matter in Evidence; and if upon Trial the Plaintiff shall become nonsuited, or a Verdict shall pass for the Defendant, the Defendant shall recover Treble Costs of Suit.

A Publick Act.

General Issue.

VIII. Provided always, That nothing in this Act do extend to oblige the Payment of the six Pence *per Mensem*, by any Masters, Servants, or Apprentices of the Hoys, Smacks, or other Vessels belonging to the Port of *London*, and employed within the *North Foreland*, in bringing Corn, Fish, or other Provisions for the said Port of *London*, during the Time they shall be so employed; any thing in this Act contained to the contrary notwithstanding.

Nor to extend to Hoys, &c. employed in bringing Corn, Fish, &c. to London.

'IX. And whereas in and by one other Act made at *Westminster* in the sixth Year of her present Ma- 'jesty's Reign, intituled, *An Act for the better securing the Trade of this Kingdom by Cruizers and Convoys*, 'amongst other Things therein contained, it is enacted, That after the Sale or Sales of such Prize or Prizes 'as shall be taken from the Enemy, Publick Notification should be given by the Persons or Agents ap- 'pointed for the Payment of the several Shares to the Captors; after which Publick Notification, if any 'Shares shall remain in the Hands of the Persons or Agents appointed, as by the said Act is directed, ei- 'ther belonging to such Men as shall die or run from the Service, or such as shall not legally be demand- 'ed within three Years, then such Share or Shares so remaining in the Persons or Agents Hands, shall go 'to, and be paid to the Use of *Greenwich* Hospital: In which said Act it is likewise, amongst other Things, 'further enacted and declared, That as well the Bill or Bills to be made out for the Value of such Prize or 'Prizes that shall be taken into her Majesty's Service, as the Bill or Bills to be made out for the Bounty 'thereby granted to the Commanders, Officers, Seamen, and others, for taking any of the Enemies Ships 'of War or Privateers, shall be made payable to such Person or Persons as shall be authorized and ap- 'pointed to appraise or dispose of such Prize so taken from the Enemy, by the Commander, and by the 'Majority of the Officers, and the major Part of such Ships Company, and others as shall have taken the 'same, to be distributed and divided by the said Person or Persons, so authorized and appointed, amongst 'the Captors, in such Manner, Form, and Proportion as is thereby directed; the several Shares of which 'Captors (if not legally demanded within three Years after Publick Notification) shall go to the Use of 'Greenwich Hospital: In which said Act, no sufficient Provision being made to oblige such Agents or other 'Persons to discover or duly to account for the Monies remaining in their Hands due to the said Hospital;' Now for the better and more effectual preserving and securing all such Interests and Shares so given and granted by the said Act, to and for the Use of the said Hospital, and for the better and more certain collecting the same; Be it therefore enacted by the Authority aforesaid, That all and every Person and Persons, Agent and Agents, and others who hath sold or disposed of, or shall hereafter sell or otherwise dispose of any such Prize or Prizes so taken, or that shall hereafter be so taken from the Enemy, shall within the Space of three Calendar Months next after the first Payment or Distribution to the Captors of such Prize or Prizes, made in pursuance of such Publick Notification, make out, transmit or deliver unto the Treasurer of the said Royal Hospital at *Greenwich*, for the time being, or to such Person or Persons as he shall for that Purpose depute or appoint, a true State and Account of the Produce of such Prize and Prizes, together with an Account of the Payments of the several Shares to the Captors, as shall then have been really and *bona fide* by him or them paid; and also that all and every Person and Persons authorized and appointed by the said Act to receive Bills for the Value of such Prize Ship or Ships as are or shall be taken into her Majesty's Service, in Pursuance of the said Act, and all and every Person and Persons authorized and appointed to receive Bills for the Bounty granted by the said Act, shall, within the like Space of three Calendar Months, next after the first Payment or Distribution of such Bills, for the Value of such Prize Ships, taken into her Majesty's Service, and of the Bills for Bounty, as aforesaid, in like Manner make out, transmit, or deliver to the Treasurer for the time being of the said Hospital, or to his sufficient Deputy, a true State and Account of the Payment and Distribution of such Bills; and further, That all and every Person and Persons, Agents and others, that by virtue of the said Act hath sold and disposed of, or that shall

6 Annæ, c. 13.

All Persons disposing of Prizes, or appointed by the recited Act to receive Bills for the Value of Prize Ships, or for the Bounty granted by that Act; and also Persons disposing of any Prize taken by Ships of War, shall respectively in three Months deliver to the Treasurer of Greenwich Hospital Accounts thereof, &c.

ſhall hereafter ſell or diſpoſe of any Prize or Prizes taken from the Enemy, or that ſhall at any time hereafter be taken from the Enemy by any of her Majeſty's Ships of War or Privateers, or that ſhall receive and diſpoſe of any Bill or Bills for the Value of ſuch Prizes as ſhall be taken into her Majeſty's Service, or Bills for Bounty, ſuch Perſon and Perſons, Agents and others, ſo ſelling or diſpoſing thereof, ſhall, within the Space of three Calendar Months next after the Expiration of the Term of three Years, limited by the ſaid Act, make out an exact Account of the Produce of ſuch Prize or Prizes, and Bills for Bounty, as alſo for the Payments of the ſeveral Shares to the reſpective Captors, together with a true and juſt Account upon Oath of all ſuch Sum or Sums of Money as ſhall be then remaining in ſuch Agent or Perſon's Cuſtody, Power, or Poſſeſſion; and ſhall at the ſame Time deliver, or cauſe to be delivered to the Treaſurer of the ſaid Hoſpital, for the time being, or to his ſufficient Deputy or Agent, the ſaid Accounts ſo atteſted upon Oath, as aforeſaid, together with all ſuch remaining Sum and Sums of Money then ſo left and remaining in his or their Hands, as aforeſaid, taking his or their Acquittances for the ſame.

The Perſon neglecting to tranſmit ſuch Accounts ſhall forfeit 100l. to the ſaid Hoſpital.

X. And be it further enacted, That all and every the Perſon and Perſons hereby directed to tranſmit or deliver all or any the Accounts before mentioned, who ſhall neglect or refuſe to tranſmit or deliver all or any ſuch Account or Accounts, within the Times before limited or appointed, in ſuch Manner and Form as is herein before mentioned, or who ſhall neglect or refuſe to pay over all and every ſuch Sum and Sums of Money as ſhall remain in his or their Hands, Power, Cuſtody, or Poſſeſſion, after the Term of three Years, to be accounted, as aforeſaid, ſhall, for every ſuch Offence, forfeit and pay to the Uſe of the ſaid Royal Hoſpital the Sum of one hundred Pounds, to be recovered, with Coſts of Suit, by Action of Debt, Bill, Plaint, or Information, in any Court of Record, in which no Eſſoin, Protection, Privilege, or Wager of Law, nor more than one Imparlance ſhall be allowed.

Perſons convicted of Fraud in ſtating Accounts to forfeit 100l. one Half to the Hoſpital, the other to the Proſecutor.

XI. And be it further enacted, That if any Fraud, Colluſion, or Deceit ſhall be wittingly or willingly made, uſed, committed, permitted, done, or ſuffered, in the making, ſtating, or balancing any ſuch Accounts, then every Perſon or Perſons, who ſhall be thereof duly convicted, and his and their Aiders and Abettors, ſhall forfeit and pay, for every ſuch Offence, over and above the Penalties and Puniſhments to be inflicted by any other or former Law, the Sum of one hundred Pounds; one Moiety whereof to be to the Uſe of the ſaid Hoſpital, and the other Moiety to the Informer who ſhall ſue for the ſame, to be recovered, with Coſts of Suit, by Action of Debt, Bill, Plaint, or Information, in any Court of Record, in which no Eſſoin, Protection, Privilege, or Wager of Law, nor more than one Imparlance ſhall be allowed.

Clauſe for limiting a Time for Captors to demand their Shares.

'XII. And whereas her Majeſty by her moſt gracious Declaration for Encouragement of her Ships of 'War and Privateers, bearing Date the firſt Day of *June* one thouſand ſeven hundred and two, was pleaſed 'to direct, That in caſe any of her Ships of War, or Merchant Ships employed in her Service, or any 'Private Man of War, ſhould take in Fight, ſink, fire, or by any other Means deſtroy any Ship of War, 'or Private Man of War belonging to, or in the Service of the Enemy, they ſhould have, as a Reward 'for ſuch Service, for each Piece of Ordnance, whether Iron or Braſs, in any Ship of War, or Private 'Man of War, ſo taken or deſtroyed, ten Pounds, to be paid out of her Majeſty's Share of Prizes, and to 'be ſhared and divided as in the ſaid Declaration is ſpecified: And whereas the Flag Officers, Captains, and 'other Officers, and Companies of ſeveral of her Majeſty's Ships of War, did take and deſtroy ſeveral 'Ships of War and Privateers belonging to, or in the Service of the Enemy, before the Commencement 'of the ſaid Act of Parliament paſſed in the ſixth Year of her Majeſty's Reign, and thereby became en'titled to ſuch Reward, as aforeſaid, by virtue of the ſaid Declaration; but no Money remaining of her 'Majeſty's Share of Prizes in the Receivers Hands, they are like to be deprived of the Benefit of her 'Majeſty's ſaid gracious Intention of rewarding ſuch Service, unleſs ſome Proviſion be made by Parliament 'for ſupplying the ſame: And whereas the Sums of ſix thouſand Pounds, and one thouſand two hundred 'Pounds, Part of the Money remaining due to the ſeveral Captors for their Shares of Prizes, by virtue 'of the ſaid Declaration, have been paid by the Receiver or Receivers of Prizes into the Receipt of the Ex'chequer, where the ſame lie uncalled for, though Publick Notice for Payment thereof hath long ſince 'been publiſhed in the *Gazettes*; and it being requiſite that ſome certain Time ſhould be limited for the 'Captors to make their Claims to their Shares of Prizes, by virtue of the ſaid Declaration, and in Default 'thereof to be barred the ſame, in order to have the Accounts of ſuch Shares finally adjuſted, and that ſo 'much thereof as ſhall remain uncalled for within ſuch limited Time, may be applied to and for the Uſes 'and Purpoſes herein after mentioned;' Be it therefore enacted by the Authority aforeſaid, That as to ſuch Shares belonging to any Captors of Prizes, by virtue of the ſaid Declaration, of the Day appointed for the Payment whereof Publick Notice hath been given in the *Gazette* for three Years or more ſince paſt, and which ſhall not be legally demanded before the twenty-fifth Day of *December* one thouſand ſeven hundred and twelve, ſuch Captors, their Executors, Adminiſtrators, and Aſſigns, ſhall, from and after the ſaid twenty-fifth Day of *December* one thouſand ſeven hundred and twelve, be for ever barred from all Right and Claim to the ſame; and as to any other Shares belonging to any Captors, as aforeſaid, if the ſaid Shares ſhall not be legally demanded on or before the twenty-fifth Day of *March* one thouſand ſeven hundred and thirteen, ſuch Captors, their Executors, Adminiſtrators, and Aſſigns, ſhall then be for ever barred from all Right and Claim to the ſame.

Treaſury may order the 6000l. and 1200l. remaining in the Exchequer, to be paid to the Treaſurer of the Hoſpital.

'XIII. And whereas there are remaining in the Hands of the ſaid Receivers ſeveral Sums of Money 'which may probably be ſufficient to anſwer all Demands of Captors, and alſo to pay the ſaid Rewards, 'over and beſides the ſaid Sums of ſix thouſand Pounds, and one thouſand two hundred Pounds, paid into 'the Receipt of the Exchequer, as aforeſaid, which ſaid laſt mentioned Sums may be preſently applied for 'the Benefit of the ſaid Hoſpital;' Be it therefore enacted by the Authority aforeſaid, That the Lord High Treaſurer of *Great Britain*, or the Commiſſioners of the Treaſury for the time being, ſhall and may, and are hereby authorized and directed to order the Payment of the ſaid Sums of ſix thouſand Pounds, and one thouſand two hundred Pounds, to be forthwith iſſued and paid to the Treaſurer of the ſaid Hoſpital, to be by him applied to the Uſes and Purpoſes herein after mentioned; and as to all the Monies which now

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is or hereafter ſhall be in the Hands of any Receiver or Receivers of Prizes, or Perſons appointed for the ſame, their Executors or Adminiſtrators, belonging to any Captors for their Shares of Prizes, by virtue of the ſaid Declaration, the ſame ſhall be iſſued and applied in the firſt Place for or towards the Payment of the Captors, who ſhall demand the ſame within the reſpective Times aforeſaid; and after the Payment of ſuch Captors, then after the twenty-fifth Day of *March* one thouſand ſeven hundred and thirteen, ſhall be iſſued and applied for or towards the Payment of the Rewards before mentioned, in ſuch Proportions as by the ſaid Declaration is directed, to and among the Flag Officers, Captains, and other Officers and Companies of her Majeſty's ſaid Ships, their Executors or Adminiſtrators, entitled thereunto, as aforeſaid, if the ſame ſhall be decreed unto them by the High Court of Admiralty; and Liſts of the Ships which ſhall be intitled to ſuch Reward by ſuch Decree, ſhall be tranſmitted to the Receiver or Receivers of Prizes before the twenty-ninth Day of *September* one thouſand ſeven hundred and twelve, and be by them afterwards claimed of the Receiver or Receivers of Prizes before the twenty-fifth Day of *December* one thouſand ſeven hundred and twelve; and Publick Notice is hereby directed to be given in the *Gazette* by the Receiver or Receivers of Prizes, or Perſons appointed for the ſame, within fourteen Days after the Royal Aſſent ſhall be given to this Bill, of the reſpective Times appointed for the Captors, and the Perſons entitled to ſuch Rewards, as aforeſaid, to make their reſpective Claims; and the Surplus of the ſaid Monies, after the Payment of ſuch Rewards, or ſo much of the ſame as ſhall be legally demanded, as aforeſaid, ſhall immediately after the Times before limited for ſuch Demand, be iſſued and paid to the Uſe of the ſaid Royal Hoſpital at *Greenwich*; ſuch Allowances being firſt made out of the ſaid Surplus for the neceſſary Charges of Officers attending for Payment of ſuch Captors on Recals, not exceeding in the whole the Sum of ſix hundred Pounds, as to the Lord Treaſurer, or Commiſſioners of the Treaſury for the time being, ſhall ſeem reaſonable; any thing in the ſaid Declaration, or any other Matter or Thing to the contrary hereof in any wiſe notwithſtanding.

How the Monies remaining in the Hands of the Receivers of Prizes ſhall be applied.

XIV. Provided always, and be it enacted and declared by the Authority aforeſaid, That the Sum and Sums of Money ſo to be paid and diſtributed to and amongſt the ſaid Claimers, for and towards Satisfaction of ſuch Rewards, ſhall not exceed the Sum of four thouſand Pounds; and in caſe it ſhall ſo happen that the ſeveral Sums ſo decreed and demanded for ſuch Rewards, at or before the five and twentieth Day of *December* one thouſand ſeven hundred and twelve, ſhall amount in the whole to more than four thouſand Pounds, then in ſuch caſe the ſaid Sum of four thouſand Pounds ſhall be divided and diſtributed to and amongſt the ſaid ſeveral Claimers, by way of Average, in Proportion to their reſpective Intereſts and Demands, which is and ſhall be in full Recompence, Diſcharge, and Satisfaction of their ſaid Claims of ſuch Rewards from her Majeſty; which ſaid Average and Proportion ſhall be made up and adjuſted by the Receiver of the Prizes, or Perſon appointed to receive the ſame, by the twenty-fifth Day of *March* one thouſand ſeven hundred and thirteen, who ſhall from thence forthwith pay ſuch Monies as ſhall be due for ſuch Rewards.

The Sums to be paid to the Claimers of Rewards, not to exceed 4000 l. and if the Money claimed amount to more, the 4000 l. ſhall be diſtributed by Way of Average. By 12 Annæ, ſtat. 2. c. 9. §. 66. Liſts are to be made of the Perſons entitled to Rewards, &c.

XV. Provided alſo, That in caſe any Perſon or Perſons, who are or ſhall be entitled to receive any Money for or upon Account of ſuch Rewards, as aforeſaid, ſhall not himſelf, or by his lawful Attorney, come to ſuch Receiver, or Perſon or Perſons appointed to pay the ſame, to receive ſuch Money, before the twenty-fourth Day of *June* one thouſand ſeven hundred and thirteen, then every ſuch Perſon and Perſons ſhall from thenceforth be barred and excluded from any Right to any ſuch Money.

Perſons entitled to Rewards, not coming to receive them before 24 June 1713. ſhall be excluded.

XVI. Provided alſo, and be it further enacted, That from and immediately after the ſaid twenty-fifth Day of *March* one thouſand ſeven hundred and thirteen, the Receiver and Receivers of Prizes, and Perſon and Perſons appointed to receive the ſame, ſhall pay to the Treaſurer of the ſaid Hoſpital, for the Uſe of the ſaid Hoſpital, all and every ſuch Sum and Sums of Money as ſhall be then remaining in his or their Hands of the Captors Money, over and above the ſaid Sum of four thouſand Pounds, if the whole ſhall be decreed and claimed by the Time before limited, and alſo over and above ſuch Sum and Sums of Money as ſhall be neceſſary for defraying the Charges of attending and making ſuch Payments, as aforeſaid, (not exceeding the Sum of ſix hundred Pounds before mentioned) to be paid in ſuch Manner as the Lord High Treaſurer of *Great Britain*, or Commiſſioners of the Treaſury for the time being, ſhall order and direct; and alſo, that from and immediately after the ſaid twenty-fifth Day of *December* one thouſand ſeven hundred and twelve, ſuch Receiver and Receivers of Prizes, and Perſon or Perſons appointed to receive the ſame, ſhall pay to the Treaſurer of the ſaid Hoſpital, for the Uſe of the ſaid Hoſpital, all and every ſuch Sum and Sums of Money of the ſaid four thouſand Pounds, as ſhall not before that Time be decreed and claimed for ſuch Rewards; and alſo ſhall, from and immediately after the ſaid twenty-fourth Day of *June* one thouſand ſeven hundred and thirteen, pay to the Treaſurer of the ſaid Hoſpital, for the Uſe of the ſaid Hoſpital, all and every ſuch Sum and Sums of Money of the ſaid four thouſand Pounds, as ſhall not before that Time be demanded to be paid, as aforeſaid, by the Perſon entitled thereto, or by his lawful Attorney.

After 25 March 1713. Receiver of Prizes ſhall pay the Treaſurer all the Captors Money in his Hands above 4000 l.

And after 25 Dec. 1712. ſo much of the ſaid 4000 l. as ſhall not be then claimed.

And after 24 June 1713. all that ſhall not be then demanded.

XVII. Provided likewiſe, That in caſe any other Monies due to Captors, by virtue of her Majeſty's ſaid Declaration, ſhall be received by ſuch Receiver or Receivers, or Perſon or Perſons appointed to receive the ſame, or ſhall come to, or be in the Hands of any other Perſon or Perſons, at any Time after the ſaid twenty-fifth Day of *March* one thouſand ſeven hundred and thirteen, the ſame ſhall be paid to the Treaſurer of the ſaid Hoſpital for the time being, for the Uſe of the ſaid Hoſpital.

Any other Money due to Captors, in the Receivers Hands, after 25 March 1713. ſhall be paid to the Treaſurer for the Uſe of the Hoſpital.

XVIII. And be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful for the Treaſurer of the ſaid Hoſpital, to pay and diſpoſe of ſo much of the ſaid Monies as ſhall be paid unto him, as aforeſaid, for the Uſe of the ſaid Hoſpital, as the Commiſſioners for the ſaid Hoſpital at their General Court ſhall order and direct; which Order or Orders of the ſaid Court ſhall be a good and ſufficient Diſcharge

The Treaſurer ſhall pay the Money, as directed by the Commiſſioners of the Hoſpital.

How the Captors to be paid if the Receiver has not Money ſufficient.

charge to the ſaid Treaſurer for all Monies ſo by him paid, againſt all Perſons whatſoever; and in caſe there ſhall not be Money enough in the Hands of the Receiver and Receivers of Prizes, and the Perſon or Perſons appointed to receive the ſame, to pay the ſaid Captors Rewards, and the ſaid Charges of attending and making ſuch Payments, as aforeſaid, That then it ſhall and may be lawful for the ſaid Treaſurer, or any other Treaſurer of the ſaid Hoſpital for the time being, and ſuch Treaſurer is hereby authorized and required out of ſuch Monies, to pay all ſuch Money as ſhall be deficient for the Purpoſes aforeſaid, or any or either of them, to the Receiver of Prizes or other Perſon appointed for the receiving Prizes, out of the Revenues of the ſaid Hoſpital, which ſhall be, and are hereby charged with, and made liable to the Payment of the ſame, ſo as the ſaid Hoſpital be not charged with more than the ſaid Sums of ſix thouſand Pounds, and one thouſand two hundred Pounds, to be received, as aforeſaid, out of the Exchequer.

Money in Receivers Hands during the Reign of W. 3. not demanded before 24 June 1712. ſhall be paid to the Treaſurer for the Uſe of the Hoſpital.

'XIX. And whereas conſiderable Sums of Money may be remaining in the Hands of the Receiver or 'Receivers of Prizes, or Perſons appointed for the ſame, during the Reign of his late Majeſty King WILLIAM the Third, their Executors or Adminiſtrators, belonging to ſeveral Captors in the Service of his 'ſaid late Majeſty, for their Shares of Prizes taken during the Reign of his ſaid late Majeſty, which have 'not been legally called for, or demanded in all this Time; and it will therefore be fit that the ſame ſhould 'be diſcharged, and ſome Diſpoſition made thereof:' Be it further enacted by the Authority aforeſaid, That all ſuch Monies as ſhall be ſo remaining, as aforeſaid, in the Hands of any Receiver or Receivers of Prizes, or Perſons appointed for the ſame, their Executors or Adminiſtrators, ſhall be paid on or before the twenty-fourth Day of *June* one thouſand ſeven hundred and twelve, to the Treaſurer of the ſaid Hoſpital, to be applied to the Uſe of the ſaid Hoſpital; and ſuch Receiver or Receivers of Prizes, or Perſons appointed for the ſame, their Executors and Adminiſtrators, are hereby required and authorized to pay the ſame accordingly; and the ſaid ſeveral Captors, their Executors, Adminiſtrators, and Aſſigns, are hereby barred from all Right and Claim thereunto.

Who may be admitted into the Hoſpital.

'XX. And whereas no Seamen have hitherto been admitted into the ſaid Hoſpital, but ſuch only as 'have ſerved in the Royal Navy, notwithſtanding great Sums have been conſtantly paid towards the Sup-'port of the ſaid Hoſpital from the Wages of Seamen imployed in Merchants Service;' Be it therefore enacted by the Authority aforeſaid, That the Lord High Admiral of *Great Britain*, the Commiſſioners of the Admiralty for the time being, or whoever elſe ſhall, from time to time, have Power to direct the Admiſſion of any Seamen into the ſaid Hoſpital, ſhall conſider, as being fully qualified for an Admiſſion into the ſaid Hoſpital, any Seaman, who ſhall offer himſelf to be admitted, and who ſhall produce an authentick Certificate of his having been wounded, maimed, or hurt in defending any Ship belonging to the Subjects of her Majeſty, againſt the Enemies of her Majeſty, her Heirs or Succeſſors, or in taking any Ship from the Enemy, and thereby diſabled for Sea Service; any Law, Cuſtom, Uſage, or Order to the contrary thereof in any wiſe notwithſtanding.

If any Ship not belonging to the Navy ſhall faſten to the Queen's Moorings, the Captain, &c. ſhall forfeit 10l. for every Tide he ſtays at the ſaid Moorings, unleſs neceſſitated ſo to do by Streſs of Weather, &c.

'XXI. Whereas it is become a common Practice, that Merchants Ships and Veſſels carrying Merchan-'dize, do very often ſtop and ride at the Moorings appointed and laid out for the Uſe of her Majeſty's 'Ships and Veſſels, and at her Majeſty's Ships and Hulks in Harbour, near and adjoining to her Majeſty's 'Dock Yards, Store-houſes and Magazines, ſuch Merchant or trading Ships or Veſſels not being forced 'thereto by any Neceſſity or Want of Tide, by which Means her Majeſty's Ships, Veſſels, and Maga-'zines are ſubjected to Accidents by Fire, and other Damages, through the Careleſneſs of the Perſons left 'on board ſuch Merchant Ships, as well as to Charges, by weakning and wearing the Moorings; and the 'Perſons left on board ſuch Merchant Ships, by their long ſtaying at ſuch Moorings, have great Oppor-'tunities of running of Goods and imbezilling her Majeſty's Naval Stores:' For Prevention whereof, Be it therefore enacted by the Authority aforeſaid, That if any Merchant Ship, or any other Ship or Veſſel, not being one of her Majeſty's Ships of War, or belonging to her Majeſty's Royal Navy, or imployed in her Majeſty's Service, or ſuch Ships as ſhall come to deliver Stores into her Majeſty's Yards, during their Delivery thereof, ſhall ſtop or faſten to any of her Majeſty's Moorings, or fix themſelves to any of her Majeſty's Ships or Hulks, the Captain, Maſter, Commander, or Perſon, having the Care or Command of ſuch Merchant Ship or Veſſel, that ſhall be then on board, ſhall forfeit and pay the Sum of ten Pounds for each and every Tide ſuch Merchant Ship or Veſſel ſhall ſtay at the ſaid Moorings, unleſs it ſhall appear that ſuch Merchant Ship or Veſſel was neceſſitated ſo to do, by want of Tide, Streſs of Weather, or other unavoidable Accidents; one Moiety of which Forfeiture ſhall be to the Uſe of the aforeſaid Hoſpital, the other Moiety thereof to the Uſe of him or them that ſhall ſue for the ſame, together with Coſts of Proſecution, to be recovered by Action of Debt, Bill, Plaint, or Information, in any of her Majeſty's Courts of Record at *Weſtminſter*, wherein no Eſſoin, Privilege, Protection, Wager of Law, Injunction, or more than one Imparlance ſhall be allowed.

One Moiety to the Hoſpital, the other to the Proſecutor.

Upon Neglect to unlooſe, upon Notice given for 24 Hours, her Majeſty's Officers may unlooſe ſuch Ship from the Moorings.

XXII. And it is hereby further enacted and declared by the Authority aforeſaid, That upon Notice given to the Perſon commanding on board ſuch Merchant Ship or Veſſel, or under whoſe Care the ſame ſhall then be, by any Officer or Officers belonging to any of her Majeſty's Ships of War, Docks or Yards, as aforeſaid, to unlooſe from the ſaid Moorings, upon Neglect or Refuſal thereof for the Space of twenty-four Hours, it ſhall and may be lawful to and for every ſuch her Majeſty's Officer and Officers, to unlooſe ſuch Merchant Ship or Veſſel from the ſaid Moorings.

Farther Proviſions concerning Seamen, 1 *Geo.* 1. *c.* 25. 8 *Geo.* 1. *c.* 24. 1 *Geo.* 2. *ſtat.* 2. *c.* 9 & 14. 2 *Geo.* 2. *c.* 7 & 36. 6 *Geo.* 2. *c.* 25. 8 *Geo.* 2. *c.* 29. 11 *Geo.* 2. *c.* 30. 13 *Geo.* 2. *c.* 3, 4 & 17. 14 *Geo.* 2. *c.* 38. 17 *Geo.* 2. *c.* 34. 18 *Geo.* 2. *c.* 31. 20 *Geo.* 2. *c.* 38. 22 *Geo.* 2. *c.* 52. 24 *Geo.* 2. *c.* 47. 31 *Geo.* 2. *c.* 10.

CAP.

CAP. XVIII.

An Act to give further Time for inrolling such Leases granted from the Crown, as have not been inrolled within the respective Times therein limited; and for making the pleading of Deeds of Bargain and Sale inrolled, and of Fee Farm Rents, more easy.

'WHEREAS several Leases or Grants have been made by her Majesty, or her Royal Predecessors, 'under her or their Great Seals, or under the Exchequer Seal, the Seals of the Dutchy and County 'Palatine of *Lancaster*, or some of them, of several Manors, Messuages, Lands, Woods, Tenements, 'Tithes, Profits, and other Hereditaments, within that Part of *Great Britain* called *England*, *Wales*, and 'the Town of *Berwick* upon *Tweed*, to take Effect in Possession, Reversion, or Expectancy, or by way 'of future Interest, for one, two, or three Lives now in being, or for some Term or Terms of Years, 'determinable upon one, two, or three Lives now in being, or for some certain Term or Terms, not 'exceeding fifty Years, to take effect from the Date or making thereof, or for such other Estate or Term 'as (together with the Estate or Estates in Possession of and in the Premisses so leased or granted respec-'tively) was not to exceed three Lives, or the Term of fifty Years, from the Date or making of every 'such particular Lease or Grant: And whereas there are several Provisoes, Conditions, or Covenants in-'serted in the said several Leases, or some of them respectively, importing that the same should be inrolled 'before the proper Auditor of each County within a Time limited in that Behalf, to the end the Rents or 'Duties thereby reserved or payable might be put in Charge, and duly answered and paid, or performed: 'And whereas notwithstanding the said Provisoes, Conditions, or Covenants in the said Leases, yet se-'veral of the Lessees or Farmers therein named, or those claiming under them, have omitted and ne-'glected inrolling, or causing to be inrolled, their said Leases, within the respective Times limited for that 'Purpose, as aforesaid, whereby the said Rents or Duties are not only in Likelihood of being lost, but the 'Leases are for that Cause void or voidable, or the Lessees, or those claiming under them, are liable to 'Payments *Nomine pœnæ*, or other Penalties or Damages: Now to the end the said Lessees, and the Per-'sons claiming under them, may be relieved in the Premisses, and that the Rents due and reserved upon 'such Leases may hereafter be duly put in Charge, answered and satisfied, her Majesty is graciously pleas-'ed, that it may be enacted;' And be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That all and every Person and Persons, Bodies Politick and Corporate, having at any Time or Times before the third Day of *March* one thousand seven hundred and eleven, made such Default or Omission of Inrollment of any such Lease or Leases, as aforesaid, or any Person or Persons claiming or pretending any Right, Title, or Interest under them, or any of them, shall and may, on or before the third Day of *March* which shall be in the Year of our Lord one thousand seven hundred and twelve, bring, or cause to be brought, such Lease and Leases to the proper Auditor to be inrolled, who is hereby authorized and required to inrol the same, and to put the Rents thereupon reserved in Charge, as if such Lease or Leases had been brought to be inrolled within the respective Times thereby limited in that Behalf; and that in every such Case, the Lease so inrolled within the said Time limited by this Act, shall upon such Inrollment thereof, and Payment of all Arrears of Rent then due thereupon (and not otherwise) be adjudged to continue and have its being, as if no Forfeiture, or cause of Forfeiture (for want of Inrollment only) had been had or made; and the Lessee or Lessees in every such Lease so inrolled pursuant to this Act, and all Persons claiming under them respectively, shall be, and is and are hereby exonerated and discharged of and from all Penalties and Damages which might be occasioned for want of such Inrollment; any Law, Custom, or Usage to the contrary notwithstanding.

All Persons having before 3 March 1711. omitted to inroll Leases made by the Crown, shall before 3 March 1712. cause them to be inrolled, and the Lease so inrolled shall be adjudged to have its being, as if no Forfeiture had been made for want of such Inrollment.

II. Provided always, That nothing in this Act contained shall extend to affirm or give Continuance or Being to any Lease or Leases, which in any Court of Law or Equity have been adjudged or decreed to be forfeited or avoided for want of such Inrollment, as aforesaid; any thing herein contained to the contrary notwithstanding.

This Act shall not continue any Lease adjudged to be forfeited.

'III. And for supplying a Failure in pleading or deriving the Title to Lands, Tenements, or Heredita-'ments, conveyed by Deeds of Bargain and Sale, indented and inrolled according to the Statute made in 'the twenty-seventh Year of the Reign of King HENRY the Eighth, for Inrollment of Bargains and Sales, 'where the original Indentures of Bargain and Sale, to be shewed forth or produced, are wanting, which 'often happens, especially where divers Lands, Tenements, or Hereditaments, are comprized in the same 'Indenture, and afterwards derived to different Persons;' Be it further enacted by the Authority aforesaid, That where in any Declaration, Avowry, Bar, Replication, or other Pleading whatsoever, any such Indenture of Bargain and Sale inrolled, shall be pleaded with a *Profert in Curia*, or offer to produce the same, the Person or Persons so pleading, shall and may produce and shew forth, and be suffered and allowed to produce and shew forth, by the Authority of this Act, to answer such *Profert*, as well against her Majesty, her Heirs and Successors, as against any other Person or Persons, a Copy of the Inrollment of such Bargain and Sale; and such Copy examined with the Inrollment, and signed by the proper Officer, having the Custody of such Inrollment, and proved upon Oath to be a true Copy, so examined, and signed, shall be of the same force and effect, to all Intents and Constructions of Law, as the said Indentures of Bargain and Sale were and should be of, if the same were in such Case produced and shewn forth.

If a Bargain and Sale be pleaded, a Copy thereof signed by the proper Officer and proved on Oath, shall be of the same Effect as if the original Indenture had been produced. 27 H. 8. c. 16.

'IV. And for as much as the Fee Farm Rents, and other Rents purchased under an Act of Parliament 'made in the twenty-second Year of the Reign of King CHARLES the Second, intituled, *An Act for the 'advancing the Sale of Fee Farm Rents, and other Rents*, and one other Act made in the twenty-second and 'twenty-

Where any Fee Farm Rents, sold pursuant to the Acts 22 Car.

2. c. 6. & 22. & 23 Car. 2. c. 24. are deſcribed in any Deed, &c. as they were in the Indentures of Bargain and Sale by the Truſtees, ſuch Deſcriptions ſhall ſerve in pleading the Titles.

'twenty-third Years of the ſame Reign, intituled, *An Act for veſting certain Fee Farm Rents, and other ſmall Rents in Truſtees*, cannot always be ſo fully and particularly deſcribed, as may be requiſite for conveying or pleading the ſame:' For the better deriving and pleading the Title to ſuch Rents, from the Truſtees appointed for ſelling thereof, purſuant to either of the ſaid Acts, and clearing all Doubts relating to the naming or deſcribing thereof; Be it enacted and declared by the Authority aforeſaid, That where any Rent or Rents, intended by the ſaid Acts, or either of them, to be ſold, and ſold purſuant thereto, is, are, or ſhall be named or deſcribed in any Deeds, Fines, Recoveries, or other Aſſurances, or in any Declaration, Bar, Avowry, Replication, or other Pleading whatſoever, by ſuch or the like Names or Deſcriptions, as the ſame were named or deſcribed by in the Indentures of Bargain and Sale made by the Truſtees for Sale thereof, purſuant to the ſaid Acts, or either of them, ſuch Names or Deſcriptions may ſerve, and are and ſhall be ſufficient for the conveying, deriving, or pleading the Title to ſuch Rent or Rents from or under the ſaid Truſtees, and ſhall be at all Times deemed, judged, and allowed ſo to be, in all Courts of Law, or elſewhere.

Not to extend to Rent which has not been paid in 20 Years.

V. Provided always, That nothing in this Act contained, ſhall extend to give or allow any Benefit or Advantage in pleading or deriving Title to any Rent which hath not been paid or levied within twenty Years next before the Time of ſuch pleading or deriving Title to the ſame.

CAP. XIX.

An Act for laying ſeveral Duties upon all Sope and Paper made in *Great Britain*, or imported into the ſame; and upon chequered and ſtriped Linens imported; and upon certain Silks, Callicoes, Linens, and Stuffs, printed, painted, or ſtained; and upon ſeveral Kinds of ſtampt Vellum, Parchment, and Paper; and upon certain printed Papers, Pamphlets, and Advertiſements; for raiſing the Sum of eighteen hundred thouſand Pounds by way of Lottery towards her Majeſty's Supply; and for licenſing an additional Number of Hackney Chairs; and for charging certain Stocks of Cards and Dice; and for better ſecuring her Majeſty's Duties to ariſe in the Office for the Stampt Duties by Licences for Marriages and otherwiſe; and for Relief of Perſons who have not claimed their Lottery Tickets in due Time, or have loſt Exchequer Bills, or Lottery Tickets; and for borrowing Money upon Stock (Part of the Capital of the *South Sea* Company) for the Uſe of the Publick.

For the Appropriation of the Surplus ariſing from this Act, ſee 10 Annæ, c. 26. §. 116.

'MOST gracious Sovereign; We your Majeſty's moſt dutiful and loyal Subjects, the Commons of *Great Britain*, in Parliament aſſembled, finding it abſolutely neceſſary to raiſe large Supplies of Money to carry on the preſent War, until your Majeſty ſhall be enabled to eſtabliſh a good and laſting Peace, and for defraying your Majeſty's other extraordinary Expences, have, for thoſe Ends and Purpoſes, given and granted, and do by this Act give and grant to your Majeſty the ſeveral and reſpective Rates and Duties for and upon all Sope made in *Great Britain*, or imported into the ſame; and for and upon all Paper made in *Great Britain*, or imported into the ſame; and for and upon all the chequered and ſtriped Linens to be imported into *Great Britain*; and for and upon certain Silks, Callicoes, Linens, and Stuffs, printed, painted, ſtained, or dyed, as are herein after mentioned; and for and upon ſuch ſtampt Vellum, Parchment, and Paper, and other Things, as are hereafter in this Act more particularly deſcribed; for and during ſuch Term and Terms of Years, and in ſuch Manner and Form, as are herein after expreſſed: And we do moſt humbly beſeech your Majeſty, that it may be enacted;' And be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That there ſhall be raiſed, levied, collected, and paid, unto and for the Uſe of her Majeſty, her Heirs and Succeſſors, for and upon all Sope which, at any Time or Times within or during the Term of thirty-two Years, to be reckoned from the tenth Day of *June* one thouſand ſeven hundred and twelve, ſhall be imported or brought into the Kingdom of *Great Britain* (over and above all Cuſtoms, Subſidies, and Duties already impoſed thereupon) the Sum of two Pence for every Pound Weight, conſiſting of ſixteen Ounces *Averdupois*, and after that Rate for a greater or leſſer Quantity, to be paid down in ready Money by the Importers thereof, from time to time, before the Landing of the ſame: And that there ſhall be raiſed, levied, collected, and paid, unto and for the Uſe of her Majeſty, her Heirs and Succeſſors, for and upon all Sope of what Kind ſoever, which at any time or times within or during the ſaid Term of thirty-two Years, ſhall be made within the ſaid Kingdom of *Great Britain*, the Sum of one Penny for every ſuch Pound Weight *Averdupois*, and after that Rate for a greater or leſſer Quantity, the ſame to be paid by the Makers thereof reſpectively.

From 10 June 1712. all Sope imported, to pay 2 d. per lb. for 32 Years. Made perpetual by 3 Geo. 1. c. 7. §. 1.

All Sope made in Great Britain to pay 1d. per lb.

Sope landed before Entry, &c. forfeited, or the Value.

II. And be it enacted by the Authority aforeſaid, That in caſe any of the ſaid imported Sope ſhall be landed or put on Shore out of any Ship or Veſſel, before due Entry be made thereof at the Cuſtom-houſe in the Port or Place where the ſame ſhall be imported, and before the Duties by this Act charged or chargeable thereupon, ſhall be duly paid, or without a Warrant for the landing or delivering the ſame, firſt ſigned by the Commiſſioners, Collectors, or other proper Officer or Officers of the Cuſtoms reſpectively, that all ſuch imported Sope, of what Kind ſoever, as ſhall be ſo landed or put on Shore, or taken out of any Ship or Veſſel, contrary to the true Meaning hereof, or the Value of the ſame, ſhall be forfeited, and ſhall and may be ſeized or recovered of the Importer or Proprietor thereof; to wit, One Moiety of the ſame to the Uſe of her Majeſty, her Heirs and Succeſſors, and the other Moiety to the Uſe of ſuch Perſon or Perſons as will ſeize, inform, or ſue for the Sope ſo imported and forfeited, or the Value thereof, in any

One Moiety to the Crown, the other to the Seiſor, &c.

her Majeſty's Courts of Record at *Weſtminſter*, or in her Majeſty's Court of Seſſion, Court of Juſticiary, or Court of Exchequer in *Scotland* reſpectively, by Action, Suit, Bill, or Information, wherein no Eſſoin, Protection, or Wager of Law ſhall be allowed.

How theſe Duties ſhall be raiſed.

III. And be it further enacted by the Authority aforeſaid, That the ſaid Duties upon imported Sope, by this Act granted, during the Continuance thereof, ſhall be aſcertained, ſecured, raiſed, levied, recovered, and anſwered, for the Uſes and Purpoſes in this Act expreſſed, by ſuch Rules, Ways, Means, and Methods, and under ſuch Penalties and Forfeitures, and in ſuch Manner and Form, as the preſent Duties upon Sope imported, or any of them, are by any Law or Statute now in Force to be aſcertained, ſecured, levied, raiſed, recovered and anſwered, during the Continuance thereof reſpectively.

Duties on Sope imported to be under the Management of the Commiſſioners of the Cuſtoms.

IV. And be it enacted and declared by the Authority aforeſaid, That ſuch of the Duties impoſed by this Act upon imported Sope, as ſhall ariſe in *England*, *Wales*, and the Town of *Berwick* upon *Tweed*, ſhall be under the Management of the Commiſſioners and Officers of the Cuſtoms in *England* for the time being; and ſuch of the Duties impoſed by this Act upon imported Sope, as ſhall ariſe in *Scotland*, ſhall be under the Management of the Commiſſioners and Officers of the Cuſtoms in *Scotland* for the time being; and that the reſpective Receivers General of the Cuſtoms in *England* and *Scotland* for the time being, ſhall, from time to time, pay or cauſe to be paid, all the Monies that they reſpectively ſhall receive of the ſaid Duties for imported Sope (the neceſſary Charges of raiſing and accounting for the ſame excepted) into the Receipt of her Majeſty's Exchequer in *England*, diſtinctly and apart from all other Branches in the Publick Revenues, for the Purpoſes in this Act expreſſed, and under the like Penalties, Forfeitures, and Diſabilities as are to be inflicted by this Act, for diverting or miſapplying any Monies by this Act appropriated or appointed for any the Purpoſes herein after mentioned.

Her Majeſty or Treaſury to appoint Commiſſioners for Sope made in Great Britain.

V. And for the better aſcertaining, charging, and ſecuring the Duties by this Act ſet and impoſed upon all Sorts of Sope made in *Great Britain*, during the Term aforeſaid, according to the true Meaning of this Act, and for preventing of Frauds concerning the ſame; Be it further enacted by the Authority aforeſaid, That ſuch Commiſſioners or Perſons as her Majeſty, her Heirs or Succeſſors, or the High Treaſurer of *Great Britain* now being, or the High Treaſurer of *Great Britain*, or any three or more of the Commiſſioners of the Treaſury for the time being, ſhall, from time to time, by one or more Commiſſion or Commiſſions for that Purpoſe appoint, ſhall be her Majeſty's Commiſſioners for the Receipt and Management of the ſaid Duties by this Act ſet and impoſed upon all the Sope made within *Great Britain* chargeable by this Act; which ſaid Commiſſioners, or the major Part of them reſpectively, ſhall and have hereby Power, by Commiſſions under their reſpective Hands and Seals, to ſubſtitute and appoint under them ſuch Receivers General, Collectors, Comptrollers, Surveyors, and other Officers, as ſhall be requiſite and neceſſary for the Purpoſes aforeſaid; and that the ſaid Commiſſioners ſo to be appointed, and all the Officers for the ſaid Duties on Sope, ſhall have out of the ſame ſuch Salaries and Rewards for their reſpective Services, in relation to the ſame Duties, as the ſaid High Treaſurer now being, or the High Treaſurer, or any three or more of the Commiſſioners of the Treaſury for the time being, ſhall think reaſonable to eſtabliſh or allow in that Behalf; and that the reſpective Commiſſioners for the ſaid Duties on Sope to be made in *Great Britain*, for the time being, ſhall, from time to time, cauſe all the Monies to ariſe by or for the ſaid Duties on Sope to be made in *Great Britain*, during the Term aforeſaid, (the neceſſary Charges of managing, collecting, raiſing, paying, and accounting for the ſame excepted) to be paid, from time to time, as the ſame ſhall ariſe, into the Receipt of her Majeſty's Exchequer in *England*, under the Penalties, Forfeitures and Diſabilities herein after expreſſed.

Which Commiſſioners may appoint Receivers General, &c.

The Money ariſing by this Duty to be paid into the Exchequer.

Sope makers before 10 June 1712. to give Notice at the Office of their Names, and Boiling-houſes, &c.

and of all their Coppers, Kettles, &c.

VI. And it is hereby enacted by the Authority aforeſaid, That all and every Perſon or Perſons whatſoever, who, on or before the tenth Day of *June* in the Year of our Lord one thouſand ſeven hundred and twelve, ſhall make any Sope in *Great Britain*, for Sale or not for Sale, ſhall, on or before the ſame tenth Day of *June* one thouſand ſeven hundred and twelve, give Notice in Writing at the Office for the ſaid Duties on Sope next to the Place where ſuch Sope ſhall be made, of their reſpective Names, and of every Boiling-houſe, Work-houſe, Store-houſe, Ware-houſe, Shop, Room, and other Place by him, her, or them reſpectively made uſe of for the making, or keeping of ſuch Sope, or for the boiling or keeping any Oil, Tallow, Pot-aſh, Lime, or other Materials proper to be made into Sope; and alſo of all Coppers, Kettles, Furnaces, Fats, Ciſterns, Troughs, or other Veſſels uſed in the boiling or making of Sope; and that from and after the ſaid tenth Day of *June* one thouſand ſeven hundred and twelve, during the Continuance of the ſaid Duties upon Sope, no Maker of Sope ſhall erect, ſet up, alter, change, enlarge or make uſe of any Boiling-houſe, Work-houſe, Ware-houſe, Store-houſe, Shop, Room, or other Place for the making or keeping of Sope, or for the boiling or keeping any Oil, Tallow, Pot-aſh, Lime, or other Materials proper to be made into Sope, or uſe any Copper, Kettle, Furnace, Fat, Ciſtern, Trough, or other Veſſel for the boiling or making of Sope, without firſt giving Notice thereof in Writing, or unleſs Notice thereof ſhall have been before given in Writing at the next Office, as aforeſaid; and if any Maker of Sope ſhall erect, ſet up, alter, enlarge, or make uſe of any Boiling-houſe, Work-houſe, Ware-houſe, Store-houſe, Shop, Room, or other Place for the making or keeping of Sope, or for the boiling or keeping any Oil, Tallow, Pot-aſh, Lime, or other Materials proper to be made into Sope, or ſhall uſe any Copper, Kettle, Furnace, Fat, Ciſtern, Trough, or other Veſſel for the boiling or making of Sope, without giving ſuch Notice thereof, as aforeſaid, contrary to the true Meaning of this Act, then, and in every ſuch Caſe, the Offender therein, for every ſuch Offence, ſhall forfeit and loſe the Sum of fifty Pounds.

on Forfeiture of 50 l.

Statute Hours for working Sope.

VII. And be it further enacted by the Authority aforeſaid, That during the Continuance of the ſaid Duties on Sope, no Maker of Sope in *Great Britain* ſhall charge or cauſe to be charged any Copper, Pan, or other Utenſil, with Materials for making of Sope, or fill out any Sope from the ſame, between the Hours of ten at Night and five in the Morning, without firſt giving Notice thereof to the proper Officer, under the Penalty of fifty * Pounds for every ſuch Offence.

* Twenty in the former.

VIII. And

The Contents of a Barrel, &c. of Sope.

10 Annæ, c. 26. §. 111.

VIII. And it is hereby declared, That every Barrel of Sope doth or ought to contain two hundred fifty and ſix Pounds; every Half Barrel, one hundred twenty and eight Pounds; every Firkin ſixty and four Pounds; and every Half Firkin thirty and two Pounds *Averdupois*, beſides the Weight or Tare of the Caſk: And that all Sope to be made during the ſaid Term, ſhall be put by the Maker into ſuch Caſk, and none other, upon the making thereof, upon Pain of forfeiting five Pounds for every Offence or Neglect therein.

Sope Makers within the Weekly Bills to enter at the Office monthly, others every ſix Weeks, on Forfeiture of 50 l.

IX. And it is hereby enacted by the Authority aforeſaid, That from and after the ſaid tenth Day of *June* one thouſand ſeven hundred and twelve, during the Continuance of the ſaid Duties upon Sope hereby granted, all and every Perſon and Perſons whatſoever, who ſhall make any Sope in *London* or *Weſtminſter*, or in any Parts within the Limits of the Weekly Bills of Mortality, ſhall Monthly, and every Month, and all and every Perſon or Perſons whatſoever, who ſhall make any Sope in any other Part of *Great Britain*, ſhall, once in every ſix Weeks, make a true Entry in Writing at the next Office for the ſaid Duties, of all the Sope by him, her, or them ſeverally made within ſuch Month or ſix Weeks reſpectively; which ſaid Entries ſhall contain the Weight of all Sope mentioned therein reſpectively, and what Quantity thereof was made at each Boiling in the ſeveral Weeks to which ſuch Entries ſhall relate, on Pain to forfeit for every Neglect of Entry the Sum of fifty Pounds: Which Entries ſhall be made upon Oath by the Makers of ſuch Sope, or by their chief Workman or Servant employed in making the ſame, according to the beſt of their Knowledge and Belief, unleſs ſuch Maker, Workman, or Servant, be a known *Quaker*, and the ſolemn Affirmation of ſuch Maker, Workman, or Servant to the ſame Effect, in caſe he or ſhe be a known *Quaker*, ſhall and may be taken inſtead of ſuch Oath; and the ſaid Entries, Oaths, and Affirmations to verify the ſame, ſhall, for ſuch Sope as ſhall be made within the Limits of the Weekly Bills of Mortality, be made with and adminiſtred by ſuch Officer or Officers as ſhall be appointed by the Commiſſioners for the ſaid Duties in *England*, or the major Part of them, for the time being, who ſhall attend at a General Office in *London* or *Weſtminſter* for that Purpoſe, and for all Sope made in all other Parts of *Great Britain*, with and by the Collectors and Superviſors of the Diſtrict or Diviſion within which the reſpective Makers of Sope ſhall inhabit, without any Fee or Charge whatſoever to be demanded or taken for the ſame.

Entries to be made on Oath or ſolemn Affirmation.

Entries to be made at the next Market Town.

X. Provided always, That no Maker of Sope ſhall be obliged to go or ſend further than the Market Town where his or her Sope is made, or the next Market Town to the Place where his or her Sope is made, for the making of ſuch Entries, as aforeſaid.

Perſons in London, &c. to clear off the Duties in four Weeks, in any other Parts in ſix Weeks,

XI. And be it further enacted by the Authority aforeſaid, That all and every Perſon and Perſons whatſoever, who ſhall make any Sope in *London*, *Weſtminſter*, or within the Limits of the ſaid Weekly Bills of Mortality, ſhall, within four Weeks, and all and every Perſon and Perſons whatſoever, who ſhall make any Sope in any other Part of *Great Britain*, ſhall within ſix Weeks after he, ſhe, or they ſhall make, or ought to have made ſuch Entry, as aforeſaid, pay and clear off all the ſaid Duties for Sope which ſhall be due from him, her, or them reſpectively; and that all and every ſuch Makers of Sope, who ſhall refuſe or neglect to make ſuch Payment, as aforeſaid, ſhall forfeit and loſe for every ſuch Offence, double the Sum of the ſaid Duty whereof the Payment ſhall be ſo refuſed or neglected; and that no ſuch Maker of Sope, after ſuch Default in Payment made, ſhall ſell, deliver, or carry out any Sope, until he hath paid and cleared off his Duty, as aforeſaid, on Pain to forfeit double the Value of ſuch Sope ſo delivered or carried out.

on Forfeiture of double Duty, &c.

Officers may enter Sope-makers Houſes at all Times, to take an Account of the Sope,

and make a Return thereof to the Commiſſioners, leaving a Copy with the Maker, on Penalty of 40 s.

XII. And be it further enacted by the Authority aforeſaid, That all and every the Officers for the ſaid Duties on Sope, ſhall, at all Times, by Day or by Night (and if in the Night-time, then in the Preſence of a Conſtable or other lawful Officer of the Peace) be permitted, upon his or their Requeſt, to enter the Houſe, Boiling-houſe, Ware-houſe, or other Place whatſoever, belonging to, or uſed by any Perſon or Perſons, who within or during the ſaid Term of thirty-two Years, ſhall be a Maker or Makers of any Sope whatſoever, and by gauging or weighing of the Sope, or otherwiſe, as to ſuch Officer ſhall ſeem moſt proper and convenient, to take an Account of the juſt Quantity of the Sope which ſhall have been made by ſuch Maker or Makers of Sope, from time to time; and ſhall thereof make Return or Report in Writing to the reſpective Commiſſioners for the ſaid Duties on Sope, or ſuch as they reſpectively ſhall appoint to receive the ſame, leaving a true Copy (if demanded) of ſuch Report in Writing under his Hand, with or for ſuch Maker or Makers of Sope reſpectively; and ſuch Report or Return of the ſaid Officer or Officers ſhall be a Charge upon ſuch Maker or Makers of Sope reſpectively; and if the Officer ſhall refuſe or neglect to give or leave a true Copy of his Report in Writing with or for ſuch Maker or Makers of Sope at the Time of taking ſuch Account, upon Demand, as aforeſaid, every ſuch Officer, for every ſuch Offence, ſhall forfeit and pay the Sum of forty Shillings to every ſuch Maker and Makers of Sope reſpectively.

Officers to be ſworn.

Makers to keep juſt Weights, on Forfeiture of 10 l.

XIII. Provided always, That every Officer who ſhall be impowered to make ſuch Charge, as aforeſaid, ſhall in the firſt Place be ſworn for the due and faithful Execution of his Office; and the Oath in that Behalf ſhall and may be adminiſtred by all or any the Commiſſioners of the ſaid Duties on Sope, or by any of her Majeſty's Juſtices of the Peace, who ſhall give to ſuch Officers a Certificate thereof; and all and every ſuch Maker or Makers of Sope reſpectively, are hereby required to keep ſufficient and juſt Scales and Weights at the Place or Places where he, ſhe, or they do make ſuch Sope, and permit and aſſiſt the Officer to make Uſe thereof, for the Purpoſes aforeſaid, under the Penalty of ten Pounds, to be forfeited and loſt for not keeping ſuch Scales and Weights, or for not permitting and aſſiſting the Officer to uſe the ſame, as aforeſaid.

Officers to take an Account of the Oil, Tallow, &c. in Makers Hands, &c.

XIV. And the better to prevent any Frauds and Concealments, whereby her Majeſty, her Heirs or Succeſſors, may be injured or deprived of the Duties upon Sope granted by this Act; it is hereby likewiſe enacted and declared by the Authority aforeſaid, That all and every the Officers for the ſaid Duties upon Sope, ſhall alſo be permitted to take an Account by gauging, weighing, or otherwiſe, of the Quantities of Oil, Tallow, Pot-aſhes, Lime, and other Materials proper to be made into Sope, that ſhall be in the Cuſtody or Poſſeſſion of any Maker of Sope, during the Continuance of the ſaid Duties hereby granted;

and

and in case such Officer or Officers shall miss any Quantity or Quantities of such Oil, Tallow, Pot-ash, and other Materials aforesaid, which he had taken an Account of at the last Time he was at such Makers of Sope, and shall not, upon reasonable Demand, receive Satisfaction what is become of such Oil, Tallow, and other Materials so missing, then, and in every such Case, it shall and may be lawful for such Officer to charge such Maker of Sope with such Quantity of Sope, as such Oil, Tallow, and Materials so missing, in his Judgment would reasonable have made, not exceeding fourteen Gallons of such Ingredients mixt or unmixt (besides the Lees) for every Barrel of Sope consisting of two hundred and fifty-six Pounds Weight *Averdupois*, and so in Proportion for a greater or lesser Quantity.

Obstructing Officer, forfeits 20 l.

XV. And be it enacted, That if any Maker or Makers of Sope shall obstruct or hinder any of the said Officers in the Execution of the Powers and Authorities given to him or them by this Act, for the ascertaining and securing the said Duties upon Sope, the Person or Persons offending therein, shall, for every such Offence, forfeit and lose the Sum of twenty Pounds.

Makers not to remove Sope without due Notice to proper Officer, on Pain of 20 l.

XVI. And it is hereby further enacted, That no Maker or Makers of Sope, after the said tenth Day of *June* one thousand seven hundred and twelve, during the Continuance of the said Duties on Sope, shall (under Pain of forfeiting the Sum of twenty Pounds for every Offence) remove, carry, or send away, or suffer to be removed, carried, or sent away any Sope by him, her, or them made, of which no Account shall have been first taken by the proper Officer, for the said Duties, from the Place where the same Sope shall have been made, without giving to the proper Officer or Officers, within the Limits of the Weekly Bills of Mortality, twenty-four Hours Notice at the least, and to the proper Officer or Officers in other Parts of *Great Britain*, two Days Notice at the least, of his, her, or their Intentions to remove, carry, or send away the same, that so the said Officer (without his own wilful Neglect or Default) may have Time to gauge, weigh, or otherwise take an Account thereof.

Sope not surveyed, to be kept separate, on Pain of 5 l.

XVII. And for the better ascertaining the said Duties upon Sope, Be it further enacted by the Authority aforesaid, That all Makers of Sope, shall, from time to time, keep all the Sope by them to be made, and which shall not have been surveyed and taken an Account of by the said Officers for the said Duties on Sope, separate and apart from all other their Sope which shall have been surveyed and taken an Account of by such Officers, for the Space of twenty-four Hours after the making thereof, within the Limits of the Weekly Bills of Mortality, or for the Space of two Days after the making such Sope in any other Part of *Great Britain*, unless such Sope shall have been sooner surveyed, and taken an Account of by the said Officers respectively, on Pain to forfeit for every such Offence therein the Sum of five Pounds.

Sope concealed, forfeits 20 l. By 1 Geo. 1. stat. 2. c. 36. §. 14. it forfeits 500 l. &c.

XVIII. And be it further enacted, That if any of the said Makers of Sope shall fraudulently hide or conceal, or cause to be hid or concealed, any Sope chargeable by this Act, or any of the Materials for making the same, to the Intent to deceive her Majesty of the just Duties by this Act granted, that then, and in every such Case, the Party so offending shall forfeit the Sum of twenty Pounds for every such Offence.

Sope, &c. found in private Boiling-houses, &c. forfeited.

XIX. And be it further enacted by the Authority aforesaid, That all Sope, Oil, Tallow, and other Materials for making Sope, which shall be found in any private Boiling-house, Work-house, Ware-house, or other Place, and all private Coppers, Kettles, Furnaces, Troughs, and other Vessels, for which no Entry shall be made, or Notice given, as aforesaid, shall be forfeited and lost, and the same, and the Value thereof, shall and may be seized and recovered by the said Officer or Officers for the said Duties upon Sope, to her Majesty's Use.

All Sope, Materials, &c. chargeable with the Duties for Sope in Arrear.

XX. And it is hereby further enacted by the Authority aforesaid, That all the Sope, and all the Materials and Utensils for the making of Sope, in the Custody of any Maker or Makers of Sope, or of any Person or Persons, to the Use of or in Trust for such Maker or Makers of Sope, shall be liable and subject to, and are hereby made chargeable with all the Debts and Duties for Sope in Arrear and owing by such Maker or Makers, for any Sope made by him, her, or them, or in his, her, or their Working-houses or Places aforesaid; and shall also be subject to all Penalties and Forfeitures incurred by such Person or Persons so using such Work-house or other Place, for any Offence against this Act, relating to the said Duties upon Sope; and that it shall and may be lawful in all such Cases, to levy Debts and Penalties, and use such Proceedings as may lawfully be done by this Act in relation to Sope, in case the Debtor or Offender were the true and lawful Owner of the same.

Stock in Hand on 10 June, to pay.

XXI. And be it further enacted by the Authority aforesaid, That for all Sope which any Sope-boilers, Chandlers, or other Sellers and Dealers in Sope in *Great Britain*, or any Person or Persons in Trust for him, her, or them, or for his, her, or their Use, shall be possessed of or interested in, upon the said tenth Day of *June* one thousand seven hundred and twelve, for Sale, there shall be yielded and paid to her Majesty the like respective Rates, as are by this Act to be paid for the like Sorts of Sope respectively to be made or imported after the said tenth Day of *June*; and that all and every the said Sope-boilers, Chandlers, and other Sellers and Dealers in Sope, and all and every other Person and Persons who, in Trust for them, or any of them, or for the Use of them, or any of them, shall be possessed of, or have in his, her, or their Custody or Possession, or in his, her, or their Boiling-house, Work-house, Ware-house, Store-house, Shop, Room, or other Place or Places whatsoever, upon the said tenth Day of *June* one thousand seven hundred and twelve, any Stock, Parcel, or Quantity of Sope of Foreign or *British* Manufacture for Sale, shall, on or before the said tenth Day of *June* one thousand seven hundred and twelve, make a true and particular Entry thereof at the Office for the said Duties within the Limits of which they shall respectively inhabit, upon Pain to forfeit the Sum of fifty Pounds, and the said Sope for which no such Entry shall have been made; and within six Days after he, she, or they shall have made or ought to have made such Entries, as aforesaid, shall pay down the Duties hereby payable for such Sope, or within the said six Days shall give Security to the proper Officers for paying the same Duties to her Majesty's Use within three Months then next ensuing; and in case the said Duties for such Stock of Sope be paid down within the said six Days, then there shall be allowed out of the said Duty for such prompt Payment an Allowance after the Rate of ten

Stock in Hand to be entred at the proper Office, on Forfeiture of 50 l. and the Sope not entred,

and the Duty to be paid or secured within 6 Days.

10 l. per Cent. for prompt Payment.

ten Pounds *per Centum per Annum*, for the ſaid Time of three Months; and that all and every ſuch Sope-boilers, and other Sellers and Dealers in Sope, who ſhall refuſe or neglect to make ſuch Payment, or to give ſuch Security for Payment of the ſaid Duties for his, her, or their ſaid Stock of Sope, within the Time by this Act limited for that Purpoſe, ſhall forfeit double the Sum of the ſaid Duty which ſhould have been ſo paid or ſecured by him, her, or them, as aforeſaid; and that it ſhall and may be lawful to and for the proper Officers for the ſaid Duties reſpectively to take a true and particular Account of all ſuch Stock or Quantities of Sope as any Sope-boilers, Chandlers, or other Sellers and Dealers in Sope, or any in Truſt for them, ſhall, on the ſaid tenth Day of *June* one thouſand ſeven hundred and twelve, have or be poſſeſſed of; and for that Purpoſe ſhall be permitted, in the Day-time, to enter into any Shop, Ware-houſe, Boiling-houſe, or any Dwelling-houſe, Out-houſe, or other Places belonging to ſuch Sope-boilers, Chandlers, and other Sellers and Dealers in Sope, and every of them, who are hereby required to permit ſuch Officer and Officers, upon his or their Requeſt, to make ſuch Entrance on the ſaid tenth Day of *June* one thouſand ſeven hundred and twelve, or afterwards, at any Time before the Duty laſt-mentioned ſhall be paid or ſecured, and to take an Account of the Quantity of ſuch Sope, under the Penalty of twenty Pounds; and if any Perſon or Perſons, having on the ſaid tenth Day of *June* one thouſand ſeven hundred and twelve, in his, her, or their Cuſtody or Poſſeſſion, any Stock or Quantity of Sope chargeable by this Act with the ſaid Duties for Stock, as aforeſaid, ſhall clandeſtinely remove or carry away, or cauſe or ſuffer to be removed or carried away the ſame, or any Part thereof, before her Majeſty's Duties thereupon ſhall be paid or ſecured, as aforeſaid, or ſhall fraudulently conceal or hide any Part of his, her, or their ſaid Stock of Sope, that then, and in every ſuch Caſe, he, ſhe, or they ſo offending, for every ſuch Offence ſhall forfeit the Sum of twenty Pounds; and in all and every ſuch Caſe and Caſes the Stock or Quantity of Sope, which ſhall be ſo clandeſtinely removed or carried away, or fraudulently concealed or hid, ſhall be forfeited, and ſhall and may be ſeized by any of the ſaid Officers for the ſaid Duties on Sope; and the Perſon or Perſons in whoſe Cuſtody ſuch Stock of Sope ſhall be found, who ſhall not, before the Diſcovery thereof, give Notice at the next Office for the ſaid Duties on Sope of the Stock or Quantity of Sope ſo in his, her, or their Cuſtody, ſhall alſo forfeit and loſe the Sum of five Shillings for every Pound Weight.

Neglecting to pay, forfeits Double.

Officers may enter Shops, &c. to view Stock.

Refuſal to permit them, forfeits 20 l.

Clandeſtinely removing Stock, &c. forfeits 20 l.

XXII. Provided always, and be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for any Perſon or Perſons, who ſhall have actually paid her Majeſty's Duties by this Act payable for any Quantities of Sope whatſoever, and to and for any other Perſon or Perſons, who ſhall buy, or be lawfully entitled to any ſuch Quantity of Sope from the ſaid Perſon or Perſons who actually paid her Majeſty's Duties for the ſame, to export ſuch Sope for any Foreign Parts, by way of Merchandize, giving ſufficient Security before the ſhipping thereof for Exportation, that the particular Quantities of Sope which ſhall be intended to be exported, as aforeſaid, and every Part thereof, ſhall be ſhipped and exported, and that the ſame or any Part thereof, ſhall not be re-landed or brought again into any Part or Parts of *Great Britain*, which Security the Cuſtomer or Collector of the reſpective Port for ſuch Exportation, is hereby directed and authorized to take in her Majeſty's Name, and to her Uſe.

Sope that hath paid the Duty may be exported on Security, &c.

XXIII. Provided always, That if after the Shipping any ſuch Sope to be exported, as aforeſaid, and the giving or tendring ſuch Security, as aforeſaid, in order to obtain the Allowance or Drawback herein after-mentioned, the Sope ſo ſhipped to be exported, or any Part thereof, ſhall be re-landed in any Part of *Great Britain*, that then and in every ſuch Caſe (over and above the Penalty of the Bond which ſhall be levied and recovered to her Majeſty's Uſe) all the Sope which ſhall be landed, or the Value thereof, ſhall be forfeited.

Such Sope re-landed, forfeited.

XXIV. And it is alſo hereby enacted, That any Perſon or Perſons who ſhall export any Sope to any Foreign Parts, ſhall or may make Proof, upon Oath, or by ſuch Affirmation reſpectively, as aforeſaid, that the Duty of ſuch Sope hath been paid or ſecured, according to this Act (which Oath or Affirmation the Collector who received the ſaid Duty is hereby required and impowered to adminiſter) and thereupon the ſaid Cuſtomer or Collector of the ſaid Port of Exportation, ſhall give to the Exporter thereof a Debenture, expreſſing the true Kinds and Quantities of the Sope ſo exported; and the Exportation thereof being certified by the Searcher upon the ſaid Debenture, the Collector appointed to receive the ſaid Duties upon Sope in ſuch County or Place where the ſaid Sope was exported, (upon producing the ſaid Debenture ſo certified to him) ſhall forthwith pay the Duties which ſhall have been received upon this Act for the Sope ſo exported to the Perſons or Agents ſo exporting the ſame; and if ſuch Collector ſhall not have Money in his Hands to pay any ſuch Debenture, then the reſpective Commiſſioners for the ſaid Duties of Sope are hereby required to pay, or cauſe to be paid, the ſaid Debenture out of any Duties upon Sope ariſing by this Act; or if the Duty of ſuch Sope ſo exported were only ſecured, and ſhall remain unpaid, then the ſame ſhall be diſcharged upon the Securities for the ſame; any thing in this Act contained to the contrary notwithſtanding.

On Oath that the Duty has been paid, and on Debenture from the Cuſtomer, &c. Collector to repay the Duties.

XXV. And be it further enacted by the Authority aforeſaid, That all and every the Powers, Authorities, Directions, Rules, Methods, Penalties, and Forfeitures, Clauſes, Matters, and Things, which in and by an Act made in the twelfth Year of the Reign of King CHARLES the Second, intituled, *An Act for taking away the Court of Wards and Liveries, and Tenures* in Capite, *and by Knights Service, and Purveyance, and for ſettling a Revenue upon his Majeſty in lieu thereof*, or by any other Law now in force relating to her Majeſty's Revenue of Exciſe upon Beer, Ale, or other Liquors, are provided, ſettled or eſtabliſhed, for managing, raiſing, levying, collecting, mitigating, or recovering, adjudging, or aſcertaining the Duties thereby granted, or any of them, (other than in ſuch Caſes for which other Penalties or Proviſions are made and preſcribed by this Act) ſhall be exerciſed, practiſed, applied, uſed, and put in Execution, in and for the managing, raiſing, levying, collecting, mitigating, recovering, and paying the ſaid Duties upon Sope hereby granted, during the Continuance of this Act, as fully and effectually to all Intents and Purpoſes, as if all and every the ſaid Powers, Authorities, Rules, Directions, Methods, Penalties, Forfeitures,

All the Powers in 12 Car. 2. c. 24. and other Exciſe Acts, to be in force for managing theſe Duties.

Clauſes, Matters, and Things, were particularly repeated, and again enacted in the Body of this preſent Act.

XXVI. And be it further enacted by the Authority aforeſaid, That all Fines, Penalties and Forfeitures, in relation to the ſaid Duties by this Act impoſed upon Sope, ſhall be ſued for, levied and recovered, or mitigated, by ſuch Ways, Means, and Methods, as any Fine, Penalty, or Forfeiture is or may be recovered or mitigated by any Law or Laws of Exciſe, or by Action of Debt, Bill, Plaint, or Information, in any of her Majeſty's Courts of Record at *Weſtminſter*, or in the Court of Seſſion, Court of Juſticiary, or Court of *Exchequer* in *Scotland* reſpectively; and that one Moiety of every ſuch Fine, Penalty, and Forfeiture, (except the ſaid Penalty of forty Shillings on the Officer) ſhall be to her Majeſty, her Heirs and Succeſſors, and the other Moiety to him or them that ſhall diſcover, inform, or ſue for the ſame. All Fines, &c. to be ſued for as by the Laws of Exciſe.

XXVII. Provided always, and it is hereby enacted by the Authority aforeſaid, That ſuch Perſons as ſhall be, in purſuance of this Act, appointed Commiſſioners for the Duties on Sope to be made in *England*, *Wales*, or *Berwick* upon *Tweed*, ſhall and may have and exerciſe the ſame or like Juriſdiction, Power, and Authority, and may adjudge, determine, mitigate, or order, in all Caſes and Matters relating to the ſaid Duties on Sope ariſing within the Limits aforeſaid, as the Commiſſioners of Exciſe upon Beer, Ale, and other Liquors, may or lawfully can exerciſe, adjudge, determine, mitigate, or order in the like Caſes or Matters in relation to the ſaid Duties of Exciſe, by any Law or Statute now in force. Commiſſioners for theſe Duties to have the ſame Juriſdiction as Commiſſioners of Exciſe.

'XXVIII. And whereas it may frequently happen, That ſtale or rotten Sope, and alſo the Cuttings of 'good Sope, (for which the Duties upon this Act ſhall firſt have been duly paid or charged) may be put 'again into the Copper or Pan to be refreſhed or made new, and the Sope newly made from the ſame, or 'from a Mixture of the ſame with other Ingredients, will be chargeable with a new Duty by this Act;' It is therefore hereby provided and enacted, That in caſe ſuch ſtale or rotten Sope, or Cuttings, be put into the Copper or Pan, in the Preſence of an Officer for the ſaid Duties, to be refreſhed or made new, as aforeſaid, ſuch Officer ſhall, from time to time, make an Allowance of the Duty of the ſtale or rotten Sope, or Cuttings ſo put in, and certifie every ſuch Allowance upon his Report to be returned to the Head Office, as aforeſaid; any thing herein contained to the contrary notwithſtanding. Allowance to be made for ſtale or rotten Sope, or the Cuttings of good Sope, put into the Copper to be refreſhed. By 11 Geo. 1. c. 30. §. 37. Notice is to be given of the putting in ſtale Sope, &c.

'XXIX. And whereas Sope is more or leſs uſed in waſhing, ſcouring, or preparing the Sheeps Wool, 'or Lambs Wool, to be converted into the Woollen Manufactures of this Realm, and in making or finiſh-'ing the ſame Manufactures, or ſome of them; and it being judged reaſonable to give an Eaſe or Incou-'ragement to Perſons who ſhall be imployed in the preparing, making, or finiſhing the ſaid Woollen Ma-'nufactures, whether the ſame be for Exportation or Home Conſumption:' It is hereby further provided and enacted, That it ſhall and may be lawful to and for any Perſon or Perſons, who, after the five and twentieth Day of *December* one thouſand ſeven hundred and twelve, during the Continuance of the ſaid Duties upon Sope, ſhall imploy, ſpend, and conſume any Quantity or Quantities of Sope in the making of any Cloths, Serges, Kerſies, Bays, Stockings, or other Manufactures of Sheeps, or Lambs Wool only, or in the finiſhing of the ſaid Manufactures, or preparing the Wool for the ſame, or to and for his, her, or their chief Workman imployed under him, her, or them, in thoſe Works, or any of them, from time to time, to make Proof in Writing by the Affidavit of the ſaid Perſon or Perſons who ſhall ſo imploy, ſpend, and conſume the ſaid Sope, or of his, her, or their chief Workman, unleſs he, ſhe, or they be a known Quaker or Quakers, and by the ſolemn Affirmation of ſuch Quaker or Quakers, before the Collector and Surveyor of the Diſtrict or Diviſion where ſuch Sope ſhall be ſo employed, ſpent, and conſumed, or either of them, (who are hereby reſpectively impowered and required to adminiſter the ſame upon the Requeſt of the Manufacturer, or his, her, or their chief Workman aforeſaid) which ſaid Affidavit or Affirmation ſhall ſpecifie the Kinds and Quantities of the Manufactures ſo made, finiſhed, or prepared, and the Days between which, and the Places where the ſame were ſo made, finiſhed, or prepared reſpectively, and the Quantities and Kinds of the Sope which were actually employed, ſpent, and conſumed therein; and that no Allowance, by virtue of this Act, was before made to ſuch Manufacturers reſpectively, or for his, her, or their Benefit, of the Duties payable by this Act for the Sope ſo ſpecified in ſuch Affidavit or Affirmation, or any Part thereof; and that upon the making of every ſuch Affidavit or Affirmation, the ſaid Collector, out of the Money in his Hands of the ſaid Duties upon Sope by this Act granted, ſhall pay to the ſaid Manufacturers reſpectively, ſo much as one third Part of the Duties granted by this Act for the Sope ſpecified in every ſuch Affidavit or Affirmation taken by the ſaid Collector and Surveyor jointly, or by the ſaid Collector ſingly, doth amount unto, without any Delay; and in caſe the ſame were adminiſtred by the Surveyor only, then upon a Certificate thereof, made and ſigned by the ſaid Surveyor (which he is hereby required to make and ſign upon Demand) the ſaid Collector ſhall out of any Monies in his Hands of the ſaid Duties on Sope, forthwith pay to the ſaid Manufacturers reſpectively the ſaid third Part of the ſaid Duties ſo payable by this Act for the Sope ſo ſpent and conſumed, as aforeſaid; and in caſe the Collector ſhall not then have Money ſufficient in his Hands to ſatisfie ſuch Payments, that then and in every ſuch caſe the Commiſſioners for the ſaid Duties on Sope, for the time being, upon a Certificate thereof from the ſaid Collector, (who is hereby enjoined and required to make and ſign ſuch Certificate) ſhall forthwith cauſe ſuch Payments to be made out of any Monies ariſing by the ſaid Duties on Sope, without any further Delay. Allowance to be made of a third Part of Sope ſpent in making Cloths, Serges, &c. on Oath, &c. of the Worker.

XXX. And it is hereby declared and enacted, That the ſaid Affidavits, Affirmations, and Certificates, touching the ſaid Allowance to the Woollen Manufacturers aforeſaid, ſhall and may be written or printed upon Paper not ſtamped or marked for any the Duties charged by this or any other Act upon ſtamped Vellum, Parchment, or Paper; and that no Fee, Gratuity, or Reward whatſoever, ſhall be required, demanded, or taken from any the ſaid Manufacturers, for making any the Payments of the ſaid Allowance for Sope conſumed in the Woollen Manufactures, or for making, or taking any the ſaid Affidavits, Affirmations, or Certificates relating thereunto, (except four Pence for writing every ſuch Affidavit, Affirmation or Certificate) upon Pain that any of the ſaid Officers offending therein, ſhall for every ſuch Offence pay treble Such Affidavit, &c. not to be ſtamped. No Fee to be taken for the Allowance, &c. Except, &c.

Concerning Sope Duty, ſee farther 10 *Ann. c.* 26. §. 111. 12 *Ann. ſtat.* 2. *c.* 9. *(made perpetual by* 6 *Geo.* 1. *c.* 4.*)* 1 *Geo.* 1. *c.* 36. 11 *Geo.* 1. *c.* 30. *ſect.* 36. *&c.*

treble Damages to the Party grieved, beſides Full Coſts of Suit, to be recovered in ſuch Manner as any other Penalty relating to the Duties upon Sope are by this Act to be recovered.

Perſons forſwearing, to forfeit treble the Value of the Allowance.

For Second Offence to ſuffer as in Caſes of wilful Perjury.

XXXI. And for the better preventing Frauds and Abuſes in obtaining the Allowances laſt-mentioned, it is hereby further enacted, That if any Perſon or Perſons ſhall in ſuch Affidavit or Affirmation, ſwear, affirm, or alledge any Matter or Thing that ſhall be falſe and untrue, with an Intent to defraud her Majeſty, her Heirs or Succeſſors, ſuch Perſon or Perſons offending therein ſhall for every ſuch Offence forfeit and loſe treble the Value of the Allowance for which ſuch Affidavit or Affirmation ſhall be made, to be recovered in like Manner, (to wit) one third Part thereof to the Uſe of the Queen's Majeſty, and the other two Thirds thereof (with Full Coſts of Suit) to the Uſe of the Informer or Proſecutor; and if any Perſon or Perſons being once convicted of any ſuch Offence, ſhall again offend in the like Kind, and be thereof duly convicted in any Court of Record at *Weſtminſter*, or in any the ſaid Courts of *Scotland*, every ſuch Perſon or Perſons, for ſuch other Offence, ſhall ſuffer as in Caſes of wilful and corrupt Perjury.

Duty on Paper, &c. imported, for 32 Years from 24 June 1712. made perpetual by 3 Geo. 1. c. 7. §. 1.

XXXII. And be it enacted by the Authority aforeſaid, That there ſhall be raiſed, levied, collected, and paid, unto and for the Uſe of her Majeſty, her Heirs and Succeſſors, for and upon all Paper of what Kind ſoever, and all Paſtboards, Mildboards, and Scale-boards, and all Books, Prints, and Maps, which at any Time or Times within or during the Term of thirty-two Years, to be reckoned from the four and twentieth Day of *June* one thouſand ſeven hundred and twelve, ſhall be imported or brought into the Kingdom of *Great Britain*, (over and above all other Cuſtoms, Subſidies, and Duties impoſed upon or payable for the ſame) the ſeveral and reſpective Rates and Duties herein after expreſſed, (that is to ſay)

Atlas Fine. For and upon all Paper uſually called or known by the Name of *Atlas Fine*, which ſhall be imported or brought in, as aforeſaid, the Sum of ſixteen Shillings for every Ream, and after that Rate for a greater or leſſer Quantity.

Atlas Ordinary. For and upon all Paper uſually called or known by the Name of *Atlas Ordinary*, which ſhall be imported or brought in, as aforeſaid, the Sum of eight Shillings for every Ream, and after that Rate for a greater or leſſer Quantity.

Imperial Fine. For and upon all Paper uſually called or known by the Name of *Imperial Fine*, which ſhall be imported or brought in, as aforeſaid, the Sum of ſixteen Shillings for every Ream, and after that Rate for a greater or leſſer Quantity.

Super Royal Fine. For and upon all Paper uſually called or known by the Name of *Super Royal Fine*, which ſhall be imported or brought in, as aforeſaid, the Sum of twelve Shillings for every Ream, and after that Rate for a greater or leſſer Quantity.

Royal Fine. For and upon all Paper uſually called or known by the Name of *Royal Fine*, which ſhall be imported or brought in, as aforeſaid, the Sum of eight Shillings for every Ream, and after that Rate for a greater or leſſer Quantity.

Medium Fine. For and upon all Paper uſually called or known by the Name of *Medium Fine*, which ſhall be imported or brought in, as aforeſaid, the Sum of ſix Shillings for every Ream, and after that Rate for a greater or leſſer Quantity.

Demy Fine. For and upon all Paper uſually called or known by the Name of *Demy Fine*, which ſhall be imported or brought in, as aforeſaid, the Sum of four Shillings for every Ream, and after that Rate for a greater or leſſer Quantity.

Demy Second. For and upon all Paper uſually called or known by the Name of *Demy Second*, which ſhall be imported or brought in, as aforeſaid, the Sum of two Shillings and ſix Pence for every Ream, and after that Rate for a greater or leſſer Quantity.

Demy Printing. For and upon all Paper uſually called or known by the Name of *Demy Printing*, which ſhall be imported or brought in, as aforeſaid, the Sum of one Shilling and eight Pence for every Ream, and after that Rate for a greater or leſſer Quantity.

Fine Holland Royal. For and upon all Paper uſually called or known by the Name of *Fine Holland Royal*, which ſhall be imported or brought in, as aforeſaid, the Sum of three Shillings and three Pence for every Ream, and after that Rate for a greater or leſſer Quantity.

Fine Holland Second. For and upon all Paper uſually called or known by the Name of *Fine Holland Second*, which ſhall be imported or brought in, as aforeſaid, the Sum of two Shillings for every Ream, and after that Rate for a greater or leſſer Quantity.

Blue Royal. For and upon all Paper uſually called or known by the Name of *Blue Royal*, which ſhall be imported or brought in, as aforeſaid, the Sum of two Shillings for every Ream, and after that Rate for a greater or leſſer Quantity.

Painted Paper imported. For and upon all Painted Paper which ſhall be imported or brought in, as aforeſaid, the Sum of eight Shillings for every Ream, and after that Rate for a greater or leſſer Quantity.

Cartridge Paper. For and upon all Paper uſually called or known by the Name of *Cartridge Paper*, which ſhall be imported or brought in, as aforeſaid, the Sum of one Shilling and ſix Pence for every Ream, and after that Rate for a greater or leſſer Quantity.

Elephant Fine. For and upon all Paper uſually called or known by the Name of *Elephant Fine*, which ſhall be imported or brought in, as aforeſaid, the Sum of eight Shillings for every Ream, and after that Rate for a greater or leſſer Quantity.

Ordinary Elephant. For and upon all Paper uſually called or known by the Name of *Ordinary Elephant*, which ſhall be imported or brought in, as aforeſaid, the Sum of three Shillings and three Pence for every Ream, and after that Rate for a greater or leſſer Quantity.

For

For and upon all Paper usually called or known by the Name of *Fine Large Post*, which shall be imported or brought in, as aforesaid, the Sum of two Shillings and six Pence for every Ream, and after that Rate for a greater or lesser Quantity. Fine Large Post.

For and upon all Paper usually called or known by the Name of *Fine Fools Cap*, which shall be imported or brought in, as aforesaid, two Shillings and six Pence for every Ream, and after that Rate for a greater or lesser Quantity. Fine Fools Cap.

For and upon all Paper usually called or known by the Name of *Second Fools Cap*, which shall be imported or brought in, as aforesaid, two Shillings for every Ream, and after that Rate for a greater or lesser Quantity. Second Fools Cap.

For and upon all Paper usually called or known by the Name of *Bastard*, or *Double Copy*, which shall be imported or brought in, as aforesaid, two Shillings for every Ream, and after that Rate, for a greater or lesser Quantity. Bastard, or Double Copy.

For and upon all Paper usually called or known by the Name of *Chancery Double*, which shall be imported or brought in, as aforesaid, two Shillings for every Ream, and after that Rate for a greater or lesser Quantity. Chancery Double.

For and upon all Paper usually called or known by the Name of *Superfine Pot*, which shall be imported or brought in, as aforesaid, two Shillings for every Ream, and after that Rate for a greater or lesser Quantity. Superfine Pot.

For and upon all Paper usually called or known by the Name of *Second Fine Pot*, which shall be imported or brought in, as aforesaid, one Shilling and six Pence for every Ream, and after that Rate for a greater or lesser Quantity. Second Fine Pot.

For and upon all Paper usually called or known by the Name of *Genoa Royal*, which shall be imported or brought in, as aforesaid, three Shillings and three Pence for every Ream, and after that Rate for a greater or lesser Quantity. Genoa Royal.

For and upon all Paper usually called or known by the Name of *Genoa Medium*, which shall be imported or brought in, as aforesaid, two Shillings and six Pence for every Ream, and after that Rate for a greater or lesser Quantity. Genoa Medium.

For and upon all Paper usually called or known by the Name of *Genoa Demy Fine*, which shall be imported or brought in, as aforesaid, two Shillings for every Ream, and after that Rate for a greater or lesser Quantity. Genoa Demy Fine.

For and upon all Paper usually called or known by the Name of *Genoa Demy Second*, which shall be imported or brought in, as aforesaid, after the Rate of one Shilling and six Pence for every Ream, and after that Rate for a greater or lesser Quantity. Genoa Demy Second.

For and upon all Paper usually called or known by the Name of *Genoa Crown Fine*, which shall be imported or brought in, as aforesaid, one Shilling and six Pence for every Ream, and after that Rate for a greater or lesser Quantity. Genoa Crown Fine.

For and upon all Paper usually called or known by the Name of *Genoa Crown Second*, which shall be imported or brought in, as aforesaid, one Shilling for every Ream, and after that Rate for a greater or lesser Quantity. Genoa Crown Second.

For and upon all Paper usually called or known by the Name of *Genoa Fools Cap Fine*, which shall be imported or brought in, as aforesaid, one Shilling and six Pence for every Ream, and after that Rate for a greater or lesser Quantity. Genoa Fools Cap Fine.

For and upon all Paper usually called or known by the Name of *Genoa Fools Cap Second*, which shall be imported or brought in, as aforesaid, one Shilling for every Ream, and after that Rate for a greater or lesser Quantity. Genoa Fools Cap Second.

For and upon all Paper usually called or known by the Name of *German Lombard*, which shall be imported or brought in, as aforesaid, one Shilling for every Ream, and after that Rate for a greater or lesser Quantity. German Lombard.

For and upon all Paper usually called or known by the Name of *German Demy*, which shall be imported or brought in, as aforesaid, one Shilling and six Pence for every Ream, and after that Rate for a greater or lesser Quantity. German Demy.

For and upon all Paper usually called or known by the Name of *German Crown*, which shall be imported or brought in, as aforesaid, one Shilling for every Ream, and after that Rate for a greater or lesser Quantity. German Crown.

For and upon all Paper usually called or known by the Name of *German Fools Cap*, which shall be imported or brought in, as aforesaid, one Shilling for every Ream, and after that Rate for a greater or lesser Quantity. German Fools Cap.

For and upon all Pastboards, Mildboards, and Scaleboards, which shall be imported or brought in, as aforesaid, five Shillings for every Hundred Weight, and after that Rate for a greater or lesser Quantity. Pastboard, Scaleboard, &c. in Part repealed by 11 Geo. 1. c. 7. §. 4.

And for and upon all other Paper, White or Brown, or of any other Colour or Kind whatsoever, which shall be imported or brought in, as aforesaid, (not being particularly charged in this Act) a Duty after the Rate of twenty Pounds for every one hundred Pounds of the true and real Value of the same, and after that Rate for a greater or lesser Quantity. All other Paper 20 l. per Cent. ad Valorem.

XXXIII. And it is hereby enacted, That there shall be answered and paid to her Majesty, her Heirs and Successors, for and upon all Books, Prints, and Maps, printed or wrought off in any Parts beyond the Seas, which, at any Time or Times within or during the Term last mentioned, shall be imported or brought, bound or unbound, into *Great Britain*, (over and above the present Duties thereupon) a Duty after the Rate of thirty Pounds for every one hundred Pounds of the true and real Value of the same, and after that Rate for greater or lesser Quantities: Which said Duties for and upon the said several Sorts of Paper, and the Books, Prints, and Maps imported 30 l. per Cent. ad Valorem. In Part repealed

by 12 Annæ, ſtat. 2. c. 5.

the ſaid Paſtboards, Mildboards, and Scaleboards, and the ſaid Books, Prints, and Maps to be imported, as aforeſaid, ſhall be paid by the reſpective Importers thereof, from time to time.

Value of Paper, Books, &c. how to be aſcertained.

XXXIV. And it is hereby declared, That the Values of ſuch of the ſaid Paper, and of the ſaid Books, Prints, and Maps, as are to pay the ſaid Duties *ad Valorem*, ſhall, in all Caſes, be taken to be ſo much as ſuch imported Kinds are really worth, to be ſold at the Port of Importation, without any Abatement for the Duties thereupon charged by this or any former Acts; and that the reſpective Cuſtomer, Collector, Comptroller, or other Perſon or Perſons, Officer or Officers of the Cuſtoms, for the time being, ſhall receive and levy the ſame Duties ſo payable *ad Valorem*, upon the Oath of the Merchant or Importer accordingly: And ſuch Oath ſhall and may be adminiſtred, and all other Matters done for aſcertaining the ſaid Duties of ſuch Paper, and of ſuch Books, Prints, and Maps ſo payable *ad Valorem*, in the ſame Manner and Form as are lawfully uſed and practiſed for aſcertaining any Duties payable *ad Valorem*, upon any other Commodities imported.

Duty on Paper, &c. to be paid on Entry.

XXXV. And be it further enacted by the Authority aforeſaid, That the ſeveral Rates and Duties by this Act ſet or impoſed upon all or any the ſaid Sorts of Paper, and upon all or any the ſaid Paſtboards, Mildboards, and Scaleboards, and the ſaid Books, Prints, and Maps, to be imported and brought into *Great Britain*, ſhall, from time to time, be ſatisfied and paid in ready Money, upon the Entry or Entries made, and before the Landing thereof; and that in caſe any of the ſaid imported Paper, or any the ſaid Paſtboards, Mildboards, and Scaleboards, Books, Prints, or Maps, ſhall be landed or put on ſhore out of any Ship or Veſſel, before due Entry be made thereof at the Cuſtom-houſe in the Port or Place where the ſame ſhall be imported, and before the ſaid Duties by this Act charged or chargeable thereupon, ſhall be duly paid, or without a Warrant for the Landing or Delivering the ſame, firſt ſigned by the Commiſſioners, Collectors, or other proper Officer or Officers of the Cuſtoms reſpectively, That all ſuch Paper, and all the ſaid Paſtboards, Mildboards, and Scaleboards, Books, Prints, and Maps, as ſhall be ſo landed or put on ſhore, or taken out of any Ship or Veſſel, contrary to the true Meaning hereof, or the Value of the ſame, ſhall be forfeited, and ſhall and may be ſeized and recovered of the Importer or Proprietor thereof, to wit, one Moiety of the ſame to the Uſe of her Majeſty, her Heirs and Succeſſors, and the other Moiety of the ſame to the Uſe of ſuch Perſon or Perſons as will ſeize, inform, or ſue for the ſame, or the Value thereof, in any her Majeſty's Courts of Record at *Weſtminſter*, for any ſuch Offences committed in *England*, *Wales*, or *Berwick* upon *Tweed*, or in her Majeſty's Court of Seſſion, Court of Juſticiary, or Court of Exchequer in *Scotland*, for any ſuch Offences committed in *Scotland*, by Action, Bill, Suit, or Information, wherein no Eſſoin, Protection, or Wager of Law ſhall be allowed.

Landed before Entry, &c. forfeited.

How theſe Duties ſhall be raiſed.

XXXVI. And be it further enacted by the Authority aforeſaid, That the ſaid Duties upon the ſaid imported Paper and Boards, and upon the ſaid imported Books, Prints, and Maps, during the Continuance thereof, ſhall be aſcertained, ſecured, raiſed, levied, recovered, and anſwered, for the Uſes and Purpoſes in this Act expreſſed, by ſuch Rules, Ways, Means and Methods, and under ſuch Penalties and Forfeitures, and in ſuch Manner and Form, as the preſent Duties upon ſuch Paper, Boards, or ſuch Books, Prints, or Maps reſpectively, or any of them, are by any Law or Statute now in Force, to be aſcertained, ſecured, raiſed, levied, recovered and anſwered, during the Continuance thereof reſpectively.

Theſe Duties to be managed by the Commiſſioners of the Cuſtoms.

XXXVII. And be it enacted and declared by the Authority aforeſaid, That ſuch of the Duties impoſed by this Act upon the ſaid Paper and Boards, and upon the ſaid Books, Prints, and Maps, as ſhall ariſe in *England*, *Wales*, and the Town of *Berwick* upon *Tweed*, ſhall be under the Management of the Commiſſioners and Officers of the Cuſtoms in *England*, for the time being; and ſuch of the Duties impoſed by this Act upon imported Paper and Boards, or ſuch Books, Prints, or Maps, as aforeſaid, as ſhall ariſe in *Scotland*, ſhall be under the Management of the Commiſſioners and Officers of the Cuſtoms in *Scotland*, for the time being; and that the reſpective Receivers General of the Cuſtoms in *England* and *Scotland*, for the time being, ſhall, from time to time, pay or cauſe to be paid, all the Monies that they reſpectively ſhall receive of the ſaid Duties for the ſaid Paper and Boards, and for ſuch Books, Prints, and Maps imported, as aforeſaid, (the neceſſary Charges of raiſing and accounting for the ſame excepted) into the Receipt of her Majeſty's Exchequer in *England*, diſtinctly and apart from all other Branches of the publick Revenues, for the Purpoſes in this Act expreſſed, and under the like Penalties, Forfeitures and Diſabilities as are to be inflicted by this Act, for diverting or miſapplying any Money by this Act appropriated or appointed for any the Purpoſes herein after mentioned.

Paper, Paſtboard, &c. made in Great Britain. Made perpetual by 3 Geo. 1. c. 7. §. 1.

XXXVIII. And be it further enacted by the Authority aforeſaid, That there ſhall be raiſed, levied, collected and paid, to and for the Uſe of her Majeſty, her Heirs and Succeſſors, for and upon all Paper of what Kind ſoever, and upon all Paſtboards, Mildboards, and Scaleboards, which ſhall, at any Time or Times within or during the Term of thirty-two Years, to be reckoned from the four and twentieth Day of *June* one thouſand ſeven hundred and twelve, be made in *Great Britain*, the ſeveral and reſpective Duties herein after-mentioned, that is to ſay,

Demy Fine.

For and upon all Paper uſually called or known by the Name of *Demy Fine*, which ſhall be ſo made in *Great Britain*, the Sum of one Shilling and ſix Pence for every Ream, and after that Rate for a greater or leſſer Quantity.

Demy Second.

For and upon all Paper uſually called or known by the Name of *Demy Second*, which ſhall be ſo made in *Great Britain*, the Sum of one Shilling for every Ream, and after that Rate for a greater or leſſer Quantity.

Crown Fine.

For and upon all Paper uſually called or known by the Name of *Crown Fine*, which ſhall be ſo made in *Great Britain*, the Sum of one Shilling for every Ream, and after that Rate for a greater or leſſer Quantity.

Crown Second.

For and upon all Paper uſually called or known by the Name of *Crown Second*, which ſhall be ſo made

made in *Great Britain*, the Sum of nine Pence for every Ream, and after that Rate for a greater or leſſer Quantity.

For and upon all Paper uſually called or known by the Name of *Fools Cap Fine*, which ſhall be ſo made in *Great Britain*, the Sum of one Shilling for every Ream, and after that Rate for a greater or leſſer Quantity. Fools Cap Fine.

For and upon all Paper uſually called or known by the Name of *Fools Cap Second*, which ſhall be ſo made in *Great Britain*, the Sum of nine Pence for every Ream, and after that Rate for a greater or leſſer Quantity. Fools Cap Second.

For and upon all Paper uſually called or known by the Name of *Fine Pots*, which ſhall be ſo made in *Great Britain*, the Sum of one Shilling for every Ream, and after that Rate for a greater or leſſer Quantity. Fine Pots.

For and upon all Paper uſually called or known by the Name of *Second Pots*, which ſhall be ſo made in *Great Britain*, the Sum of ſix Pence for every Ream, and after that Rate for a greater or leſſer Quantity. Second Pots.

For and upon all Paper uſually called or known by the Name of *Brown Large Cap*, which ſhall be ſo made in *Great Britain*, the Sum of ſix Pence for every Ream, and after that Rate for a greater or leſſer Quantity. Brown Large Cap.

For and upon all Paper uſually called or known by the Name of *Small Ordinary Brown*, which ſhall be ſo made in *Great Britain*, the Sum of four Pence for every Ream, and after that Rate for a greater or leſſer Quantity. Small Ordinary Brown.

For and upon all Paper uſually called or known by the Name of *Whited Brown*, which ſhall be ſo made in *Great Britain*, the Sum of ſix Pence for every Bundle, each Bundle containing forty Quires, and after that Rate for a greater or leſſer Quantity. Whited Brown.

For and upon all Paſtboards, Mildboards, and Scaleboards, which ſhall be ſo made in *Great Britain*, three Shillings for every hundred Weight, and after that Rate for a greater or leſſer Quantity. Paſtboards, &c.

And for and upon all other Paper, White or Brown, or of any other Colour or Kind whatſoever, which ſhall be made in *Great Britain*, as aforeſaid (not being particularly charged in this Act) a Duty after the Rate of twelve Pounds for every one hundred Pounds of the true and real Value of the ſame, and after that Rate for any greater or leſſer Quantities: Which ſaid Duties for and upon the ſaid ſeveral Sorts of Paper, and other the Commodities laſt mentioned to be made in *Great Britain*, ſhall be paid by the Makers thereof reſpectively. Paper not particularly charged.

XXXIX. And it is hereby enacted, That for and upon all Paper which, at any Time or Times during the Term laſt-mentioned, ſhall be printed, painted, or ſtained in *Great Britain*, to ſerve for Hangings and other Uſes, there ſhall be anſwered and paid to her Majeſty (over and above the Duties payable for ſuch Paper before the printing, painting, or ſtaining thereof) the Sum of one Penny for every Yard ſquare, and after that Rate for a greater or leſſer Quantity; to be paid by ſuch Perſon or Perſons, as ſhall print, paint, or ſtain the ſame. Painted Paper.

XL. And be it declared and enacted by the Authority aforeſaid, That a Ream of Paper chargeable by this Act, whether the ſame be imported or made in *Great Britain*, ſhall be underſtood to conſiſt of twenty Quires, and each Quire of four and twenty Sheets; and that all Sorts of Paper of the reſpective Dimenſions and Value of the Paper chargeable by this Act, under the reſpective Denominations aforeſaid, with the reſpective Rates and Duties hereby granted, ſhall be charged and chargeable with the ſame reſpective Rates and Duties, although the ſame Denominations (by which they are now uſually known) ſhould be altered, or by whatſoever other Name or Names, the ſame or any of them, now are, or during the ſaid Term ſhall or may be called or known. A Ream to be 20 Quires, of 24 Sheets each.

XLI. And for the better aſcertaining, charging, and ſecuring the Duties by this Act ſet and impoſed upon all Sorts of Paper, and the ſaid Paſtboards, Mildboards, and Scaleboards made in *Great Britain*, and upon the ſaid printed, painted, and ſtained Paper, during the Term aforeſaid, according to the true Meaning of this Act, and for preventing of Frauds concerning the ſame; Be it further enacted by the Authority aforeſaid, That ſuch Commiſſioners or Perſons as her Majeſty, her Heirs and Succeſſors, or the High Treaſurer of *Great Britain*, now being, or the High Treaſurer of *Great Britain*, or any three or more of the Commiſſioners of the Treaſury, for the time being, ſhall, from time to time, by one or more Commiſſion or Commiſſions for that Purpoſe appoint, ſhall be her Majeſty's Commiſſioners for the Receipt and Management of the ſaid Duties by this Act ſet and impoſed upon all Paper, Paſtboards, Mildboards and Scaleboards made within *Great Britain*, and upon the ſaid printed, painted, and ſtained Paper chargeable by this Act: Which ſaid Commiſſioners, or the major Part of them reſpectively, ſhall and have hereby Power, by Commiſſion under their reſpective Hands and Seals, to ſubſtitute and appoint under them ſuch Receivers General, Collectors, Comptrollers, Surveyors, and other Officers, as ſhall be requiſite and neceſſary for the Purpoſes aforeſaid; and that the ſaid Commiſſioners ſo to be appointed, and all the Officers for the ſaid Duties upon Paper, ſhall have out of the ſame ſuch Salaries and Rewards for their reſpective Services in Relation to the ſame Duties, as the ſaid High Treaſurer now being, or the High Treaſurer, or any three or more of the Commiſſioners of the Treaſury for the time being, ſhall think reaſonable to eſtabliſh or allow in that Behalf; and that the ſaid reſpective Commiſſioners for the ſaid Duties on Paper, for the time being, ſhall, from time to time, cauſe all the Monies to ariſe by or for the ſaid Duties on the ſaid Paper, Paſtboards, Mildboards, and Scaleboards, and for the ſaid printed, painted, and ſtained Paper, to be made or wrought in *Great Britain*, during the Term aforeſaid, (the neceſſary Charges of managing, collecting, raiſing, paying, and accounting for the ſame excepted) to be paid, from time to time, as the ſame ſhall ariſe, into the Receipt of her Majeſty's Exchequer in *England*, under the Penalties, Forfeitures, and Diſabilities herein after expreſſed. Her Majeſty or Lord Treaſurer to appoint Commiſſioners. Who are to appoint other Officers, &c. The Money to be paid into the Exchequer.

XLII. And

The Duty on Paper that pays ad Valorem, how to be aſcertained.

XLII. And it is hereby enacted and declared, That the Values of ſuch of the ſaid Paper made in *Great Britain* as is to pay Duty *ad Valorem*, as aforeſaid, ſhall in all Caſes be taken to be ſo much as ſuch Paper ſhall be worth to be ſold (ſo ſoon as the ſame is perfectly made, from time to time) at the next Market Town, without Reſpect to the Duty hereby charged thereupon; and that the Collector for the time being ſhall receive the ſaid Duties payable *ad Valorem* for ſuch Paper accordingly, upon the Oath of the Maker or Makers of ſuch Paper, or of his or their Chief Workman or Servant employed in making the ſame, according to the beſt of their Knowledge or Belief, unleſs ſuch Maker, Workman, or Servant, be a known Quaker, and the ſolemn Affirmation of ſuch Maker, Workman, or Servant, to the ſame Effect, in caſe he or ſhe be a known Quaker, ſhall and may be taken inſtead of ſuch Oath; which Oaths and Affirmations to aſcertain the Value of ſuch Paper ſo to be charged, ſhall and may be adminiſtred by the proper Collector or Superviſor of the Diſtrict or Diviſion within which ſuch Maker of Paper doth inhabit, without any Fee or Charge for the ſame.

Makers of Paper, Paſtboard, &c. before 24 June 1712, to give Notice of their Names and Places of Abode, and of their Workhouſes, &c. on Pain of 50 l. By 1 Geo. 1. ſtat. 2. c. 36. §. 17. Officers are to take an Account of the Quantities, &c. of Paper, before Printing, &c.

XLIII. And it is hereby further enacted by the Authority aforeſaid, That all and every Perſon and Perſons whatſoever, who, on or before the four and twentieth Day of *June* in the Year of our Lord one thouſand ſeven hundred and twelve, ſhall make any Paper, Paſtboard, Mildboard, or Scaleboard, or ſhall print, paint, or ſtain any Paper in *Great Britain*, as aforeſaid, for Sale, or not for Sale, ſhall, on or before the ſaid four and twentieth of *June* one thouſand ſeven hundred and twelve, give or leave Notice in Writing at the Office for the ſaid Duties on Paper next to the Place where ſuch Paper, Paſtboard, Mildboard, and Scaleboard ſhall be made, or where ſuch Paper ſhall be made, printed, painted, or ſtained, of their reſpective Names and Places of Abode, and of the Place or Places where every ſuch Perſon or Perſons do uſually make or print, paint, or ſtain any ſuch Paper, Paſtboard, Mildboard, or Scaleboard; and that all and every ſuch Maker or Makers, as often as he, ſhe, or they ſhall change their Places of making, printing, painting, or ſtaining of Paper, or making of Paſtboards, Mildboards, and Scaleboards, and all and every Perſon and Perſons who ſhall at any Time or Times hereafter, during the Continuance of the ſaid Duties on Paper, be a Maker or Makers of Paper, Paſtboard, Mildboard or Scaleboard, or ſhall print, paint, or ſtain any Paper as aforeſaid, ſhall give or leave the like Notice of their reſpective Names and Places of Abode, and the Places where they ſhall reſpectively make, or intend to make any ſuch Paper, Paſtboard, Mildboard, or Scaleboard, or to print, paint, or ſtain any ſuch Paper, as aforeſaid, before they reſpectively do preſume to make, print, paint, or ſtain the ſame, in any ſuch new or other Place or Places, to the end the ſaid Commiſſioners, or other Officers for the ſaid Duties on Paper, may, from time to time, have due Knowledge of all the Places where ſuch Goods ſhall be made or wrought, and be the better enabled to ſecure the Duties hereby granted thereupon; and if any ſuch Perſon or Perſons who ſhall make, print, paint, or ſtain any Paper, or make any Paſtboard, Mildboard, or Scaleboard, for which a Duty ought to be paid by this Act, ſhall neglect to give or leave ſuch Notice, as aforeſaid, he, ſhe, or they, ſhall, for every ſuch Offence, forfeit the Sum of thirty Pounds.

And of their Places of drying, &c. on Pain of 20 l.

XLIV. And the better to prevent any Frauds or Concealments, whereby her Majeſty, her Heirs or Succeſſors, may be injured or deprived of his, her or their Dues; be it further enacted by the Authority aforeſaid, That no Perſon whatſoever, during the Continuance of the ſaid Duties upon Paper, ſhall uſe any Place for drying the ſame, or making it fit for Uſe, other than ſuch common Place or Places whereof he, ſhe, or they ſhall firſt have given or left Notice in Writing at the proper Office for the ſame Duties, to be the Place or Places for his, her, or their drying or finiſhing the ſame, upon Pain of forfeiting the Sum of twenty Pounds for every ſuch Offence.

Entry to be made once in 6 Weeks upon Oath, &c.

XLV. And it is hereby further enacted by the Authority aforeſaid, That from and after the four and twentieth Day of *June* one thouſand ſeven hundred and twelve, during the Continuance of the ſaid Duties upon Paper, all and every Perſon and Perſons who ſhall make any Paper, Paſtboard, Mildboard, or Scaleboard in *Great Britain*, or print, paint, or ſtain any Paper, as aforeſaid, in *Great Britain*, ſhall, once in every ſix Weeks, make a true Entry in Writing at the next Office for the ſaid Duties upon Paper, of all the Paper, Paſtboards, Mildboards, and Scaleboards by him, her, or them ſeverally made fit for Uſe, within ſuch ſix Weeks reſpectively; which Entries ſhall contain the juſt Kinds and Quantities thereof, on Pain to forfeit, on every Neglect of ſuch Entry, the Sum of fifty Pounds: Which Entries ſhall be made upon Oath, or upon an Affirmation, as aforeſaid, to be reſpectively taken and adminiſtred as this Act preſcribes, in Caſes where the Value of any unrated Paper is to be aſcertained, as aforeſaid, without any Fee or Charge whatſoever to be demanded or taken for the ſame.

Penalty 50 l.

Entries, &c. to be at the next Market Town.

XLVI. Provided always, That no Perſon who ſhall make, print, paint, or ſtain any Paper, Paſtboard, Mildboard, or Scaleboard, ſhall be obliged to go or ſend farther than the Market Town, where his or her Paper is made, printed, painted, or ſtained, or ſuch Boards are made, or the next Market Town to the Place of making, printing, painting, or ſtaining the ſame reſpectively, for the making of ſuch Oaths, Affirmations, or Entries, as aforeſaid.

Duty to be cleared off in 6 Weeks after Entry, on Pain of double the Duty.

XLVII. And be it further enacted, That all and every Perſon and Perſons who ſhall make any Paper, Paſtboard, Mildboard, or Scaleboard in *Great Britain*, or print, paint, or ſtain any Paper in *Great Britain*, ſhall, from time to time, within ſix Weeks after he, ſhe, or they ſhall make or ought to have made ſuch Entry, as aforeſaid, pay and clear off all the ſaid Duties for all ſuch Paper, Paſtboard, Mildboard, or Scaleboard, as ſhall by or for them reſpectively be made, and for all ſuch Paper as ſhall by them reſpectively be printed, painted, or ſtained, ſo as to be fit for Uſe or Sale, upon Pain of forfeiting for every ſuch Offence double the Sum of the ſaid Duty whereof the Payment ſhall be ſo refuſed or neglected; and that no ſuch Perſon, after ſuch Default in Payment made, ſhall ſell, deliver, or carry out any Paper, Paſtboard, Mildboard, or Scaleboard, until he hath paid and cleared off his Duty, as aforeſaid, on Pain to forfeit double the Value of the Paper, Paſtboard, Mildboard, and Scaleboard, ſo delivered or carried out.

Officers may enter by Day or

XLVIII. And be it further enacted by the Authority aforeſaid, That all and every the Officers of the ſaid Duties on Paper, ſhall, at all Times, by Day or by Night, and if in the Night, then in the Preſence of a Conſtable

Conſtable or other lawful Officer of the Peace, be permitted, upon his or their Requeſt, to enter into the Houſe, Mill, Yard, Drying-houſe, Ware-houſe, or other Place belonging to or uſed by any Perſon or Perſons, who, within or during the Term of Years laſt-mentioned, ſhall make any Paper, Paſtboard, Mildboard, or Scaleboard in *Great Britain*, or ſhall print, paint, or ſtain any Paper for Hangings, or other Uſes, as aforeſaid, and to take a juſt Account of the Kinds and Quantities of the Paper, Paſtboards, Mildboards, and Scaleboards, which ſhall have been made, printed, painted, or ſtained by ſuch Perſon or Perſons, from time to time; and ſhall thereof make a Report or Return in Writing, to the reſpective Commiſſioners for the ſaid Duties on Paper, or ſuch as they reſpectively ſhall appoint to receive the ſame, leaving a true Copy, if demanded, of ſuch Report in Writing under his Hand, with or for the ſaid Makers of Paper, Paſtboards, Mildboards, and Scaleboards, or the Perſons that ſhall print, paint, or ſtain ſuch Paper reſpectively; and ſuch Report or Return of the Officer or Officers laſt-mentioned, ſhall be a Charge upon ſuch Maker or Makers of Paper, Paſtboards, Mildboards, and Scaleboards, and upon the Perſons who ſhall print, paint, or ſtain Paper, as aforeſaid, reſpectively; and if the ſaid Officer ſhall refuſe or neglect to give or leave a true Copy of his Report in Writing, at the Time of taking ſuch Account, being demanded, as aforeſaid, every ſuch Officer for every ſuch Offence, ſhall forfeit and pay the Sum of forty Shillings to every ſuch Maker or Perſon reſpectively.

Night into any Mills, Yards, &c. to take Account of the Kinds of Paper, &c. made and Report to the Commiſſioners, leaving a Copy thereof with the Maker, on Pain of 40 s.

XLIX. Provided always, That every Officer, who ſhall be impowered to make ſuch Charge as is laſt-mentioned, ſhall, in the firſt Place, be ſworn for the due and faithful Execution of his Office, and the Oath in that Behalf ſhall and may be adminiſtred by all or any the Commiſſioners of the ſaid Duties on Paper, or by any of her Majeſty's Juſtices of the Peace, who ſhall give to ſuch Officers a Certificate thereof.

Officers to be ſworn.

L. And for the better preventing of Frauds, it is hereby enacted, That all and every the Officers of the ſaid Duties on Paper, ſhall alſo be permitted to take an Account of the Quantities of Rags, Cordage, and other Materials for making the ſaid Paper, Paſtboards, Mildboards, and Scaleboards, chargeable by this Act, which ſhall be in the Cuſtody or Poſſeſſion of any Maker, and of all Paper in the Poſſeſſion of any Perſon uſing the Art of printing, painting, or ſtaining Paper, and of their reſpective Proceedings in making, printing, painting, or ſtaining the ſame; and if any ſuch Maker or other Perſon ſhall obſtruct or hinder any the ſaid Officers in the Execution of the Powers and Authorities given to him or them by this Act, for aſcertaining and ſecuring the ſaid Duties relating to Paper, Paſtboards, Mildboards, and Scaleboards, or the printing, painting, or ſtaining thereof, the Offenders therein for every ſuch Offence ſhall forfeit the Sum of twenty Pounds.

Officers to take an Account of Rags, Cordage, &c. in Makers Cuſtody, &c.

LI. And be it further enacted by the Authority aforeſaid, That no Perſon or Perſons who ſhall be a Maker or Makers of Paper, Paſtboard, Mildboard, and Scaleboard, or ſhall print, paint, or ſtain any Paper chargeable by this Act, ſhall (under Pain of forfeiting the Sum of twenty Pounds for every ſuch Offence) remove, carry, or ſend away, or ſuffer to be removed, carried, or ſent away any Paper, by him, her, or them made, printed, painted, or ſtained, or any Paſtboard, Mildboard, or Scaleboard, by him, her, or them made, of which no Account ſhall have been firſt taken by the proper Officer, from the Ware-houſe, Work-houſe, or other Place where ſuch Goods ſhall have been firſt put, after their being dried and fit for Uſe, without giving to the proper Officer two Days Notice at the leaſt, of his, her, or their Intentions to remove, carry, or ſend away the ſame, that ſo the ſaid Officer (without his own wilful Neglect or Default) may have Time to take an Account thereof.

No Paper Makers, &c. to remove Goods before an Account has been taken thereof by the Officer, &c. on Pain of 20 l.

LII. And it is hereby further enacted, That all and every Perſon and Perſons who ſhall be Makers of Paper, Paſtboard, Mildboard, or Scaleboard, or Printers, Painters, or Stainers of any ſuch Paper, as aforeſaid, ſhall, from time to time, keep all the Paper by them reſpectively made, printed, painted, or ſtained, and all the Paſtboard, Mildboard, and Scaleboard by him or them reſpectively made, and which ſhall not have been ſurveyed and taken an Account of by the ſaid Officers for the ſaid Duties thereupon, ſeparate and apart from all other their Paper and other Commodities aforeſaid, which ſhall have been ſurveyed and taken an Account of by the ſaid Officers, for the Space of eight and forty Hours, after the making, printing, painting, or ſtaining thereof, unleſs ſuch Paper, and other the Goods laſt-mentioned, ſhall have been ſooner ſurveyed and taken an Account of by the ſaid Officers reſpectively, on Pain to forfeit for every ſuch Offence therein, the Sum of five Pounds.

Paper Makers &c. to keep their Goods not ſurveyed, ſeparate, on Pain of 5 l.

LIII. And be it further enacted, That if any of the ſaid Makers, Printers, Painters, or Stainers, ſhall fraudulently hide or conceal, or cauſe to be hid or concealed any Paper, Paſtboard, Mildboard, and Scaleboard made, or any Paper printed, painted, or ſtained, chargeable by this Act, or any the Materials for making the ſame, to the Intent to deceive her Majeſty of the juſt Duties by this Act granted thereupon, that then, and in every ſuch Caſe, the Party ſo offending ſhall forfeit the Sum of twenty Pounds for every ſuch Offence.

Concealing Paper, &c. forfeits 20 l.

LIV. And be it further enacted by the Authority aforeſaid, That all Paper, Paſtboards, Mildboards, and Scaleboards, and all Materials and Utenſils for making them, or any of them, or printing, painting, or ſtaining ſuch Paper, as aforeſaid, which ſhall be found in any private Ware-houſe, Work-houſe, Drying-room, or other Place for making, or keeping, or for printing, painting, or ſtaining the ſame, for which no Entry ſhall be made, or Notice given, as aforeſaid, ſhall be forfeited and loſt, and the ſame or the Value thereof ſhall and may be ſeized and recovered by the ſaid Officer or Officers for the ſaid Duties upon Paper, to her Majeſty's Uſe.

Paper, Paſtboards, &c. found in private Work-houſe unentered, forfeited, or the Value.

LV. And it is hereby further enacted by the Authority aforeſaid, That all the Paper, Paſtboard, Mildboard, and Scaleboard, and all the Materials and Utenſils for the making thereof, and for printing, painting, or ſtaining ſuch Paper, as aforeſaid, in the Cuſtody of any Maker or Makers, or of any ſuch Printer, Painter, or Stainer of Paper, as aforeſaid, or of any Perſon or Perſons, to the Uſe of, or in Truſt for them, or any of them, ſhall be liable and ſubject to, and are hereby made chargeable with all the Debts and Duties for Paper, Paſtboard, Mildboard, and Scaleboard, made, or for ſuch Paper printed, painted, or ſtained, as aforeſaid

All Papers, &c. chargeable with the Duties in Arrear, &c. *Concerning Duties on Paper, Paſtboard, &c. ſee*

further 12 *Ann. ſtat.* 2. *c.* 9. 1 *Geo.* 1. *ſtat.* 2. *c.* 36. *ſect.* 17. 11 *Geo.* 1. *c.* 7. 10 *Geo.* 2 *c.* 27.

aforeſaid, in Arrear and owing by ſuch Perſon or Perſons for any ſuch Goods, ſo made, printed, painted, or ſtained, by him, her, or them, or in his, her, or their Ware-houſes, Working-houſes, or Places aforeſaid, and ſhall be alſo ſubject to all Penalties and Forfeitures incurred by ſuch Perſon or Perſons ſo uſing ſuch Work-houſe or other Place, for any Offence againſt this Act, relating to the ſaid Duties upon ſuch Paper, Paſtboard, Mildboard, and Scaleboard; and it ſhall and may be lawful, in all ſuch Caſes, to levy Debts and Penalties, and uſe ſuch Proceedings as may lawfully be done by this Act, in Relation to Paper, in caſe the Debtor or Offender were the true lawful Owner of the ſame.

Stock in Hand, on 24 June 1712, to pay.

LVI. And be it further enacted by the Authority aforeſaid, That for all Paper (whether the ſame be of Foreign or *Britiſh* Manufacture) and for all Paſtboards, Mildboards, and Scaleboards which any Merchants, Stationers, Wholeſale Sellers, Retailers, Printers, Paper-makers, or other Dealers in Paper in *Great Britain*, or any Perſon or Perſons in Truſt for him, her, or them, or for his, her, or their Uſe, ſhall be poſſeſſed of, and intereſted in upon the four and twentieth Day of *June* in the Year of our Lord one thouſand ſeven hundred and twelve, being for Sale, and for all Paper printed, painted, or ſtained, as aforeſaid, which ſhall be in the Hands of any Perſon or Perſons for Sale, on the ſaid four and twentieth Day of *June* one thouſand ſeven hundred and twelve, there ſhall be yielded and paid to her Majeſty the like Rates as are by this Act to be paid for the like Sorts of Paper, Paſtboard, Mildboard, and Scaleboard reſpectively to be made or imported, or Paper to be printed, painted, or ſtained, as aforeſaid, after the ſaid four and twentieth Day of *June* one thouſand ſeven hundred and twelve; and that like Entries ſhall be made, and the Duties paid down, or ſecured to be paid within three Months, and the like Allowance ſhall be made for prompt Payment, and all Matters and Things ſhall be done and permitted to be done for aſcertaining and ſecuring the ſaid Duties for ſuch Stocks of Paper, and other Commodities laſt-mentioned, and the like Penalties and Forfeitures ſhall be inflicted for any Fraud, Concealment, Refuſal, Neglect, or other Offence relating thereunto, as are by this Act provided, in Relation to the Stocks of Sope which any Dealers therein ſhall have upon the ſaid tenth Day of *June* one thouſand ſeven hundred and twelve, or in Relation to the Duties thereof.

The ſame Entries, Allowances, Penalties, &c. as for Stock on Sope.

Paper, &c. that hath paid the Duty, may be exported, on Security, &c.

LVII. Provided always, and be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for any Perſon or Perſons, who ſhall have actually paid her Majeſty's Duties by this Act payable for any Quantity of Paper, Paſtboard, Mildboard, and Scaleboard whatſoever, made in *Great Britain*, or imported into the ſame, or for any ſuch printed, painted, or ſtained Paper, as aforeſaid, and to and for any other Perſon or Perſons who ſhall buy, or be lawfully entitled to any ſuch Quantity of Paper, or any other the Goods laſt-mentioned, from the ſaid Perſon or Perſons who actually paid her Majeſty's Duties for the ſame, to export ſuch Paper, Paſtboard, Mildboard, or Scaleboard, or printed, painted, or ſtained Paper, for any Foreign Parts, by way of Merchandize, giving ſufficient Security before the Shipping thereof for Exportation, that the particular Quantities of ſuch Commodities which ſhall be intended to be exported, as aforeſaid, and every Part thereof, ſhall be ſhipped and exported; and that the ſame, or any Part thereof, ſhall not be relanded or brought again into any Part or Parts of *Great Britain*: Which Security the Cuſtomer or Collector of the reſpective Port of ſuch Exportation, is hereby directed and authorized to take, in her Majeſty's Name, and to her Uſe.

Paper, &c. relanded, forfeited, or the Value.

LVIII. Provided always, That if after the Shipping any ſuch Paper, or other the Commodities laſt-mentioned, to be exported, as aforeſaid, and the giving or tendring ſuch Security, as aforeſaid, in order to obtain the Allowance or Drawback herein after-mentioned, the Paper or other Commodities ſo ſhipped to be exported, or any Part thereof, ſhall be relanded in any Part of *Great Britain*, that then, and in every ſuch Caſe (over and above the Penalties of the Bond, which ſhall be levied and recovered to her Majeſty's Uſe) all the Paper and Commodities which ſhall be ſo landed, or the Value thereof, ſhall be forfeited.

On Oath that the Duty has been paid or ſecured, and on Debenture from the Cuſtomer, &c. Collector to repay the Duties.

LIX. And it is alſo hereby enacted, That any Perſon or Perſons, who ſhall export any Paper, or any Paſtboard, Mildboard, or Scaleboard, or any ſuch printed, painted, or ſtained Paper, as aforeſaid, to any Foreign Parts, ſhall or may make Proof upon Oath, or by ſuch Affirmation reſpectively, as aforeſaid, that the Duties thereof have been paid or ſecured, according to this Act (which Oath or Affirmation the Collector who received the ſaid Duties is hereby required and impowered to adminiſter) and thereupon the ſaid Cuſtomer or Collector of the ſaid Port of Exportation, ſhall give to the Exporter thereof a Debenture, expreſſing the true Quantities and Kinds of ſuch Commodities ſo exported, and the Exportation thereof being certified by the Searcher upon the ſaid Debenture, the Collector appointed to receive the ſaid Duties upon Paper in ſuch County or Place where the ſame were exported (upon producing the ſaid Debenture ſo certified to him) ſhall forthwith pay the Duties which ſhall have been received upon this Act, for the Paper, Paſtboard, Mildboard and Scaleboard ſo exported, to the Perſons or Agents ſo exporting the ſame; and if ſuch Collector ſhall not have Money in his Hands to pay any ſuch Debenture, then the ſaid reſpective Commiſſioners for the ſaid Duties of Paper, are hereby required to pay, or cauſe to be paid, the ſaid Debenture out of any Duties upon Paper ariſing by this Act; or if the Duty of ſuch Commodities aforeſaid ſo exported, were only ſecured, and ſhall remain unpaid, then the ſame ſhall be diſcharged, upon the Security for the ſame; any thing in this Act contained to the contrary notwithſtanding.

All the Powers in 12 Car. 2. c. 24. and other Exciſe Acts, to be in Force for managing theſe Duties.

LX. And be it further enacted by the Authority aforeſaid, That all and every the Powers, Directions, Rules, Penalties, Forfeitures, Clauſes, Matters, and Things, which in and by an Act made in the twelfth Year of the Reign of King CHARLES the Second, intituled, *An Act for taking away the Court of Wards and Liveries, and Tenures* in Capite, *and by Knights Service, and Purveyance, and for ſettling a Revenue upon his Majeſty in lieu thereof*, or by any other Law now in force, relating to her Majeſty's Revenue of Exciſe upon Beer, Ale, and other Liquors, are provided and eſtabliſhed for managing, raiſing, levying, collecting, mitigating, or recovering, adjudging, or aſcertaining the Duties hereby granted, or any of them (other than in ſuch Caſes for which other Penalties and Proviſions are made and preſcribed by this Act) ſhall be practiſed, uſed, and put in Execution, in and for the managing, raiſing, levying, collecting, mitigating, recovering, and paying the ſaid Duties upon Paper, and other the Commodities laſt mentioned hereby granted,

during

during the Continuance of this Act, as fully and effectually, as if all and every the ſaid Powers, Rules, Directions, Penalties, Forfeitures, Clauſes, Matters, and Things, were particularly repeated in this preſent Act.

All Fines, &c. to be ſued for as by the Laws of Exciſe.

LXI. And be it further enacted by the Authority aforeſaid, That all Fines, Penalties, and Forfeitures, in Relation to the ſaid Duties by this Act impoſed upon Paper, and upon printed, painted, and ſtained Paper, and upon Paſtboard, Mildboard, and Scaleboard, ſhall be ſued for, levied, recovered, or mitigated, by ſuch Ways, Means, and Methods, as any Penalty or Forfeiture is or may be recovered or mitigated by any Law or Laws of Exciſe, or by Action of Debt, Bill, Plaint or Information, in any of her Majeſty's Courts of Record at *Weſtminſter*, or in the Court of Seſſion, Court of Juſticiary, or Court of Exchequer of *Scotland* reſpectively, as aforeſaid; and that one Moiety of every ſuch Fine, Penalty, and Forfeiture (the ſaid Penalty on the Officer for not giving or leaving a Copy of his Charge, as aforeſaid, only excepted) ſhall be to her Majeſty, her Heirs and Succeſſors, and the other Moiety to him or them that ſhall diſcover, inform, or ſue for the ſame.

Commiſſioners for theſe Duties to have the ſame Juriſdiction as Commiſſioners of Exciſe.

LXII. Provided always, and it is hereby enacted, That ſuch Perſons as, in purſuance of this Act, ſhall be Commiſſioners for the ſaid Duties on the ſeveral Sorts of Paper, and other the Commodities laſt mentioned, to be made, printed, painted, or ſtained in *England*, *Wales*, and the Town of *Berwick* upon *Tweed*, ſhall have the ſame Juriſdiction, Power, and Authority, and may adjudge, determine, mitigate, and order, in all Caſes and Matters relating to the ſame Duties ariſing within the Limits aforeſaid, as the Commiſſioners of Exciſe upon Beer, and other Liquors, may or can lawfully exerciſe, adjudge, determine, mitigate, or order in the like Caſes or Matters, in Relation to the ſaid Duties of Exciſe, by any Law or Statute now in Force.

Books printed at Oxford or Cambridge in Latin, Greek, Oriental or Northern Languages, to have a Drawback of the Duty on Paper;

LXIII. Provided always, and be it enacted by the Authority aforeſaid, That for the Encouragement of Learning, ſo much Money as ſhall, from time to time, be paid for the Duties granted by this Act, for any Quantities of Paper, which, during the Continuance of the ſaid Duties, ſhall be uſed in the Printing any Books in the *Latin*, *Greek*, *Oriental*, or *Northern* Languages, within the two Univerſities of *Oxford* and *Cambridge*, or either of them, by Permiſſion of the Vice Chancellors of the ſame reſpectively, ſhall and may be drawn back and repaid in Manner following; that is to ſay, The chief Manager of the Preſs in each of the ſaid Univerſities, ſhall and may, from time to time, make Proof by Oath in Writing before the Vice-Chancellor (who is hereby impowered to adminiſter the ſame) expreſſing therein the Kinds and Quantities of the Paper ſo uſed, and how much the Duties thereof, payable by this Act, doth amount to; which ſaid Oath in Writing being certified by the ſaid Vice-Chancellor, and produced to the Lord Treaſurer, or Commiſſioners of the Treaſury for the time being, the ſaid Lord Treaſurer, or Commiſſioners of the Treaſury for the time being, ſhall forthwith, from time to time, iſſue his or their Orders or Warrants to the reſpective Commiſſioners, who by this Act are to manage the Duties upon Paper, to cauſe Payment to be made of ſo much Money, as the Duties payable by this Act for the Paper ſo uſed in the Printing of the ſaid Books in the ſaid Univerſities, as aforeſaid, ſhall amount to; the ſame Payment to be made (without Fee or Charge whatſoever, and without Delay) to ſuch Perſon or Perſons as the ſaid reſpective Vice-Chancellors ſhall authorize and appoint to receive the ſame, out of any of the Duties upon Paper ariſing by this Act; any thing in this Act contained to the contrary notwithſtanding.

And in the Univerſities of Scotland.

LXIV. Provided always, and be it enacted by the Authority aforeſaid, That for the Encouragement of Learning, ſo much as ſhall, from time to time, be paid for the Duties granted by this Act, for any Quantities of Paper, which, during the Continuance of the ſaid Duties, ſhall be uſed in the Printing any Books in the *Latin*, *Greek*, *Oriental*, or *Northern* Languages, which within the Univerſities of *Scotland*, or any of them, by Permiſſion of the Principal of the ſame reſpectively, ſhall and may be drawn back and repaid in Manner following; that is to ſay, The chief Manager of the Preſs in the ſaid Univerſities ſhall and may, from time to time, make Proof by Oath in Writing before the Principal (who is hereby impowered to adminiſter the ſame) expreſſing therein the Kinds and Quantities of the Paper ſo uſed, and how much the Duty thereof payable by this Act doth amount to; which Oath in Writing being certified by the ſaid Principal, and produced, the Lord Treaſurer of *Great Britain*, or the Lords Commiſſioners of the Treaſury for the time being, ſhall forthwith, from time to time, iſſue his or their Orders or Warrants to the reſpective Commiſſioners, who by this Act are to manage the Duties upon Paper, to cauſe Payment to be made of ſo much Monies as the Duties ſo uſed in the Printing of the ſaid Books in the ſaid Univerſities of *Scotland* ſhall amount to; the ſame Payments to be made without any Fee or Charge whatſoever, and without Delay, to ſuch Perſon or Perſons as the ſaid reſpective Principals ſhall authorize and appoint to receive the ſame, out of any of the Duties upon Paper ariſing by this Act in *Scotland*; any thing in this Act contained to the contrary notwithſtanding.

Paſtboard made of Paper that has paid the Duty not chargeable.

LXV. Provided always, and it is hereby declared, That Paſtboard made in *Great Britain*, of Paper which ſhall have paid the Duties charged and chargeable by this Act, ſhall not be charged with any further or other Duties by virtue of this Act, upon the paſting or annexing together the Sheets of ſuch Paper, and its receiving thereby the Denomination of Paſtboard or Paſted Paper.

Printed Linens imported to pay 15 l. per Cent. ad Valorem from 20 July 1712, for 32 Years. Explained by 12 Annæ, ſt. 2, c. 19.

LXVI. And be it alſo enacted by the Authority aforeſaid, That there ſhall be raiſed, levied, collected and paid to and for the Uſe of her Majeſty, her Heirs and Succeſſors, for and upon all chequered and ſtriped Linens, and upon all Linens printed, painted, ſtained or dyed, after the Manufacture, or in the Thread or Yarn before the Manufacture, in any Foreign Parts, which at any time or times, within or during the Term of thirty-two Years, to be reckoned from the twentieth Day of *July* one thouſand ſeven hundred and twelve, ſhall be imported or brought into the Kingdom of *Great Britain*, and may lawfully be uſed or worn there (over and above all other Cuſtoms, Subſidies, and Duties impoſed upon or payable for the ſame) a Duty after the Rate of fifteen Pounds for every one hundred Pounds of the true and real Value thereof, to be paid by the Importers reſpectively.

Made perpetual by 3 Geo. 1. c. 7. §. 1.

These Duties how to be managed.

LXVII. And it is hereby enacted, That the ſaid Duty upon ſuch imported Linens chargeable by this Act, ſhall, from time to time, be managed, aſcertained, paid, ſecured, raiſed, levied, and brought into the Exchequer, in the ſame Manner and Form, and by ſuch Rules, Ways, Means, and Methods, and under ſuch Penalties and Forfeitures, as the aboveſaid Duties upon imported Paper are by this Act to be managed, aſcertained, paid, ſecured, raiſed, levied, and brought in, as aforeſaid; and that all the Proviſions, Penalties, Forfeitures, Clauſes, Matters, and Things, contained in this Act, for managing, aſcertaining, paying, ſecuring, raiſing, levying, and bringing in the ſaid Duties upon Paper imported, or any of them, ſhall be applied, practiſed, and put in Execution, for managing, aſcertaining, paying, raiſing, ſecuring, levying, and bringing in the ſaid Duties upon the Importation of ſuch Linen, as aforeſaid, as fully and effectually as if the ſame were again repeated in this preſent Act.

Concerning Linens, &c. ſee further 12 *Ann. ſtat.* 2. *c.* 9, 19 & 21. 1 *Geo.* 1. *ſtat.* 2. *c.* 36. 3 *Geo.* 1. *c.* 7. 17 *Geo.* 2. *c.* 30. 18 *Geo.* 2. *c.* 24 & 36. 24 *Geo.* 2. *c.* 46. 29 *Geo.* 2. *c.* 15. 32 *Geo.* 2. *c.* 32.

After Duty paid, printed Linens imported, to be ſtamped.

LXVIII. And moreover it is hereby enacted by the Authority aforeſaid, That from and after the ſaid Duties hereby granted upon the ſaid chequered, ſtriped, printed, painted, ſtained, and dyed Linens imported, as aforeſaid, from time to time, ſhall be paid to her Majeſty's Uſe, the reſpective Commiſſioners, Officer and Officers of the Cuſtoms of the Port or Place where the ſame ſhall be imported, ſhall cauſe every Piece and Parcel thereof to be marked or ſtamped with a diſtinct Seal or Mark, to be provided and uſed as this Act directs, to denote the Payment of the Duties for the ſame.

Duty on Silks, Callicoes, Linens, and Stuffs, printed in Great Britain from July 1712, for 32 Years. Made perpetual by 3 Geo. 1. c. 7. §. 1.

LXIX. And be it further enacted by the Authority aforeſaid, That there ſhall be raiſed, levied, collected, and paid, to and for the Uſe of her Majeſty, her Heirs and Succeſſors, for and upon all Silks, Callicoes, Linens, and Stuffs, of what Kind ſoever, which, at any time or times within or during the Term of thirty-two Years, to be reckoned from the twentieth Day of *July* one thouſand ſeven hundred and twelve, ſhall be printed, ſtained, painted, or dyed in *Great Britain*, (ſuch Callicoes, Linens, and Fuſtians, as ſhall be dyed throughout of one Colour only, and Stuffs made of Woollen, or whereof the greateſt Part in Value ſhall be Woollen, always excepted) the ſeveral and reſpective Rates and Duties herein after expreſſed (over and above the Duties payable upon the Importation of them or any of them) that is to ſay,

Silks.

For and upon all Silks ſo printed, ſtained, or painted in *Great Britain* (Silk Handkerchiefs excepted) the Sum of ſix Pence for every Yard in Length, reckoning half a Yard for the Breadth.

Silk Handkerchiefs.

And for all Silk Handkerchiefs ſo printed, ſtained, or painted in *Great Britain*, the Sum of three Pence for every Yard ſquare, and in thoſe Proportions for wider or narrower Silks.

Callicoes.

For and upon all Callicoes to be ſo printed, ſtained, painted, or dyed in *Great Britain*, (except as aforeſaid) the Sum of three Pence for every Yard in Length, reckoning one Yard wide, and after that Proportion.

Linen and Stuffs.

And for and upon all Linen and Stuffs (except before excepted) to be printed, ſtained, painted, or dyed, as aforeſaid, in *Great Britain*, within or during the Term laſt mentioned, the Sum of three Half-pence for every Yard in Length, reckoning Yard wide, and after that Rate for a greater or leſſer Quantity.

Her Majeſty or Lord Treaſurer to appoint Commiſſioners.

LXX. And for the better aſcertaining, charging, and ſecuring the ſaid Duties by this Act ſet and impoſed upon all Silks, Callicoes, Linen, and Stuffs, (except before excepted) which ſhall be printed, painted, ſtained, or dyed, as aforeſaid, in *Great Britain*, within or during the Term laſt mentioned, and for preventing of Frauds concerning the ſame; Be it further enacted by the Authority aforeſaid, That ſuch Commiſſioners or Perſons as her Majeſty, her Heirs or Succeſſors, or the High Treaſurer of *Great Britain* now being, or the High Treaſurer of *Great Britain*, or any three or more of the Commiſſioners of the Treaſury for the time being, ſhall, from time to time, by one or more Commiſſion or Commiſſions for that Purpoſe appoint, ſhall be her Majeſty's Commiſſioners for the Receipt and Management of the ſaid Duties ſet and impoſed upon all ſuch Silks, Callicoes, Linens, and Stuffs, printed, painted, ſtained, or dyed, as aforeſaid, in *Great Britain*, as are chargeable by this Act; which ſaid Commiſſioners, or the major Part of them reſpectively, ſhall and have hereby Power, by Commiſſion under their reſpective Hands and Seals, to ſubſtitute and appoint under them ſuch Receivers General, Collectors, Comptrollers, Surveyors, and other Officers, as ſhall be requiſite and neceſſary for the Purpoſes aforeſaid; and that the ſaid Commiſſioners ſo to be appointed, and all the Officers for the Duties laſt-mentioned, ſhall have out of the ſame, ſuch Salaries and Rewards for their reſpective Services in relation to the ſame Duties, as the ſaid High Treaſurer now being, or the High Treaſurer, or any three or more of the Commiſſioners of the Treaſury for the time being, ſhall think reaſonable to eſtabliſh or allow in that Behalf; and that the ſaid reſpective Commiſſioners for the ſaid Duties laſt-mentioned, for the time being, ſhall, from time to time, cauſe all the Monies to ariſe by or for the ſame Duties, during the Continuance thereof (the neceſſary Charges of managing, collecting, raiſing, paying, and accounting for theſe Duties excepted) to be alſo paid, from time to time, as the ſame ſhall ariſe, into the Receipt of her Majeſty's Exchequer in *England*, under the Penalties and Forfeitures, and Diſabilities herein after expreſſed.

Who are to ſubſtitute inferior Officers.

Callico Printers before 20 July 1712. to give Notice to the proper Officer of their Names and Places of Abode, &c.

LXXI. And it is hereby enacted by the Authority aforeſaid, That all and every Perſon and Perſons whatſoever, who, on or before the twentieth Day of *July* in the Year of our Lord one thouſand ſeven hundred and twelve, ſhall print, ſtain, paint, or dye any of the ſaid Goods, ſo that a Duty ſhall be payable by this Act upon the printing, ſtaining, painting, or dying the ſame, as aforeſaid, ſhall, on or before the ſaid twentieth Day of *July* one thouſand ſeven hundred and twelve, give or leave Notice in Writing, at the next Office for the ſame Duties, of their reſpective Names and Places of Abode, and of the Place or Places where every ſuch Perſon or Perſons do uſually print, paint, ſtain, or dye, as aforeſaid, any ſuch Silks, Linens, Callicoes, or Stuffs, or dry the ſame; and that all and every ſuch Printer, Painter, Stainer, or Dyer, as often as he, ſhe, or they ſhall change their Places of printing, painting, ſtaining, or dying any the ſaid Goods, or for drying the ſame; and all and every Perſon and Perſons who ſhall, at any Time or Times during

during the Continuance of this Act, be a Printer, Painter, Stainer, or Dyer of any ſuch Silks, Callicoes, Linens, or Stuffs, or ſhall print, paint, ſtain, or dye any ſuch Goods, as aforeſaid, ſhall give or leave the like Notice of their reſpective Names, and their Places of Abode, and the Rooms and Places where they ſhall reſpectively work, or intend to work in ſuch printing, painting, ſtaining, or dying, and the Places where they reſpectively ſhall dry or intend to dry any ſuch Goods, as aforeſaid, before they reſpectively do preſume to work in any ſuch new or other Place or Places, upon Pain to forfeit the Sum of thirty Pounds for every Neglect or Default, by not giving ſuch Notice, as aforeſaid. on Forfeiture of 30 l.

LXXII. And it is hereby further enacted by the Authority aforeſaid, That from and after the ſaid twentieth Day of *July* one thouſand ſeven hundred and twelve, during the Continuance of this Act, all and every Perſon and Perſons who ſhall print, paint, ſtain, or dye in *Great Britain*, as aforeſaid, any Silks, Callicoes, Linens, and Stuffs, upon the printing, painting, ſtaining, or dying whereof a Duty is chargeable by this Act, ſhall once in every ſix Weeks make a true Entry in Writing at the next Office for the ſame Duties, of all ſuch Silks, Callicoes, Linens, and Stuffs ſo by him, her, or them ſeverally printed, painted, ſtained, or dyed within every ſuch ſix Weeks reſpectively; which Entries ſhall contain the juſt Kinds and Quantities thereof: And if ſuch Printer, Painter, Stainer, or Dyer be not the true Owner of ſuch Goods or any of them, ſo printed, painted, ſtained, or dyed, then, and in every ſuch Caſe, he, ſhe, or they, in every ſuch Entry, ſhall ſpecifie the Names and Places of Abode of the Perſons who are the Owners thereof, or for whoſe Account they reſpectively do print, paint, ſtain, or dye the ſame, on Pain to forfeit for every Neglect of ſuch Entry, the Sum of fifty Pounds; which Entry ſhall be made upon the Oath of the Printer, Painter, Stainer, or Dyer, or of his, her, or their chief Workman imployed, to the beſt of their Knowledge or Belief, unleſs he, ſhe, or they be a known Quaker, and the ſolemn Affirmation of a known Quaker, to the ſame Effect, ſhall be taken inſtead of ſuch Oath; and the ſaid Oaths and Affirmations to verifie ſuch Entries, ſhall and may be adminiſtred by the proper Collector or Surviſor of the Diſtrict or Diviſion within which ſuch Printer, Painter, Stainer, or Dyer, doth inhabit, without any Fee or Charge whatſoever to be demanded or taken for the ſame. Such Printers to make Entries, &c. once in 6 Weeks, on Forfeiture of 50 l.

LXXIII. Provided always, That no Perſon for the making ſuch Entries, Oaths, or Affirmations as are laſt-mentioned, ſhall be obliged to go or ſend further than the Market Town where his or her Silks, Callicoes, Linen, or Stuffs are printed, painted, ſtained, or dyed, or the next Market Town to the Place of printing, painting, ſtaining, or dying the ſame. Entries, &c. to be made at the next Market Town.

LXXIV. And be it further enacted by the Authority aforeſaid, That all and every Perſon and Perſons who ſhall print, paint, ſtain, or dye, as aforeſaid, any Silks, Callicoes, Linens, or ſuch Stuffs, as aforeſaid in *Great Britain*, ſhall, from time to time, within ſix Weeks after he, ſhe, or they ſhall make, or ought to have made ſuch Entry, as aforeſaid, clear of all the ſaid Duties which ſhall be then due or remain unpaid, for all ſuch Silks, Callicoes, Linens, and Stuffs, as ſhall have been printed, painted, ſtained, or dyed by him, her, or them reſpectively, as aforeſaid, upon Pain of forfeiting for every Default therein double the Sum of the ſame Duties whereof the Payment ſhall be ſo neglected; and that no ſuch Perſon, after ſuch Default in Payment made, ſhall deliver or carry out, or cauſe to be delivered or carried out, any ſuch printed, painted, ſtained, or dyed Goods, until he hath paid and cleared off his Duty, on Pain to forfeit double the Value of the Goods, ſo delivered or carried out. Printers of Silk, &c. once in 6 Weeks to clear off the Duties, on Forfeiture of double Duty, &c.

LXXV. And be it further enacted by the Authority aforeſaid, That all and every the Officers of the ſaid Duties on the ſaid printed, painted, ſtained, or dyed Goods, ſhall at all Times, by Day or by Night, and if in the Night, then in the Preſence of a Conſtable, or other lawful Officer of the Peace, be permitted, upon his or their Requeſt, to enter into the Houſe, Work-houſe, Drying-place, Ware-houſe, Field, or other Place belonging to, or uſed by any Perſon or Perſons who, within or during the Term of Years laſt-mentioned, ſhall print, paint, ſtain, or dye any Silks, Callicoes, Linens, or Stuffs (except before excepted) and to take a juſt Account of the Kinds and Quantities thereof, which ſhall have been printed, painted, ſtained, or dyed, by ſuch Perſon or Perſons, from time to time, and ſhall thereof make a Report or Return in Writing to the reſpective Commiſſioners for the Duties laſt-mentioned, or ſuch as they reſpectively ſhall appoint to receive the ſame, leaving a true Copy (if demanded) of ſuch Report in Writing, under his Hand, with or for the ſaid Printer, Painter, Stainer, or Dyer reſpectively; and ſuch Report or Return ſhall be a Charge upon every ſuch Printer, Painter, Stainer, or Dyer reſpectively; and if the ſaid Officer ſhall refuſe or neglect to give or leave a true Copy of his Report at the Time of taking ſuch Account, being demanded as aforeſaid, every ſuch Officer, for every ſuch Offence, ſhall forfeit the Sum of forty Shillings to every ſuch Printer, Painter, Stainer, or Dyer reſpectively. Officers may enter ſuch Printers Houſes at all Times, to take Account of Silks, &c. and make a Report to the Commiſſioners, leaving a Copy with the Printer, on Pain of 40 s.

LXXVI. Provided always, That every Officer, who ſhall be impowered to make ſuch Charge as is laſt-mentioned, ſhall in the firſt Place be ſworn for the due and faithful Execution of his Office; and the Oath in that Behalf ſhall and may be adminiſtred by all or any the Commiſſioners for the Duties laſt-mentioned, or by any of her Majeſty's Juſtices of the Peace, who ſhall give to ſuch Officer a Certificate thereof. Officers to be ſworn.

LXXVII. And for the better Prevention of Frauds, be it further enacted, That all and every the Officers of the ſaid Duties on ſuch printed, painted, ſtained, or dyed Goods, as aforeſaid, ſhall alſo be permitted to take an Account of the Quantities of Silks, Callicoes, Linens, and Stuffs, which ſhall, at any Time or Times, be in the Cuſtody or Poſſeſſion of any Printer, Painter, Stainer, or Dyer, to be printed, painted, ſtained, or dyed; and in caſe ſuch Officer or Officers ſhall miſs any Quantity or Quantities of ſuch Silk, Callicoes, Linen, or Stuffs, whereof he had taken an Account at his laſt Survey, and ſhall not upon reaſonable Demand receive Satisfaction what is become of the ſame, then, and in every ſuch Caſe, it ſhall and may be lawful for ſuch Officer to charge ſuch Printer, Painter, Stainer, or Dyer, with the Duties of ſuch Silks, Callicoes, Linens, or Stuffs ſo miſſing, as if the ſame were printed, painted, ſtained, or dyed. Officers to take an Account of the Quantities of Silks, &c. in the Printers Hands.

LXXVIII. And

Obſtructing Officer to forfeit 20 l.

LXXVIII. And be it enacted, That if any Perſon or Perſons, who ſhall print, paint, ſtain, or dye any the Goods aforeſaid, ſhall obſtruct or hinder any the ſaid Officers in the Execution of the Powers given by this Act, for aſcertaining and ſecuring the Duties thereupon, the Offenders therein, for every ſuch Offence, ſhall forfeit the Sum of twenty Pounds.

Printers not to remove the Silk, &c. till Officer has taken Account thereof, or before marking, on Forfeiture of 20 l. &c.

See 5 Geo. 1. c. 11. §. 15.

LXXIX. And be it further enacted by the Authority aforeſaid, That no Perſon or Perſons, who ſhall print, paint, ſtain, or dye, any Silks, Callicoes, Linens, or Stuffs, chargeable with the ſaid Duties by this Act, ſhall remove, carry, or ſend away, or ſuffer to be removed, carried, or ſent away, any the Silks, Callicoes, Linens, or Stuffs, by him, her, or them printed, painted, ſtained, or dyed reſpectively, until ſuch Time as the proper Officer ſhall have taken an Account of every particular Quantity of ſuch Goods ſo to be carried away, and until every particular Piece and Parcel, or Remnant of ſuch Goods, be duly marked with a Stamp or Seal, denoting the charging of the Duty, as this Act directs, upon Pain of forfeiting the Sum of twenty Pounds for every ſuch Offence; and that all the printed, painted, ſtained, or dyed Silks, Callicoes, Linen, and Stuffs, ſo carried away, without being marked with a Stamp or Seal, denoting the charging of the ſaid Duties, and being found in the Poſſeſſion of any Draper, or other Trader or Dealer therein, or any Perſon for the Uſe of ſuch Draper, Trader, or Dealer, for Sale, ſhall and may be ſeized, or the Value thereof ſhall and may be recovered, to wit, one Moiety thereof for the Uſe of her Majeſty, and the other Moiety to the Uſe of the Seizor, or Informer.

Receipts gratis.

LXXX. And it is hereby ordained and enacted by the Authority aforeſaid, That upon Payment of the ſaid Duties for any Quantity of the ſaid printed, painted, ſtained, or dyed Goods, the Receiver or Collector ſhall give a Receipt for the ſame *gratis*.

Silk not ſurveyed, to be kept ſeparate on Pain of 5 l.

LXXXI. And it is hereby further enacted, That all and every the ſaid Printers, Painters, Stainers, and Dyers of the ſaid Silks, Callicoes, Linens, and ſuch Stuffs, as aforeſaid, ſhall, from time to time, keep ſo much of the ſame Goods as ſhall not have been ſurveyed and taken an Account of by the proper Officers, ſeparate and apart from all others of the ſame Kinds, which ſhall have been ſurveyed and taken an Account of by ſuch Officers, on Pain to forfeit, for every Offence therein, the Sum of five Pounds.

Such Silks concealed forfeit 20 l. &c.

LXXXII. And be it further enacted, That if any of the ſaid Printers, Painters, Stainers, or Dyers, ſhall fraudulently hide or conceal, or cauſe to be hid or concealed, any Silk, Callico, Linen, or Stuffs, before or after the ſame are printed, painted, ſtained, or dyed, with Intent to deceive her Majeſty of her juſt Duties by this Act granted, then, and in every ſuch Caſe, the Party ſo offending ſhall forfeit the Sum of twenty Pounds for every ſuch Offence; and all the Silks, Callicoes, Linens, and Stuffs, which ſhall be found in any private Work-houſe, or other Place, whereof no Notice ſhall have been given, as aforeſaid, or the Value thereof, ſhall and may be ſeized and recovered, to wit, one Moiety thereof, to the Uſe of her Majeſty, and the other Moiety to the Uſe of the Seizor, or Informer, as aforeſaid.

Utenſils, &c. for printing Silks, &c. chargeable with the Duties in Arrear.

LXXXIII. And be it enacted, That all the Utenſils and Inſtruments for the printing, painting, ſtaining, or dying of any ſuch Goods, as aforeſaid, in the Cuſtody of any ſuch Printer, Painter, Stainer, or Dyer, as aforeſaid, or of any Perſon or Perſons, to the Uſe of or in Truſt for them, or any of them, ſhall be liable to, and are hereby made chargeable with all the Debts and Duties in Arrear and owing by ſuch Printer, Painter, Stainer, or Dyer, for any ſuch Silks, Callicoes, Linens, or Stuffs, printed, painted, ſtained, or dyed by him, her, and them, or in his, her, or their Work-houſes or Places aforeſaid; and ſhall be alſo ſubject to all Penalties and Forfeitures incurred by ſuch Perſon or Perſons ſo uſing ſuch Work-houſe, or other Place, for any Offence againſt this Act, relating to the Duties of ſuch printed, painted, ſtained, or dyed Goods; and it ſhall and may be lawful in all ſuch Caſes, to levy Debts and Penalties, and uſe ſuch Proceedings as may lawfully be done by this Act, in relation to ſuch Goods, in caſe the Debtor or Offender were the true and lawful Owner of the ſame.

Stock in Hand on 20 July to pay one Half Part of the Duty.

'LXXXIV. And whereas ſeveral Printers, Painters, Stainers, and Dyers, and alſo ſeveral Merchants, 'Drapers, Mercers, Upholders, and other Traders and Dealers, have or may have, on the twentieth Day 'of *July* one thouſand ſeven hundred and twelve, for Sale either by Wholeſale or Retail, ſeveral Stocks 'or Quantities of ſuch chequered and ſtriped Linens, and painted, ſtained, and dyed Linens, as aforeſaid, 'which have been imported into *Great Britain*, and ſeveral Stocks and Quantities of ſuch Silks, Callicoes, 'Linens, and Stuffs, as aforeſaid, which have been printed, painted, ſtained, or dyed, as aforeſaid, in '*Great Britain*;' Be it further enacted by the Authority aforeſaid, That all and every ſuch Printers, Painters, Stainers, Dyers, Drapers, Mercers, Upholders, Traders, and Dealers reſpectively, having on the ſaid twentieth Day of *July* one thouſand ſeven hundred and twelve, in his, her, or their Cuſtody or Poſſeſſion, or in the Cuſtody or Poſſeſſion of any other Perſon or Perſons, for his, her, or their Uſe, Benefit, or Account, any Stock or Quantity of ſuch chequered or ſtriped Linens, or of ſuch printed, painted, ſtained, or dyed Silks, Callicoes, Linens, or ſuch Stuffs, as aforeſaid, being for Sale either by Wholeſale or by Retail, ſhall yield and pay to her Majeſty for the ſame, ſo much Money as one Half Part of the Rates and Duties by this Act impoſed on the like reſpective Commodities after the Commencement of this Act, ſhall amount unto; the ſaid Half Part for the ſaid Stocks, to be paid within three Months after the ſaid twentieth Day of *July* one thouſand ſeven hundred and twelve.

A Particular of Stock in Hand to be given in upon Oath, &c.

Officers may enter any Shops,

LXXXV. And to the end the ſaid Stocks may be known and diſcovered, and the ſaid Rates for the ſame may be aſcertained and anſwered; Be it further enacted by the Authority aforeſaid, That all and every the ſaid Printers, Painters, Stainers, Dyers, Mercers, Drapers, Upholders, Traders, and Dealers reſpectively, ſhall deliver or cauſe to be delivered, on or before the ſaid twentieth Day of *July* one thouſand ſeven hundred and twelve, to the proper Officer to be appointed in this Behalf, a Particular in Writing ſigned by themſelves or their Appointments, of their ſeveral Stocks before-mentioned, deſcribing the whole Quantities and Kinds thereof diſtinctly, as they are charged in this Act, and ſhall verifie the ſaid Particular by ſuch Oath or Affirmation reſpectively, as aforeſaid, to the beſt of his, her, or their Knowledge and Belief; which Oath or Affirmation ſhall and may be adminiſtred by the proper Officers who ſhall be appointed to receive the ſaid Particular; and the proper Officers to be appointed for charging the Duties on the ſaid printed

printed, painted, ſtained, or dyed Goods, are hereby authorized and impowered to enter into any Shops, Warehouſes, or other Places whatſoever, where any ſuch Stock of ſuch Goods ſhall be or remain, there to view the ſame, and to take an Account thereof; and all and every the ſaid Perſon or Perſons chargeable, as aforeſaid, for their reſpective Stock of ſuch Goods, ſhall be obliged, by force and virtue of this Act, if thereunto required, to permit and ſuffer the proper Officer and Officers to make ſuch Entrance and View, as aforeſaid; and if any Perſon or Perſons ſhall refuſe to permit or ſuffer ſuch Officer or Officers to enter into their Shops, Warehouſes, or other Places (being thereunto required) to view the ſaid Stocks of chequered and ſtriped Linens, and of ſuch printed, painted, ſtained, or dyed Silks, Callicoes, Linens, and Stuffs, as aforeſaid, or any of them, and every Part thereof, then every ſuch Perſon, for every ſuch Refuſal, ſhall forfeit the Sum of fifty Pounds.

&c. to view Stock in Hand:

Refuſal to permit them forfeits 50 l.

LXXXVI. And it is hereby enacted, That the Collector upon the Receipt of any the ſaid Duties for ſuch Stocks of chequered, and ſtriped Linens, and of ſuch printed, painted, ſtained, or dyed Silks, Callicoes, Linens, and Stuffs, or any of them, ſhall give a Receipt for the ſame *gratis*; and in caſe the ſaid Duties for ſuch Stocks ſhall not be paid on or before the nine and twentieth Day of *September* one thouſand ſeven hundred and twelve, or if before that Time, the ſame be not ſecured to be paid on or before the five and twentieth Day of *December* one thouſand ſeven hundred and twelve (which Security the proper Officers are hereby required to take by Bond in her Majeſty's Name and to her Uſe) then ſuch Officer or Officers ſhall and may, by virtue of this Act, levy ſuch Duties for the ſaid Stock that ſhall not be paid or ſecured, by Diſtreſs of the Goods and Chattels of the Perſon or Perſons, Bodies Politick or Corporate liable thereunto, and for Non-payment, may ſell ſuch Diſtreſs within ten Days, tendring the Overplus (if any be) to the Owner, after Satisfaction of the Duty and Charge of the ſaid Diſtreſs.

Collector to give Receipts gratis.

Duty on Stock not paid by 29 Sept. 1712. or ſecured, &c. Officer may diſtrain.

LXXXVII. Provided always, That if any ſuch Perſon or Perſons chargeable for ſuch Stock, ſhall pay or cauſe to be paid his or their Duties for the ſame, within the ſaid Space of three Months, he, ſhe, or they ſhall be allowed for ſuch prompt Payment after the Rate of ten Pounds *per Centum per Annum* for every Sum ſo advanced.

10 l. per Cent. Diſcount for Prompt Payment.

LXXXVIII. And be it enacted by the Authority aforeſaid, That if any Perſon or Perſons who ought to give ſuch Particular of ſuch Stock of the chequered and ſtriped Linens, and of ſuch printed, painted, ſtained, and dyed Goods, as aforeſaid, or any of them, ſhall neglect to give a Particular of the ſame, in ſuch Manner and Form, as aforeſaid, on or before the twentieth Day of *July* one thouſand ſeven hundred and twelve, or ſhall wittingly or willingly omit or leave out of the ſame any Part of his, her, or their ſaid Stock, to the Intent to defraud her Majeſty, or ſhall fraudulently remove, carry away, or conceal his, her, or their ſaid Stock, or any Part thereof, before her Majeſty's Duty thereupon ſhall be paid or ſecured, as aforeſaid, that then, and in every ſuch caſe, he, ſhe, or they ſo offending, for every ſuch Offence ſhall forfeit the Sum of fifty Pounds; and in all and every ſuch Caſe and Caſes, the Stock or Quantity of ſuch Goods, for which no ſuch Particular ſhall have been given, or which ſhall be fraudulently omitted out of the ſame, or which ſhall be ſo concealed or carried away before her Majeſty's Duty ſhall be paid or ſecured, ſhall be forfeited, and ſhall and may be ſeized by any of her Majeſty's Officers, to wit, one Moiety thereof to the Uſe of the Queen, and the other Moiety thereof to the Uſe of the Seizor.

Not giving in a Particular of Stock,

or omitting any Part thereof, or removing Stock before Duty be paid, &c. forfeits 50 l. and Goods.

LXXXIX. And it is hereby further enacted by the Authority aforeſaid, That from and after the Duties of the ſaid Stock of chequered and ſtriped Linens, and of ſuch printed, painted, ſtained, or dyed Goods, as aforeſaid, or any of them, ſhall be paid or ſecured, as aforeſaid, the Officer or Officers for the ſame Duties, ſhall cauſe every Piece, Parcel, or Remnant whereof the Duty ſhall be ſo paid or ſecured, to be marked with ſuch diſtinct Mark as this Act directs, to be provided and uſed to denote the paying or ſecuring ſuch Duty, as aforeſaid.

After the Duty is paid, Linens to be ſtamped.

XC. Provided always, and is hereby enacted, That no Fee or Reward ſhall be had or taken by any of the ſaid Officers, from any of the ſaid Printers, Painters, Stainers, Dyers, Mercers, Drapers, or others, for any Entries, Accounts, Receipts, or Marks, before in this Act mentioned, or any of them, under the Penalty of five Pounds to be forfeited to the Party grieved for every ſuch Offence.

No Fee for Entries, &c.

XCI. And be it further enacted by the Authority aforeſaid, That all and every the Powers, Directions, Rules, Penalties, Forfeitures, Clauſes, Matters and Things, which in and by an Act made in the twelfth Year of the Reign of King CHARLES the Second, intituled, *An Act for taking away the Court of Wards and Liveries, and Tenures* in Capite, *and by Knights Service, and Purveyance, and for ſettling a Revenue upon his Majeſty, in lieu thereof*, or by any other Law now in Force relating to her Majeſty's Revenue of Exciſe upon Beer, Ale, or other Liquors, are provided and eſtabliſhed, for managing, raiſing, levying, collecting, mitigating, or recovering, adjudging, or aſcertaining the Duties thereby granted, or any of them (other than in ſuch Caſes for which other Penalties or Proviſions are made or preſcribed by this Act) ſhall be practiſed, uſed, and put in Execution, in and for the managing, raiſing, levying, collecting, mitigating, recovering, and paying the ſaid Duties hereby granted upon the ſaid printed, painted, ſtained, or dyed Silks, Callicoes, Linens, and Stuffs, during the Continuance of this Act, as fully and effectually as if all and every the ſaid Powers, Rules, Directions, Penalties, Forfeitures, Clauſes, Matters and Things, were particularly repeated in this preſent Act.

All the Powers in 12 Car. 2. c. 24. and other Exciſe Acts, to be in Force for managing theſe Duties.

XCII. And be further enacted by the Authority aforeſaid, That all Fines, Penalties, and Forfeitures, in relation to the ſaid Duties by this Act impoſed upon any Silks, Callicoes, Linens, or Stuffs, printed, painted, ſtained, or dyed in *Great Britain*, as aforeſaid, ſhall be ſued for, levied, recovered, or mitigated, by ſuch Ways, Means and Methods, as any Fine, Penalty, or Forfeiture is or or may be recovered or mitigated by any Law or Laws of Exciſe, or by Action of Debt, Bill, Plaint, or Information in any of her Majeſty's Courts of Record at *Weſtminſter*, or in the Court of Seſſion, Court of Juſticiary, or Court of Exchequer in *Scotland* reſpectively, as aforeſaid; and that one Moiety of every ſuch Fine, Penalty, and Forfeiture (not otherwiſe appointed by this Act) ſhall be to her Majeſty, her Heirs and Succeſſors, and the other Moiety to him, her, or them that ſhall diſcover, inform, or ſue for the ſame.

All Fines, &c. to be ſued for as by the Laws of Exciſe.

XCIII. Pro-

Commiſſioners for theſe Duties to have the ſame Juriſdiction in England, &c. as Commiſſioners of Exciſe.

XCIII. Provided always, and it is hereby enacted, That ſuch Perſons as, in purſuance of this Act, ſhall be Commiſſioners for the ſaid Duties on the ſaid Silks, Callicoes, Linens, and Stuffs, printed, painted, ſtained, or dyed in *England*, *Wales*, and the Town of *Berwick* upon *Tweed*, ſhall have the ſame Juriſdiction, Power, and Authority, and may adjudge, determine, mitigate, and order, in all Caſes and Matters relating to the ſame Duties ariſing within the Limits aforeſaid, as the Commiſſioners of Exciſe upon Beer, Ale, and other Liquors, may or can lawfully exerciſe, adjudge, determine, mitigate, or order in the like Caſes or Matters in relation to the ſaid Duties of Exciſe, by any Law or Statute now in Force.

Theſe Goods having paid the Duty, may be exported, on Security, &c.

XCIV. Provided always, and be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for any Perſon or Perſons, who ſhall have actually paid her Majeſty's Duties by this Act payable for any of the ſaid imported Linens, or for any Silks, Callicoes, Linens, or Stuffs, to be printed, painted, ſtained, or dyed, as aforeſaid, in *Great Britain*, and to and for any other Perſon or Perſons, who ſhall buy, or be lawfully entitled to any ſuch imported Linens, or any ſuch Goods, printed, painted, ſtained, or dyed, as aforeſaid, in *Great Britain*, from the Perſon or Perſons, who actually paid her Majeſty's Duties payable by this Act for the ſame, to export any ſuch Goods for which the Duty was ſo paid for any Foreign Parts, by way of Merchandize, giving ſufficient Security before the Shipping thereof, that the particular Quantities ſo intended to be exported, and every Part thereof, ſhall be ſhipped and exported, and not to be relanded or brought again into any Part or Parts of *Great Britain*; which Security the Cuſtomer or Collector of the Port of Exportation ſhall take in her Majeſty's Name, and to her Uſe.

If relanded, forfeited.

XCV. Provided always, That if after the Shipping of any ſuch Goods, and the giving or tendring ſuch Security, as aforeſaid, in order to obtain the Allowance or Drawback herein after-mentioned, the ſame, or any Part thereof, ſhall be relanded in any Part of *Great Britain*, that then, and in every ſuch Caſe (over and above the Penalty of the Bond, which ſhall be levied and recovered to her Majeſty's Uſe) all the ſaid Goods, which ſhall be ſo landed, or the Value thereof, ſhall be forfeited.

On Oath that the Duty has been paid,

and on Debenture from the Cuſtomer, &c. Collector to repay the Duties.

XCVI. And it is alſo hereby enacted, That any Perſon or Perſons who ſhall export any ſuch chequered, ſtriped, printed, painted, ſtained, or dyed Goods, as aforeſaid, to or for any Foreign Parts, ſhall and may make Proof upon Oath, or by ſuch Affirmation reſpectively, as aforeſaid, that the Duties thereof have been paid or ſecured according to this Act (which Oath or Affirmation, the Cuſtomer or Collector of the Port of Exportation is hereby required and impowered to adminiſter) and thereupon the ſaid Cuſtomer or Collector of the ſaid Port of Exportation ſhall give to the Exporter thereof a Debenture, expreſſing the true Kinds and Quantities of the chequered and ſtriped Linens, and of the ſaid printed, painted, ſtained, and dyed Goods ſo exported; and the Exportation thereof being certified by the Searcher upon the ſaid Debenture, the Collector appointed to receive the ſaid Duties upon ſuch chequered and ſtriped Linens, printed, painted, ſtained, and dyed Goods, in the County or Place where ſuch Exportation was made (upon producing the ſaid Debenture ſo certified to him) ſhall forthwith pay the Duties which ſhall have been received upon this Act for the Goods ſo exported, to the Perſons or Agents ſo exporting the ſame; and if ſuch Collector ſhall not have Money in his Hands to pay any ſuch Debenture, then the reſpective Commiſſioners for the ſaid Duties on chequered and ſtriped Linens, printed, painted, ſtained, and dyed Goods, are hereby required to pay or cauſe to be paid the ſaid Debenture out of any the Duties upon chequered and ſtriped Linens, printed, painted, ſtained, and dyed Goods, ariſing by this Act; or if the Duty of the Goods ſo exported were only ſecured, and ſhall remain unpaid, then the ſame ſhall be diſcharged upon the Security for the ſame; any thing in this Act contained notwithſtanding.

Commiſſioners of the Cuſtoms to provide Stamps for the imported Linens.

Commiſſioners for managing the Duties on painted Silks, &c. alſo to provide Stamps.

XCVII. And be it further enacted by the Authority aforeſaid, that the reſpective Commiſſioners of the Cuſtoms in *Great Britain*, ſhall, on or before the twentieth Day of *July* one thouſand ſeven hundred and twelve, provide or cauſe to be provided ſuch and ſo many Seals or Stamps with which all the ſaid imported Linens, during the Continuance of this Act, ſhall be marked, upon Payment of the Duties thereof, as aforeſaid, and ſhall cauſe the ſame to be delivered to the proper Officers of the Cuſtoms for that Purpoſe; and that the reſpective Commiſſioners to be appointed for managing the ſaid Duties upon Silks, Callicoes, Linens, and Stuffs, to be printed, painted, ſtained, or dyed in *Great Britain*, ſhall, on or before the twentieth Day of *July* one thouſand ſeven hundred and twelve, provide proper Seals or Stamps, of another Kind, for marking ſuch of the ſaid Silks, Callicoes, Linens, and Stuffs, to be printed, painted, ſtained, or dyed in *Great Britain*, as aforeſaid, during the Continuance of this Act, as are to be ſtamped and marked, for and in order to the charging of the reſpective Duties for the ſame, and alſo ſo many Seals or Stamps, of a third Kind, with which all the ſaid Stocks or Quantities of chequered and ſtriped Linens, and of ſuch printed, painted, ſtained, or dyed Goods, as aforeſaid, on the ſaid twentieth Day of *July* one thouſand ſeven hundred and twelve, upon paying or ſecuring the ſaid half Duties for the ſame, are to be marked or ſtamped, and ſhall cauſe the ſaid reſpective Seals or Stamps to be diſtributed to the reſpective Officers for the ſeveral Purpoſes before mentioned; which Officers are hereby enjoined and required, in uſing the ſame, to do no Hurt or Damage, or the leaſt Damage that may be, to the Goods to be ſo marked or ſtamped; and the ſaid reſpective Commiſſioners, in providing the ſaid reſpective Seals or Stamps, ſhall take Care that they be ſo contrived, that the Impreſſion thereof may be durable, and ſo as the ſame may be leaſt liable to be forged or counterfeited; and that the ſaid Stamps, or any of them, ſhall or may be altered or renewed, from time to time, as her Majeſty, her Heirs or Succeſſors, ſhall think fit; and if any Perſon or Perſons whatſoever, ſhall, at any Time or Times hereafter, counterfeit or forge any Stamp or Seal to reſemble any Stamp or Seal which ſhall be provided or made in purſuance of this Act, or ſhall counterfeit or reſemble the Impreſſion of the ſame upon any of the ſaid Commodities chargeable by this Act, thereby to defraud her Majeſty, her Heirs or Succeſſors, of any of the ſaid Duties hereby granted, then every ſuch Perſon ſo offending, being thereof convicted in due Form of Law, ſhall be judged a Felon, and ſhall ſuffer Death as in Caſes of Felony, without Benefit of Clergy; and if any Perſon or Perſons ſhall, at any Time or Times, during the Continuance of this Act, ſell any printed, painted, ſtained, or dyed Silks, Callicoes, Linens, or other Stuffs, as aforeſaid, with a counterfeit Stamp thereupon, knowing the ſame to be counterfeited,

Stamps may be altered by her Majeſty.

Counterfeiting Stamps, Felony.

Selling with a counterfeit Stamp, forfeits 100 l. and Pillory.

terfeited, and with an Intent to defraud her Majeſty, her Heirs or Succeſſors, all and every ſuch Offender and Offenders, their Aiders, Abettors, and Aſſiſtants (being duly convicted, as aforeſaid) ſhall, for every ſuch Offence, forfeit and loſe to her Majeſty, her Heirs and Succeſſors, the Sum of one hundred Pounds, and ſhall be adjudged to ſtand in the Pillory in ſome publick Place for the Space of two Hours.

Commiſſioners or Juſtices may iſſue Warrants for ſeizing all Silks, &c. unmarked.

XCVIII. And be it further enacted and ordained by the Authority aforeſaid, That at any Time or Times, during the Continuance of this Act, upon Oath made by any credible Perſon or Perſons, that he, ſhe, or they have reaſon to ſuſpect or believe, that any printed, painted, ſtained, or dyed Silks, Callicoes, Linens, or Stuffs, as aforeſaid, for which a Duty ought to have been paid or charged by this Act, are or ſhall be in the Cuſtody or Poſſeſſion of any Draper, or other Perſon or Perſons trading or dealing therein, or of any Perſon or Perſons, for the Uſe or Account of ſuch Draper, or other Trader or Dealer, for Sale, without having thereupon ſuch Marks or Stamps as are by this Act required, to denote the Payment or Charging of the ſaid Duties thereupon; it ſhall and may be lawful to and for the Commiſſioners, who ſhall be appointed for the ſaid Duties upon Silks, Callicoes, Linens, or Stuffs, printed, painted, ſtained, or dyed in *Great Britain*, or the major Part of them, within the Limits of the Weekly Bills of Mortality, or any two Juſtices of the Peace in any other Parts of the Kingdom of *Great Britain*, from time to time, to iſſue their reſpective Warrants or Orders, thereby authorizing and requiring any Officer or Officers for the ſame Duties (with the Aſſiſtance of a Conſtable, or other Officers of the Peace) in the Day-time, to ſearch for the ſame, and to open Doors, Cheſts, Trunks, and Package, and to ſeize ſuch Goods, and to bring them to the Office for the ſaid Duties next to the Place where they ſhall be ſo ſeized, in order to a further Proceeding thereupon according to this Act; and that every ſuch Warrant and Order ſhall and may be obeyed and executed accordingly.

Callicoes within, or not exceeding one Eighth of Yard Broad, to pay as Yard Broad.

XCIX. And for the more eaſy collecting the Duties, and preventing Diſputes that may ariſe from the Difference of the Breadths of Callicoes which are or ſhall be printed, painted, or ſtained; Be it enacted and declared, That all ſuch Callicoes which are or ſhall be printed, painted, or ſtained, and which ſhall be within one Eighth Part of a Yard of Yard Broad, or not exceeding one Eighth Part of a Yard of Yard Broad, ſhall pay as Yard Broad, and no more nor leſs; any thing in this Act to the contrary notwithſtanding.

New Stamp Duties for 33 Years from 1 Aug. 1712. Made perpetual by 3 Geo. 1. c. 7. §. 1.

C. And moreover be it enacted by the authority aforeſaid, That there ſhall be raiſed, levied, collected, and paid, to and for the Uſe of her Majeſty, her Heirs and Succeſſors, for the ſeveral and reſpective Things herein after-mentioned, which, at any Time or Times within or during the Term of thirty-two Years, to be reckoned from the firſt Day of *Auguſt* in the Year of our Lord one thouſand ſeven hundred and twelve, ſhall be ingroſſed, printed, or written, the ſeveral and reſpective Rates, Duties, Charges, and Sums of Money herein after expreſſed, in Manner following; that is to ſay,

Copies of Court Roll in England, &c. Copies of Admittances to Cuſtom Right, and Tenant Right Eſtates are exempted by 12 Annæ, Stat. 1. c. 2. §. 49.

For every Skin or Piece of Vellum or Parchment, or Sheet or Piece of Paper, upon which ſhall be ingroſſed or written, within or during the Term laſt mentioned, any Surrender of or Admittance to any Copyhold Land or Tenement within thoſe Parts of *Great Britain* called *England*, *Wales*, and the Town of *Berwick* upon *Tweed*, or any Grant or Leaſe by Copy of Court Roll, or any other Copy of the Court Roll of any Honour or Manor within the ſame Parts of *Great Britain*, or any of them, (other than and except the original Surrender to the Uſe of a Will, and the Court Roll or Book wherein the Proceedings of the Court are entred or inrolled) the Sum of two Shillings and three Pence Sterling.

Original Inſtrument of Surrender of Hereditable Rights in Scotland.

For every Skin or Piece of Vellum or Parchment, or Sheet or Piece of Paper, upon which ſhall be ingroſſed or written, within or during the ſame Term, any principal or original Inſtrument of Surrender, or Reſignation of any Meſſuages, Houſes, Lands, Tenements, Hereditaments, Tithes, Mills, Fiſhings, and other Heretable Rights, or any of them, to be made to any of her Majeſty's Subjects, who are or ſhall be the Superiors thereof, or to any City, Town, Burgh, or Corporation, or to any Magiſtrates or others who have Power to receive ſuch Surrenders or Reſignations in *Scotland*, the Sum of two Shillings and three Pence Sterling.

Charter or Reſignation, &c.

For every Skin or Piece of Vellum or Parchment, or Sheet or Piece of Paper, upon which ſhall be ingroſſed or written, within or during the ſame Term, any Charter or Reſignation, Confirmation, *Novodamus*, or Charter upon Appriſing, or Adjudication made or granted by ſuch Superior, or others, as aforeſaid, in *Scotland*, the Sum of two Shillings three Pence Sterling.

Original Retour, &c.

For every Skin or Piece of Vellum or Parchment, or Sheet or Piece of Paper, upon which ſhall be ingroſſed or written, within or during the ſame Term, any principal or original Retour of any Service of Heirs, or any Precept of *Clare Conſtat* of Lands or Tenements holding of any Subject, as aforeſaid, in *Scotland*, the Sum of two Shillings and three Pence Sterling.

Original Saiſine, &c.

For every Skin or Piece of Vellum or Parchment, or Sheet or Piece of Paper, upon which ſhall be ingroſſed or written, within or during the ſame Term, any principal or original Saiſine, taken or following upon any Mortgage, Wadſet, Heretable Bond, Alienation or Diſpoſition, or upon any Charter, Precept of *Clare Conſtat*, Retours, Appriſings, or Adjudications of Lands or Tenements holding of any Subject, as aforeſaid, in *Scotland*, the Sum of two Shillings three Pence Sterling.

Original Inſtrument of Surrender of Burgage Tenure.

For every Skin or Piece of Vellum or Parchment, or Sheet or Piece of Paper, upon which ſhall be ingroſſed or written, within or during the ſame Term, any principal or original Inſtrument of Surrender, or Reſignation, Service, or Cognition of Heirs, Charter or Saiſine of any Houſes, Lands, Tenements, or Hereditaments holding Burgage, or of Burgage-Tenure in *Scotland*, the Sum of two Shillings three Pence Sterling.

Transfers of Stock.

And for every Piece of Vellum, Parchment, or Paper, upon which ſhall be written at any time or times, within or during the Term laſt mentioned, any Transfer of Stock in any Company, Society, or Corporation what-

whatſoever within *Great Britain*, (over and above the preſent Duties payable to her Majeſty for the ſame) the Sum of two Shillings and three Pence Sterling.

Duty on Pamphlets, &c. Evaſions of theſe Duties prevented by 11 Geo. 1. c. 8. §. 14.

CI. And be it enacted by the Authority aforeſaid, That there ſhall be raiſed, levied, collected and paid, to and for the Uſe of her Majeſty, her Heirs and Succeſſors, for and upon all Books and Papers commonly called Pamphlets, and for and upon all News Papers, or Papers containing publick News, Intelligence or Occurrences, which ſhall, at any time or times within or during the Term laſt mentioned, be printed in *Great Britain*, to be diſperſed and made publick, and for and upon ſuch Advertiſements as are herein after mentioned, the reſpective Duties following; that is to ſay,

Half Sheet.

For every ſuch Pamphlet or Paper contained in Half a Sheet, or any leſſer Piece of Paper, ſo printed, the Sum of one Half-peny Sterling.

One whole Sheet.

For every ſuch Pamphlet or Paper (being larger than Half a Sheet, and not exceeding one whole Sheet) ſo printed, a Duty after the Rate of one Penny Sterling for every printed Copy thereof.

Larger Pamphlets.

And for every ſuch Pamphlet or Paper, being larger than one whole Sheet, and not exceeding ſix Sheets in Octavo, or in a leſſer Page, or not exceeding twelve Sheets in Quarto, or twenty Sheets in Folio, ſo printed, a Duty after the Rate of two Shillings Sterling for every Sheet of any kind of Paper which ſhall be contained in one printed Copy thereof.

Advertiſements.

And for every Advertiſement to be contained in the *London Gazette*, or any other printed Paper, ſuch Paper being diſperſed or made publick weekly, or oftner, the Sum of twelve Pence Sterling.

Salvo for Acts of Parliament, &c.

CII. Provided always, That this Act ſhall not extend to charge any Acts of Parliament, Proclamation, Order of Council, Forms of Prayer and Thankſgiving, or any Acts of State which ſhall be ordered by her Majeſty, her Heirs or Succeſſors, to be printed, or the printed Votes, or other Matters which are or ſhall be ordered to be printed by either Houſe of Parliament, with any of the ſaid Duties on Pamphlets or News Papers, or to charge any Books commonly uſed in any the Schools of *Great Britain*, or any Books containing only Matters of Devotion or Piety, with the ſaid Duties on Pamphlets, or to charge any ſingle Advertiſement printed by itſelf, or the daily Accounts or Bills of Goods imported and exported, or the Weekly Bills of Mortality, (ſo as ſuch Accounts or Bills do contain no other Matters than what have been uſually comprized therein) with any the Duties aforeſaid; any thing herein contained to the contrary notwithſtanding.

Commiſſioners of the Stamps to manage theſe Duties.

CIII. And be it further enacted by the Authority aforeſaid, That for the better and more effectual levying, collecting, and paying unto her Majeſty, her Heirs and Succeſſors, the ſaid ſeveral Duties hereby granted and made payable for or in Reſpect of the ſaid ſeveral and reſpective Matters and Things to be ingroſſed, written, or printed, as aforeſaid, the ſame ſhall be under the Government, Care, and Management of the Commiſſioners for the time being, appointed to manage the Duties payable to her Majeſty, her Heirs and Succeſſors, and charged on ſtampt Vellum, Parchment, and Paper, who, or the major Part of them, are hereby required and impowered to employ the neceſſary Officers under them for that Purpoſe, and to cauſe all ſuch further new Stamps to be provided, to denote the Duties laſt mentioned, as ſhall be requiſite, and to do all other Things neceſſary to be by them done, for the putting this Act in due Execution with Relation to thoſe Duties.

Vellum, &c. to be ſtamped before written on, &c.

CIV. And it is hereby further enacted by the Authority aforeſaid, That all Vellum, Parchment and Paper, upon which any of the laſt mentioned ſeveral and reſpective Matters and Things ſhall, from and after the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and twelve, be reſpectively ingroſſed, written, or printed (the Paper to be uſed in printing the ſaid Pamphlets exceeding one Sheet, as aforeſaid, only excepted) ſhall before ſuch ingroſſing, writing, or printing, be brought to the Head Office for ſtamping or marking of Vellum, Parchment, and Paper, and the ſame Commiſſioners by themſelves or by their Officers employed under them, ſhall, and they are hereby impowered and required forthwith, upon Demand to them made by any Perſon or Perſons from time to time, to ſtamp or mark, as this Act directs, any Quantities or Parcels of Vellum, Parchment, or Paper, he or they paying to the Receiver General of the Stamp Duties for the time being, or to his Deputy or Clerk, for the Uſe of her Majeſty, her Heirs and Succeſſors, the reſpective Duties payable for the ſame by this Act, without any other Fee or Reward, and without Delay; which Stamp or Mark to be put thereupon in purſuance of this Act, ſhall be a ſufficient Diſcharge for the ſeveral and reſpective Duties hereby payable for the ſaid Vellum, Parchment, and Paper, which ſhall be ſo ſtamped or marked.

Penalty on Perſons writing on Vellum, &c. before ſtamped, 20l.

CV. And be it further enacted by the Authority aforeſaid, That if any Perſon or Perſons, or Corporation, ſhall, from and after the ſaid Firſt Day of *Auguſt* one thouſand ſeven hundred and twelve, within or during the Term laſt mentioned, write, ingroſs, or print, or cauſe to be written, ingroſſed, or printed, or ſign any of the laſt mentioned ſeveral and reſpective Matters and Things, or ſell, utter, or expoſe to Sale any ſuch Pamphlet or News Paper, as aforeſaid, (the ſaid Pamphlets exceeding one Sheet, as aforeſaid, only excepted) before the Vellum, Parchment, or Paper, whereupon the ſame ſhall be reſpectively ingroſſed, written, or printed, ſhall appear to have been ſo duly ſtamped or marked, as aforeſaid, That then every ſuch Perſon or Corporation, ſo offending in any of the Particulars before mentioned, ſhall for every ſuch Offence forfeit the Sum of ten Pounds, together with Full Coſts of Suit; and every Steward, or other Officer, or his Deputy, offending herein, and being convicted of any ſuch Offence, ſhall (over and beſides the Forfeiture or Penalty aforeſaid) forfeit and loſe his Office and Employment, and be incapable to hold the ſame; and that if any of the ſaid ſeveral and reſpective Matters and Things, ſo to be ingroſſed or written, as aforeſaid, ſhall, during the Term laſt mentioned, be written or ingroſſed, contrary to the true Intent and Meaning hereof, upon Vellum, Parchment, or Paper, not appearing to have been duly ſtamped or marked according to Law, that then and in every ſuch Caſe there ſhall be due, anſwered and paid to her Majeſty,

Steward or Officer offending forfeit Places, &c.

Majeſty, her Heirs and Succeſſors (over and above the Duties hereby payable) for every ſuch Matter and Thing reſpectively, the Sum of five Pounds; and that no ſuch Matter or Thing ſhall be available in Law or Equity, or be given in Evidence, or admitted in any Court, unleſs as well the ſaid Duties hereby charged, as the ſaid Sum of five Pounds, ſhall be firſt paid to the Uſe of her Majeſty, her Heirs or Succeſſors, and a Receipt produced for the ſame under the Hand of the Receiver General for the time being, of the Stamp Duties, or of his Deputy or Clerk, and until the Vellum, Parchment, or Paper, on which ſuch Matter or Thing is ſo written or ingroſſed, ſhall be marked or ſtamped, according to the Tenor and true Meaning hereof; and the ſaid Receiver General, and his Deputy or Clerk, are hereby injoined and required, upon Payment or Tender of the ſaid Duty, payable by virtue hereof, and of the ſaid Sum of five Pounds, to give a Receipt for ſuch Money; and the other proper Officers are thereupon required to mark or ſtamp ſuch Matter or Thing with the proper Mark or Stamp requiſite in that Behalf.

No Writing before Paper be ſtampt, good, till 5l. paid to the Queen, and the Duty be paid.

CVI. And be it further enacted by the Authority aforeſaid, That every Commiſſioner and Officer, who ſhall act in or about the Managing or Collecting the Duties laſt mentioned, and hereby granted, ſhall, before he ſhall act in or about the ſame, take the Oath following, that is to ſay,

Commiſſioners to be ſworn.

'I *A. B.* do ſwear, That I will faithfully execute the Truſt repoſed in me, purſuant to the Act of Parliament, whereby certain Duties are charged upon Surrenders of, and Admittances to Copyhold Lands or Tenements, and other the Matters and Things thereby directed to be ſtamped, as is therein mentioned, without Fraud or Concealment; and ſhall, from time to time, true Account make of my Doings therein, and deliver the ſame to ſuch Perſon or Perſons, as her Majeſty, her Heirs and Succeſſors, ſhall appoint to receive ſuch Account; and ſhall take no Fee, or Reward, or Profit for the Execution or Performance of the ſaid Truſt, or the Buſineſs relating thereto, from any Perſon or Perſons, other than ſuch as ſhall be allowed by her Majeſty, her Heirs and Succeſſors, or ſome other Perſon or Perſons by her or them to that Purpoſe authorized.'

Their Oath.

Which Oath ſhall and may be adminiſtred by any two or more of the Commiſſioners laſt mentioned, or any Juſtice of the Peace.

CVII. And be it further enacted by the Authority aforeſaid, That the ſaid Commiſſioners for managing the ſaid Duties on ſtampt Vellum, Parchment and Paper, and all other Officers, who ſhall be employed in or about the Collecting or Managing of the Duties laſt mentioned, and hereby granted, ſhall, in and for the better Execution of their ſaid Offices and Truſts, obſerve and perform ſuch Rules, Methods and Orders, as they reſpectively ſhall, from time to time, receive from the Lord High Treaſurer of *Great Britain* now being, or from the Lord High Treaſurer of *Great Britain*, or three or more of the Commiſſioners of the Treaſury for the time being; and that no Fee or Reward ſhall be demanded or taken by any her Majeſty's Officers relating to the ſaid Stamp Duties, from any of her Majeſty's Subjects, for any Matter or Thing to be done in purſuance of this Act; and in caſe any Officer intruſted, or to be intruſted, in the Execution of this Act, in Relation to the ſaid Stamp Duties, ſhall refuſe or neglect to perform any Matter or Thing by this Act required to be done and performed by him, whereby any of her Majeſty's Subjects ſhall or may ſuſtain any Damage whatſoever, ſuch Officer ſo offending ſhall be liable by any Action to be founded on this Statute, to anſwer to the Party grieved all ſuch Damages with Treble Coſts of Suit.

Commiſſioners to obſerve the Orders of the Treaſury.

No Fee to be taken.

CVIII. And it is hereby further enacted by the Authority aforeſaid, That the Duties by this Act granted on ſtampt Vellum, Parchment and Paper, and the ſaid Duties upon News Papers and Pamphlets, ſhall be all paid, from time to time, into the Hands of the Receiver General, for the time being, of the ſaid Duties on ſtampt Vellum, Parchment and Paper; who ſhall keep a ſeparate and diſtinct Account thereof, and pay, from time to time, all the Monies ariſing thereby (the neceſſary Charges of raiſing, paying, and accounting for the ſame excepted) into the Receipt of the Exchequer of her Majeſty, her Heirs and Succeſſors, for the Purpoſes in this Act expreſſed.

Theſe Duties to be paid to the Receiver General of the Stamp Duties.

CIX. Provided always, and it is hereby enacted, That as often as her Majeſty, her Heirs and Succeſſors, ſhall think fit to alter or renew the ſaid Marks or Stamps to be provided and uſed for Vellum, Parchment, and Paper, in purſuance of this Act, or any of them, it ſhall be lawful for all Perſons, who ſhall at that Time have in their Cuſtody or Poſſeſſion any Vellum, Parchment or Paper, marked with the Stamp or Stamps which ſhall be ſo altered or renewed, and upon which none of the Matters and Things hereby charged, ſhall be ingroſſed, written or printed, at any time within the Space of ſixty Days after ſuch Intention of renewing or altering, ſhall be publiſhed by Proclamation, to bring or ſend ſuch Vellum, Parchment or Paper to the Commiſſioners laſt mentioned at the ſaid Head Office, or to ſuch Officers as ſhall be appointed in that Behalf; and the ſame Commiſſioners and Officers reſpectively are hereby required to deliver, or cauſe to be delivered to the ſeveral Perſons who ſhall ſo bring and deliver any Quantity of Vellum, Parchment and Paper, the like Quantity of Vellum, Parchment and Paper, and as good in Quality, ſtampt with ſuch new Stamps, without demanding, or taking directly or indirectly for the ſame, any Sum of Money or Conſideration whatſoever, under the Penalty of forfeiting for every ſuch Offence, one hundred Pounds, to be ſued for, recovered and divided in ſuch Manner as the other Penalties in this Act, relating to the ſaid Duties hereby charged on Vellum, Parchment, and Paper, are directed to be ſued for, recovered, and divided; and in caſe any Perſon ſhall neglect or refuſe within the Time aforeſaid, to bring or cauſe to be brought and delivered to ſuch Commiſſioners or Officers, as aforeſaid, any ſuch Vellum, Parchment, or Paper, the ſame is hereby declared to be of no other Effect or Uſe than if it had never been ſtamped; and that all Matters or Things charged with the Duties laſt mentioned, and hereby granted, which ſhall after that Time be ingroſſed or writen thereon, ſhall be of no other Effect than if they had been ingroſſed or written on Vellum, Parchment, or Paper not marked, or ſtamped at all; and all Perſons who ſhall ingroſs, write, or print any the Matters or Things hereby charged on ſuch Vellum, Parchment, or Paper, after

Upon Renewal of Stamps thoſe who have Paper ſtamped by them, may have it changed in 60 Days.

Penalty on Officer refuſing to change, 100l.

Paper not brought in within that Time, of no Uſe, &c.

after the ſaid Time, ſhall forfeit and ſuffer as herein before is enacted, for Perſons writing, ingroſſing, or printing on Vellum, Parchment, or Paper, not marked or ſtamped.

Proclamation for altering Stamps, to be ſent to the Mayors, &c.

Penalty for not publiſhing it.

CX. Provided always, and be it further enacted, That as often as her Majeſty, her Heirs or Succeſſors, ſhall think fit to alter the ſaid Stamps, or any of them, that the Proclamation which is hereby intended to be made for the giving all Perſons due Notice thereof, ſhall, within thirty Days after the Date thereof, be ſent to the Mayor, chief Magiſtrate, or other Head Officer of every City, Corporation, Borough, and Market Town, throughout her Majeſty's Kingdom of *Great Britain*; which Officers reſpectively ſhall cauſe the ſame to be publiſhed to the Inhabitants of ſuch City, Corporation, Borough or Town, either on the next Market Day, or next *Sunday* in the Church immediately after the Time of Divine Service, upon Pain of forfeiting the Sum of two hundred Pounds.

A printed Copy of every Pamphlet above 1 Sheet, publiſhed in London, &c. to be brought to the Stamp Office within 6 Days after printing, &c.

If printed elſewhere, to be brought to ſome Head Collector in 14 Days, to be entred, &c.

CXI. And for the better collecting and ſecuring the Duties hereby charged on ſuch Pamphlets containing more than one Sheet of Paper, as aforeſaid; Be it further enacted by the Authority aforeſaid, That one printed Copy of every ſuch Pamphlet, which, from and after the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and twelve, and during the ſaid Term of thirty and two Years, from thence next enſuing, ſhall be printed or publiſhed within the Cities of *London* or *Weſtminſter*, or within the Limits of the Weekly Bills of Mortality, ſhall, within the Space of ſix Days after the Printing thereof, be brought to the ſaid Head Office for marking or ſtamping of Vellum, Parchment, and Paper; and the Title thereof, with the Number of Sheets contained therein, and the Duty hereby charged thereon, ſhall be regiſtred or entred in a Book there to be kept for that Purpoſe, which Duty ſhall be thereupon paid to the ſaid Receiver General of the Stamp Duties, or his Deputy or Clerk, who ſhall thereupon forthwith give a Receipt for the ſame, on ſuch printed Copy, or the ſame ſhall be ſtamped to denote the Payment of the Duty hereby charged on ſuch Pamphlet: And that one printed Copy of every ſuch Pamphlet, as laſt mentioned, which during the ſame Term, ſhall be printed or publiſhed in any Part of *Great Britain*, not being within the Limits laſt before mentioned, ſhall, within the Space of fourteen Days after the Printing thereof, be brought to ſome Head Collector of the ſaid Stamp Duties, who is hereby required forthwith to enter the Title thereof, with the Number of Sheets contained therein, and the Duty hereby charged thereon, in a Book to be by him kept for that Purpoſe; which Duty ſhall be thereupon paid to ſuch Collector, who ſhall thereupon give a Receipt for the ſame on ſuch printed Copy.

If the Duty be not paid, &c. Author, &c. to loſe all Property therein.

and alſo forfeit 20l.

CXII. And be it further enacted by the Authority aforeſaid, That if any ſuch Pamphlet containing more than one Sheet of Paper, as aforeſaid, ſhall, during the laſt mentioned Term of two and thirty Years, be printed or publiſhed, and the Duty hereby charged thereon ſhall not be duly paid, and the Title thereof regiſtred, and one Copy thereof ſtamped, where required ſo to be, within the reſpective Times herein before for thoſe ſeveral Purpoſes limited, that then the Author, Printer, and Publiſher of, and all other Perſons concerned in or about the Printing or Publiſhing of ſuch Pamphlet, ſhall loſe all Property therein, and in every Copy thereof, although the Title thereto were regiſtred in the Book of the Stationers in *London*, according to the late Act of Parliament in that Behalf, ſo as any Perſon (notwithſtanding the ſaid Act) may freely print and publiſh the ſame, paying the Duty payable in Reſpect thereof by virtue of this Act, without being liable to any Action, Proſecution or Penalty for ſo doing; any thing in the ſaid Act of Parliament for veſting the Copies of printed Books in the Authors or Purchaſers of ſuch Copies, or in any By-Law contained, or any Cuſtom or other Thing to the contrary notwithſtanding: And the Printer and Publiſher of ſuch Pamphlet, and every other Perſon concerned in the Printing or Publiſhing thereof, ſhall, in ſuch Caſe, forfeit the Sum of twenty Pounds, with Full Coſts of Suit.

Pamphlets to have the Printer's or Publiſher's Name printed thereon, on Pain of 20l.

CXIII. And it is hereby further enacted by the Authority aforeſaid, That during the ſame Term of two and thirty Years, no Perſon whatſoever ſhall ſell, or expoſe to Sale, any ſuch Pamphlet, without the true reſpective Name or Names, and Place or Places of Abode, of ſome known Perſon or Perſons, by or for whom the ſame was really and truly printed or publiſhed, written or printed thereupon, upon Pain that every Perſon offending herein, ſhall, for every ſuch Offence, forfeit the Sum of twenty Pounds, with Full Coſts of Suit.

Pamphlets unſold to be cancelled by the Commiſſioners,

and the like Number of other Sheets ſtamped gratis to be changed for them.

CXIV. And in Regard of the Incertainty how many Copies of the ſaid printed News Papers or Pamphlets to be contained in one Sheet, or in a leſs Piece of Paper, may be ſold; and to the Intent the Duties hereby granted thereupon may not be leſſened by printing a leſs Number than may be ſold, out of a Fear of a Loſs thereby, in printing more ſuch Copies than will be ſold; it is hereby provided and enacted, That the Commiſſioners for managing the Stamp Duties, or the major Part of them, or ſuch Head Officers as they ſhall appoint in this Behalf, ſhall and may cancel, or cauſe to be cancelled, all the Stamps upon ſuch Copies of any Impreſſions of ſuch News Paper or Pamphlet, as laſt mentioned, as ſhall really and truly remain unſold in the Hands of the Perſon or Perſons by or for whom the ſame ſhall be printed or publiſhed, and upon Oath or Oaths made before the ſame Commiſſioners, or the major Part of them, or ſuch Head Officer (who are hereby impowered to adminiſter the ſame, and to examine into all Circumſtances relating to the ſelling or diſpoſing of the printed Copies of ſuch News Paper or Pamphlet) to the Satisfaction of ſuch Commiſſioners or Head Officer, that all ſuch Copies, ſo cancelled, ſhall be really and truly remaining unſold in the Hands of the Perſon or Perſons by or for whom the ſame were printed or publiſhed, and that none of them ſhall have been fraudulently returned or rebought after the ſame ſhall have been ſold or diſpoſed of, ſhall and may cauſe the like Number of other Sheets, Half Sheets, or leſs Pieces of Paper, to be ſtamped with the ſame reſpective Stamps (*gratis*, and without paying any Duties for the ſame) for the Perſon or Perſons who paid the Duties for ſuch Stamps as ſhall be on ſuch Copies ſo remaining unſold; any thing herein contained to the contrary notwithſtanding. And the ſame Commiſſioners, or the major Part of them, are hereby impowered to make ſuch Rules and Orders for regulating the Methods, and limiting the Times for ſuch Cancelling and Allowances, as aforeſaid, with Reſpect to ſuch ſeveral and reſpective News Papers or Pamphlets, as laſt mentioned, as they ſhall, upon Experience and Conſideration of the ſeveral Circumſtances, find neceſſary or convenient for the effectual ſecuring the Duties on ſuch News

Papers

Papers and Pamphlets, and doing Juſtice to the Perſons concerned in the Printing and Publiſhing thereof.

Counterfeiting Stamps Felony.

CXV. And be it further enacted by the Authority aforeſaid, That if any Perſon or Perſons whatſoever, ſhall, at any Time or Times hereafter, counterfeit or forge any Stamp or Mark to reſemble any Stamp or Mark which ſhall be provided, made, or uſed, in purſuance of this Act, or ſhall counterfeit or reſemble the Impreſſion of the ſame, upon any Vellum, Parchment, or Paper, thereby to defraud her Majeſty, her Heirs or Succeſſors, of any of the ſaid Duties on Vellum, Parchment, or Paper, or ſhall utter, vend, or ſell any Vellum, Parchment, or Paper with ſuch counterfeit Mark or Stamp thereupon, knowing ſuch Stamp or Mark to be counterfeit, or if any Perſon whatſoever ſhall privately and fraudulently uſe any Stamp or Mark, thereby to defraud her Majeſty, her Heirs or Succeſſors, of any Duty upon Vellum, Parchment, or Paper hereby granted, then every Perſon ſo offending, and being thereof convicted in due Form of Law, ſhall be adjudged a Felon, and ſhall ſuffer Death as in Caſes of Felony, without Benefit of Clergy.

Commiſſioners to furniſh ſtampt Vellum, &c.

CXVI. And be it further enacted by the Authority aforeſaid, That the ſaid Commiſſioners for the time being, appointed to manage the ſaid Duties upon ſtampt Vellum, Parchment, and Paper, ſhall take Care that the ſeveral Parts of the Kingdom of *Great Britain* ſhall, from time to time, be ſufficiently furniſhed with Vellum, Parchment, and Paper, ſtamped and marked as aforeſaid, ſo as the Subjects of her Majeſty, her Heirs and Succeſſors, may have it in their Election to buy the ſame of the Officers or Perſons to be employed by the ſaid Commiſſioners at the uſual and moſt common Rates above the ſaid Duties, or to bring their own Vellum, Parchment, or Paper to be ſtamped, as aforeſaid, or to furniſh themſelves or others that ſhall have done the ſame.

Treaſury to ſet the Prices on ſtampt Vellum, &c.

Allowance of 6 per Cent. for 6 Months.

CXVII. And for the better Diſtribution of the ſaid Vellum, Parchment, and Paper, and that the Subjects may have the ſame with more Conveniency, and at an eaſy Rate; Be it further enacted by the Authority aforeſaid, That the Lord High Treaſurer of *Great Britain*, now or for the time being, or the Commiſſioners of the Treaſury for the time being, ſhall, once in every Year at the leaſt, ſet the Prices of ſtampt Vellum, Parchment and Paper that it ſhall be ſold at; and that the Commiſſioners for the ſaid Duties upon Vellum, Parchment and Paper, ſhall ſtamp the ſaid Price ſo ſet upon every Skin or Piece of Vellum or Parchment, or Sheet or Piece of Paper ſo by them to be ſold; and that the ſame Commiſſioners ſhall likewiſe allow and pay to every Perſon that ſhall bring Vellum, Parchment, or Paper to the ſaid Head Office to be ſtamped, in purſuance of this Act, the Duties whereof hereby impoſed ſhall amount to the Sum of ten Pounds, or upwards, after the Rate of ſix Pounds in the Hundred Pounds *per Annum* for ſix Months, upon preſent Payment of the ſaid Duties upon the ſaid Vellum, Parchment, or Paper, ſo by them brought; and that any Perſons that ſhall buy of the ſaid Commiſſioners, or their Agents, Vellum, Parchment, or Paper, at the Head Office for ſtamping the ſame, the Duty whereof amounts to the Sum of ten Pounds, or upwards, ſhall have the ſame Allowance.

The Duty on Advertiſements to be paid within 30 Days.

Default of Payment forfeits treble the Duty.

CXVIII. And be it further enacted by the Authority aforeſaid, That from and after the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and twelve, all and every Perſon and Perſons who ſhall print or publiſh, or cauſe to be printed or publiſhed, any Advertiſement or Advertiſements, ſhall, within the Space of thirty Days after the Printing or Publication of ſuch Advertiſement or Advertiſements, pay or cauſe to be paid the Duty or Duties thereon, hereby charged, to the reſpective Perſons to whom the ſame are hereby appointed to be paid, (that is to ſay) to the Receiver General, for the time being, of the Duties on ſtampt Vellum, Parchment, and Paper, or his Deputy or Clerk, the ſaid Duties for all ſuch Advertiſements as ſhall be ſo printed or publiſhed within the Limits of the Weekly Bills of Mortality; and to the next adjacent Head Officer, for the time being, appointed for Collection of the ſaid Stamp Duties, the ſaid Duties hereby charged for and upon all ſuch Advertiſements, as aforeſaid, which ſhall be printed or publiſhed in any Place out of thoſe Limits; and the Commiſſioners and Officers laſt-mentioned, or ſuch of them to whom it ſhall appertain, are hereby required, upon Payment of the Duties hereby charged on ſuch Advertiſement or Advertiſements, without any other Fee or Reward, to ſtamp with the proper Stamp, to be provided for that Purpoſe, one Copy of ſuch Advertiſement or Advertiſements, or to give a Receipt for the Duty or Duties hereby charged thereupon, in Teſtimony of the Payment thereof; and in Default of ſuch Payment within the Time herein before for that Purpoſe limited, the Printer or Publiſher of every ſuch Advertiſement ſhall be liable to pay treble the Duties before by this Act chargeable thereupon, to be recovered with Full Coſts of Suit.

Pecuniary Penalties to be one Moiety to the Queen, the other to the Informer.

CXIX. And be it further enacted by the Authority aforeſaid, That all pecuniary Penalties hereby impoſed, relating to the Duties on ſtampt Vellum, Parchment, and Paper, or upon Cards, Dice, Pamphlets, or Advertiſements, (except ſuch touching which other Proviſions or Directions are made or given in this Act) ſhall be divided and diſtributed, to wit, one Moiety thereof to her Majeſty, her Heirs and Succeſſors, and the other Moiety thereof, with Full Coſts of Suit, to ſuch Perſon or Perſons as ſhall inform and ſue for the ſame in any of her Majeſty's Courts at *Weſtminſter*, for Offences committed in *England*, *Wales*, or *Berwick* upon *Tweed*, and in her Majeſty's Court of Seſſion, Court of Juſticiary, or Court of *Exchequer* in *Scotland*, by Action of Debt, Bill, Plaint, or Information, wherein no Eſſoin, Protection, Privilege, or Wager of Law, or more than one Imparlance ſhall be allowed.

Two or more Juſtices to determine Offences.

CXX. Provided always, and it is hereby enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for two or more Juſtices of the Peace to hear or determine any Offence againſt this Act, in or by the printing, ſelling, uttering, or expoſing to Sale, within the Limits of the Commiſſion by which ſuch Juſtices of the Peace are or ſhall be impowered to act, any Pamphlet or Pamphlets, News Paper or News Papers, not marked or ſtamped as this Act directs; which ſaid Juſtices of the Peace are hereby authorized and required, upon any Information exhibited, or Complaint made in that Behalf, within three Months after any ſuch Offence committed, to ſummon the Party accuſed, and alſo the Witneſſes on either Side, and upon the Appearance or Contempt of the Party accuſed in not appearing (upon Proof of Notice given) to proceed to the Examination of the Witneſs or Witneſſes upon Oath (which Oath they are hereby impowered

impowered to adminiſter) and to give Judgment or Sentence accordingly; and where the Party accuſed ſhall be convicted of ſuch Offence, either by the View of the ſaid Juſtices, or either of them, or upon ſuch Information, as aforeſaid, to award and iſſue Warrants for the levying any pecuniary Penalty or Penalties ſo adjudged, on the Goods of the Offender, and to cauſe Sale to be made thereof, in caſe they ſhall not be redeemed within ſix Days, rendring to the Party the Overplus, if any; and where Goods of ſuch Offender cannot be found, to commit ſuch Offender to Priſon, there to remain until ſuch pecuniary Penalty ſhall be paid and ſatisfied: And if any Party ſhall find himſelf or herſelf aggrieved, or remain unſatisfied in the Judgment of the ſaid Juſtices, then he, ſhe, or they ſhall and may, by virtue of this Act, complain or appeal to the Juſtices of the Peace at the next Quarter-Seſſions for the County, Riding, Shire, or Place, wherein ſuch Offence ſhall be committed; who are hereby impowered to ſummon and examine Witneſſes upon Oath, and finally to hear and determine the ſame, and in caſe of Conviction, to iſſue Warrants for levying or compelling, by ſuch Means, as aforeſaid, the Payment of the ſaid Penalties. Provided nevertheleſs, That it ſhall and may be lawful to and for the ſaid reſpective Juſtices, where they ſhall ſee Cauſe, to mitigate or leſſen any ſuch Penalty, in ſuch Manner as they in their Diſcretion ſhall think fit, the reaſonable Coſts and Charges of the Officers or Informers being always allowed over and above ſuch Mitigation, and ſo as ſuch Mitigation do not reduce the Penalty to leſs than one fourth Part thereof over and above the ſaid Coſt and Charges; any thing contained in this Act to the contrary notwithſtanding.

Perſons aggrieved may appeal to the Quarter-Seſſions.

Juſtices may mitigate Penalties.

Brokers not to take above 2 s. 9 d. per Cent. on Forfeiture of 20 l.

CXXI. And be it enacted by the Authority aforeſaid, That all and every Perſon and Perſons, who ſhall be imployed as a Broker or Brokers, Sollicitor or Sollicitors, or otherwiſe, in the Behalf of any other Perſon or Perſons, to make any Bargain or Contract for the buying or ſelling of any Tallies, Orders, Exchequer Bills, Exchequer Tickets, Bank Bills, or any Share or Intereſt in any Joint Stock erected by Act of Parliament, or by Letters Patents under the Great Seal, or Bonds of any Company thereby erected, who ſhall, after the firſt Day of *Auguſt* one thouſand ſeven hundred and twelve, take or receive, directly or indirectly, any Sum or Sums of Money, or other Reward, exceeding the Sum of two Shillings and nine Pence for every hundred Pounds, and ſo in Proportion for any greater or leſſer Sum, for his or their Service in ſolliciting or procuring ſuch Contract or Bargain, ſhall forfeit for every ſuch Offence twenty Pounds, with Full Coſts of Suit, to ſuch Perſons as ſhall ſue for the ſame, by Action of Debt, Bill, Plaint, or Information, in any of her Majeſty's Courts of Record at *Weſtminſter*, in which no Eſſoin, Protection, or Wager of Law, or more than one Imparlance ſhall be allowed.

Commiſſioners and Officers to be ſworn.

CXXII. Provided always, and it is hereby enacted by the Authority aforeſaid, That every Perſon, who ſhall be appointed a Commiſſioner for all or any the Duties granted by this Act, and every ſubordinate Officer under ſuch Commiſſioners, who ſhall receive any Salary or Allowance in Reſpect of his Office, (the ſeveral Commiſſioners and Officers of the Cuſtoms excepted) ſhall before his acting in his reſpective Truſt, take an Oath for his due and faithful Execution of the ſame, according to this Act, which Oath ſhall and may be adminiſtred to any ſuch Commiſſioner by any other Perſon who ſhall be appointed a Commiſſioner, as aforeſaid, and to the ſaid Officers reſpectively by any one of the ſaid Commiſſioners, or by one Juſtice of the Peace, who ſhall give to the Officer a Certificate thereof *gratis*.

General Iſſue.

CXXIII. And it is hereby enacted, That if any Perſon or Perſons ſhall be ſued, moleſted or proſecuted for any thing done by virtue or in purſuance of this Act, ſuch Perſon and Perſons ſhall and may plead the General Iſſue, and give this Act and the ſpecial Matter in Evidence; and if afterwards a Verdict ſhall paſs for the Defendant or Defendants, or the Plaintiff ſhall diſcontinue his Action, or be nonſuited, or Judgment ſhall be given againſt him upon Demurrer, or otherwiſe, then ſuch Defendant or Defendants ſhall have treble Coſts to him or them awarded againſt ſuch Plaintiff.

Commiſſioners and Officers to be appointed, who are to be liable to the Act 9 & 10 W. 3. c. 44.

CXXIV. And to the end all the ſaid Rates and Duties upon Sope, Paper, chequered and ſtriped Linens, and upon printed, painted, ſtained, or dyed Goods, and upon ſtampt Vellum, Parchment, and Paper, or otherwiſe howſoever before granted by this Act, may be duly and certainly raiſed, and the ſame (except the neceſſary Charges of executing this Act) may be juſtly and duly brought into the ſaid Receipt of Exchequer, according to the true Meaning hereof; it is hereby enacted by the authority aforeſaid, That, from time to time, during the Continuance of this Act, there ſhall be appointed ſuch and ſo many Commiſſioners and Officers as ſhall be proper and neceſſary for managing, raiſing, collecting, and paying the ſaid ſeveral Rates and Duties herein before granted, and for keeping and rendring the Accounts of the ſame, and that the reſpective Commiſſioners and Officers concerned therein, ſhall perform their ſeveral Duties, in relation to the Premiſſes, as to them reſpectively ſhall appertain, under ſuch and the like Penalties, Forfeitures and Diſabilities, for any Offence or Neglect therein, or for detaining, diverting, or miſapplying any Part of the Monies ariſing by the ſaid Rates and Duties, as are preſcribed and to be inflicted by virtue of an Act of Parliament made and paſſed in the ninth Year of the Reign of his late Majeſty King WILLIAM the Third, intituled, *An Act for raiſing a Sum, not exceeding two Millions, upon a Fund for Payment of Annuities, after the Rate of eight Pounds* per Centum per Annum, *and for ſettling the Trade to the* Eaſt Indies, for the like Offence or Neglect relating to the Duties thereby granted or referred unto, or for detaining, diverting, or miſapplying any Part of the Monies, which were granted or appropriated by the Act laſt-mentioned.

1 880031. to be the yearly Fund for clearing off the Principal-Sum of 2041740 l. with Intereſt 6 l. per Cent.

CXXV. And be it enacted by the Authority aforeſaid, That yearly and every Year, during the Term of thirty-two Years, reckoning the firſt Year to begin from the nine and twentieth Day of *September* one thouſand ſeven hundred and twelve, the full Sum of one hundred ſixty-eight thouſand and three Pounds, by or out of the Monies to ariſe by the ſeveral Duties, Rates, and Sums of Money by this Act herein before granted or appropriated, or any of them, and to be brought into the Receipt of the Exchequer, as aforeſaid, (in caſe the ſame ſhall extend thereunto) ſhall be computed and reckoned to be a yearly Fund; and in caſe all the Monies ariſing into the Exchequer for the ſame Duties, Rates, and Sums of Money, ſo granted or appropriated, ſhall not amount to the Sum of one hundred ſixty-eight thouſand and three

Pounds *per Annum*, then the Monies ſo ariſing (ſo far as the ſame ſhall extend) ſhall be Part of the yearly Fund for and towards the anſwering and paying off all and every the principal Sums herein after mentioned, amounting in the whole to the Sum of two Millions three hundred forty-one thouſand ſeven hundred and forty Pounds, principal Money, together with Intereſt for the ſame, after the Rate of ſix Pounds *per Centum per Annum*, as herein after is mentioned; and in caſe the ſame Duties, Rates, and Sums of Money by this Act granted or appropriated ſhall at any Time or Times appear to be ſo deficient or low in the Produce of the ſame, as that within any one Year, to be reckoned, as aforeſaid, the ſaid Monies ariſing in the Exchequer, for or upon Account of the ſame Duties, ſhall not amount to as much as one hundred ſixty-eight thouſand and three Pounds, that then and ſo often, and in every ſuch Caſe, ſo much as ſhall be wanting to make up the ſaid Fund or Sum of one hundred ſixty-eight thouſand and three Pounds, for every or any ſuch Year, ſhall be ſupplied and made good, from time to time, out of the firſt Aid or Supply to be granted in Parliament, next after ſuch Deficiency ſhall appear, and ſhall, from time to time be transferred thereunto, as ſoon as the ſame ſhall be granted; and in caſe no ſuch Aid or Supply ſhall be granted, then by and out of any publick Money which ſhall be in the ſaid Receipt of Exchequer, not appropriated to any particular Uſe or Uſes by Act of Parliament; and the Lord High Treaſurer now being, or the Lord High Treaſurer, or Commiſſioners of the Treaſury for the time being, are hereby ſtrictly enjoined and required to make up ſuch Deficiency accordingly, out of ſuch unappropriated publick Money, without any further or other Warrant or Authority for the ſame.

Deficiency to be made good out of the firſt Aid to be granted in Parliament, or out of any Publick Monies in the Exchequer unappropriated.

CXXVI. And be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful for any Perſon or Perſons, Natives or Foreigners, Bodies Politick or Corporate, to contribute for or towards advancing the Sum of eighteen hundred thouſand Pounds for carrying on the ſaid War, by paying at or before the reſpective Days and Times by this Act limited in that Behalf, to any Receiver or Receivers to be appointed for that Purpoſe, as is herein after mentioned, the Sum of ten Pounds, or divers entire Sums of ten Pounds upon this Act; and that for the raiſing the ſaid Sum of eighteen hundred thouſand Pounds, any Perſon, who will become Contributor or Adventurer, ſhall and may advance the Sum of ten Pounds, for which Sums ſo advanced, he, ſhe, or they ſhall be entitled to receive, by virtue of this Act, ſuch principal Money, and the Intereſt thereof, to be paid, as herein after is mentioned, by and out of the ſaid yearly Fund ſettled by this Act; and that every Contributor or Adventurer may advance as many entire Sums of ten Pounds, as he, ſhe, or they ſhall think fit, and for every ſuch Sum of ten Pounds ſo advanced, he, ſhe, or they, is or are to be intereſted in one Lot or Share of and in the ſaid yearly Fund, by virtue of this Act; and the ſame intire Sums of ten Pounds each, are hereby appointed to be paid unto ſuch Receiver or Receivers, at or before the reſpective Days and Times, and in the reſpective Proportions herein after mentioned, (that is to ſay) one fourth Part thereof, on or before the twenty-fourth Day of *June* in the Year of our Lord one thouſand ſeven hundred and twelve, one other fourth Part thereof, on or before the twenty-fourth Day of *July* in the ſaid Year of our Lord one thouſand ſeven hundred and twelve, one other fourth Part thereof, on or before the twenty-third Day of *Auguſt* in the ſaid Year of our Lord one thouſand ſeven hundred and twelve, and the remaining fourth Part thereof, on or before the twenty-fourth Day of *September* in the ſaid Year of our Lord one thouſand ſeven hundred and twelve.

Any Perſons may be Contributors.

Times of Payment.

EXP. " The Queen to appoint Managers. Managers to meet together at ſome publick Office. Books to be " provided with two Columns, for Lottery Number [One.] [Two.] [Three.] Receivers to be appointed " by the Lord Treaſurer. Managers to examine the Books, and deliver them to the Receivers, &c. " Tickets how to be delivered out. Receivers to redeliver the Books, &c. by 27 *October* 1712. Outer- " moſt Column Tickets not diſpoſed of to be delivered into the Exchequer, and thence iſſued as Caſh, &c. " Tickets of the outermoſt Column to be rolled up and put in a Box. Upon one of the Tickets ſhall be " written twelve thouſand Pounds; upon another, five thouſand Pounds; upon two others, two thouſand " Pounds; upon one other, four thouſand Pounds; upon two others, three thouſand Pounds; upon ten " others, one thouſand Pounds; upon eighteen others, five hundred Pounds; upon thirty others, two hun- " dred Pounds; upon one hundred others, one hundred Pounds; upon five hundred ſixty and four others, " fifty Pounds; and upon nine thouſand two hundred ſixty and nine others, twenty Pounds: Which to- " gether with five hundred Pounds to the firſt drawn Ticket, and five hundred Pounds to the laſt drawn " Ticket, in each of the three Lotteries, will amount for each Lottery to two hundred and eighty thou- " ſand five hundred and eighty Pounds, which makes the Benefits on all the three Lotteries amount to eight " hundred forty-one thouſand ſeven hundred and forty Pounds; which with one Million five hundred thou- " ſand Pounds, will be the Principal Money payable on the remaining fifty thouſand Blank Tickets in all the " three Lotteries, being five hundred thouſand Pounds for fifty thouſand Blank Tickets in each Lottery, amount " to two Millions three hundred forty-one thouſand ſeven hundred and forty Pounds, being the total principal " Money to be repaid. Outermoſt Column Tickets to be rolled up, and put into a Box. No Money to " be received after 24 *June* 1712, &c. Publick Notice of the Time of cutting the Tickets. The Manner " of Drawing the Tickets. The Manner of the ſecond Drawing for the Courſe of Payment. Every Num- " ber drawn to relate equally to the Tickets of the ſame Number in every of the three Lotteries. An ex- " act Table of the Courſe of Payment to be printed. Poſſeſſors of Fortunate Tickets above 20 *l.* to ap- " pear before the Managers by 24 *Feb.* 1712. Fortunate Tickets to be printed. Forging Tickets Felony. " Managers to enter the Fortunate Lots above 20 *l.* principal Money in a Book, and tranſmit it into the " Exchequer by 24 *March* 1712. Intereſt to be paid Half yearly. Fortunate Lots not above 20 *l.* principal " Money, and Unfortunate Tickets, to have Principal and Intereſt, &c. Firſt Payment at 24 *June* 1713. " Managers to be ſworn. Penalty on Officers of the Exchequer and other Officers, offending. Money " lent Tax-free. Tickets to be exchanged for ſtanding Orders. Notice to be given in the *Gazette*, of ta- " king in Tickets, and delivering out Orders. Orders to be numbered in Courſe, as they are brought in. " The Money, as it comes in, to be divided into three equal Parts, for the three Lotteries. The Orders

" of

" of the three Lotteries to be paid numerically, &c. Any Number of Tickets, not exceeding an hundred, may be included in one Order, ſo as they be in the ſame Lottery and Courſe of Payment. Several Orders for ſmall Sums in the ſame Lottery and Courſe, may be exchanged into one Order. The Monies ariſing by this Act, to be applied to pay off Principal and Intereſt. No undue Preference, if ſubſequent Orders be paid before others, who did not demand their Monies. Deficiency of one Year to be made good out of the next. Surplus to be applied to make good Deficiencies, &c. Notice to be hung up in the Office when Orders become due. Eight Pence *per Cent. per Diem* allowed for the firſt Payment, and 4 *d. per Cent.* for the other Payments, till 25 *Dec.* 1712. Receivers may take in Money before they receive their Books. Contributors advancing one fourth Part, and failing in the reſt, to forfeit the firſt fourth Part: And if no Ticket ſhall have been deliver'd him, then the Ticket to be returned into the Exchequer, &c. Treaſury to appoint a Paymaſter, &c. Who ſhall be ſubject to the Rules of the Treaſury. Aſſignment of ſtanding Orders to be regiſtred. Her Majeſty, &c. to reward the Managers, &c. out of the Monies ariſing by the Duties. Extraordinary Benefits of 2000 *l.* may be divided into ſtanding Orders not leſs than 500 *l.* principal Money. If all the Principal and Intereſt be paid off before 32 Years, then the Reſidue to be diſpoſed of by Parliament. Guardians to contribute for Infants, &c."

9 Annæ, c. 23.

' CLVIII. And whereas by an Act of Parliament made in the ninth Year of her Majeſty's Reign, intituled, *An Act for licenſing and regulating Hackney Coaches and Chairs; and for charging certain new Duties on ſtampt Vellum, Parchment, and Paper, and on Cards and Dice; and on the Exportation of Rock Salt for* Ireland; *and for ſecuring thereby, and by a Weekly Payment out of the Poſt Office, and by ſeveral Duties on Hides and Skins, a yearly Fund of one hundred eighty-ſix thouſand ſix hundred and ſeventy Pounds, for thirty-two Years, to be applied to the Satisfaction of ſuch Orders as are therein mentioned, to the Contributors of any Sum not exceeding two Millions, to be raiſed for carrying on the War, and other her Majeſty's Occaſions*, it was enacted, That the Commiſſioners for licenſing and regulating Hackney Coaches for the time being, or the major Part of them, ſhould have Power, and are thereby required (amongſt other Things therein contained) to licenſe all ſuch Hackney Chairs which, from and after the twenty-fourth Day of *June* one thouſand ſeven hundred and eleven, within or during the Term of thirty-two Years, from thence next and immediately enſuing, ſhould be kept and uſed for Hire within the Cities of *London* and *Weſtminſter*, and the Suburbs thereof, and within all and every the Pariſhes and Places comprized within the Weekly Bills of Mortality; and that the Number of all ſuch Chairs ſo to be licenſed upon that Act, ſhould not at any one Time, within or during the Term laſt-mentioned, exceed two hundred; and that upon every one of the ſaid Licences ſo to be granted, for keeping or uſing for Hire any Hackney Chair, there ſhould be reſerved and payable to her Majeſty, her Heirs and Succeſſors, the annual Sum of ten Shillings, to be paid quarterly at the four moſt uſual Feaſts in the Year, by equal Portions, during the Continuance of every ſuch Licence for a Chair; and in the ſame Act ſeveral Rates, Reſtrictions, and Clauſes are inſerted, in relation to ſuch Chairs and Chairmen ſo licenſed; as by the ſame, relation being thereunto had, may more fully appear: And whereas it is found neceſſary or convenient that a greater Number of ſuch Hackney Chairs ſhould be licenſed to be imployed within the Limits aforeſaid;' Be it further enacted by the Authority aforeſaid, That the Commiſſioners for licenſing and regulating Hackney Coaches now being, and the Commiſſioners for licenſing and regulating Hackney Coaches for the time being, or the major Part of them, ſhall have Power and Authority, and are hereby impowered and required, under their Hands and Seals, or the Hands and Seals of the major Part of them (over and above the Number of Chairs authorized to be licenſed by the ſaid former Act) to licenſe any additional Number not exceeding one hundred ſuch Hackney Chairs, which, from and after the twenty-fourth Day of *June* one thouſand ſeven hundred and twelve, at any Time or Times within or during the Term of thirty-one Years from thence next and immediately enſuing, ſhall be kept and uſed for Hire within the Cities and Limits aforeſaid, ſo that the Number of all the ſaid Chairs licenſed, or to be licenſed upon this or the ſaid former Act, ſhall not at any one Time within or during the Term laſt-mentioned exceed three hundred.

Commiſſioners for Hackney Coaches may licenſe 100 more Hackney Chairs. By 12 Geo. 1. c. 12. §. 15. One 100 more may licenſed. Made perpetual by 3 Geo. 1. c. 7. §. 1. 16 Geo. 2. c. 26. *And ſee* 33 *Geo.* 2. *c.* 25.

CLIX. And it is hereby enacted, That upon every one of the ſaid Licences for any of the ſaid Chairs to be granted by this Act, there ſhall be reſerved the like yearly Rent of ten Shillings, to be paid quarterly; and that the ſame Chairs, and the Perſons to be ſo licenſed for carrying or uſing the ſame, ſhall, in reſpect thereof, have the ſame Rates and Benefits, and be ſubject and liable to the ſame Rules, Penalties, Matters and Things, as are by the ſaid former Act preſcribed in relation to the Hackney Chairs or Chairmen, which were thereby authorized to be licenſed; and that all Perſons, who ſhall preſume to carry for Hire in any Hackney or common Chair, any Perſon or Perſons within the Limits aforeſaid, without ſuch Licence upon this or the ſaid former Act, ſhall be liable to ſuch Penalties as he, ſhe, or they would have incurred for uſing an unlicenſed Chair, if this Act had not been made.

Hackney Chairs to pay quarterly, and to be ſubject to the ſame Rules as the other Hackney Chairs.

Further Proviſions relating hereto, 12 *Ann. ſtat.* 1. *c.* 14. 1 *Geo.* 1. *c.* 57. 12 *Geo.* 1. *c.* 12. 20 *Geo.* 2. *c.* 10. 30 *Geo.* 2. *c.* 22. §. 6. 33 *Geo.* 2. *c.* 25.

9 Annæ, c. 33. Cards and Dice made before 12 June 1711. in the Hands of the Makers, to pay for every Pack one Half-penny, and for every Pair 6 d.

' CLX. And whereas in and by the ſaid Act made in the ninth Year of her Majeſty's Reign (amongſt other Things therein contained) it was enacted, That from and after the eleventh Day of *June* one thouſand ſeven hundred and eleven, during the Term of thirty-two Years from thence next enſuing, there ſhall be raiſed and paid unto and for the Uſe of her Majeſty, her Heirs and Succeſſors, for all playing Cards or Dice, which, within or during the ſame Term, ſhould be made fit for Sale or Uſe in *Great Britain*, or imported into the ſame, the Duties following, (that is to ſay) for every Pack of ſuch Cards, the Sum of ſix Pence, and for every Pair of ſuch Dice, the Sum of five Shillings:' Now it is hereby enacted by the Authority aforeſaid, That there ſhall be raiſed, levied, collected, and paid, to and for the Uſe of her Majeſty, her Heirs and Succeſſors, for and upon all playing Cards and Dice which now remain unſold in the Hands of any Perſon or Perſons trading or dealing therein, and which were actually and completely made before the twelfth Day of *June* in the Year of our Lord one thouſand ſeven hundred

and eleven, and for which no Duty charged by the ſame former Act of Parliament hath been paid, the ſeveral and reſpective Rates, Duties, and Sums of Money hereafter mentioned (that is to ſay) for and upon every Pack of ſuch Cards, the Sum of one Half-penny, and for and upon every Pair of ſuch Dice, the Sum of ſix Pence.

Such Cards and Dice to be brought to the Stamp Office before 1 Aug. 1712. to be marked, &c.

CLXI. And be it further enacted by the Authority aforeſaid, That all ſuch playing Cards and Dice as were made and finiſhed in *Great Britain* before the ſaid twelfth Day of *June* one thouſand ſeven hundred and eleven, ſhall, before the firſt Day of *Auguſt* one thouſand ſeven hundred and twelve, be brought to the ſaid Head Office for marking and ſtamping of Vellum, Parchment, and Paper; and upon Oath made that the ſame were actually made and finiſhed in *Great Britain*, before the ſaid twelfth Day of *June* one thouſand ſeven hundred and eleven (which Oath the Commiſſioners for the Stamp Duties, or any of them, or any Officer or Officers by them, or the major Part of them, thereunto to be appointed, is and are hereby impowered to adminiſter) and upon Payment of the Duties hereby charged on the ſame to the Receiver General laſt-mentioned, or his Deputy or Clerk, the ſame Commiſſioners or their Officers, ſhall cauſe ſuch Cards and Dice as are laſt-mentioned, to be ſealed, marked or ſtamped with ſuch Seal, Mark, or Stamp as the ſame Commiſſioners ſhall provide, to denote the Duties hereby charged on ſuch Cards and Dice, and which the ſame Commiſſioners are hereby authorized and required to provide accordingly; and that all playing Cards and Dice which ſhall not be brought to the ſaid Head Office to be ſealed, marked, and ſtamped, as aforeſaid, and for which the Duties hereby charged, ſhall not be paid, and touching which ſuch Oath, as aforeſaid, ſhall not be made before the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and twelve, ſhall be adjudged and deemed to be Cards and Dice made ſince the eleventh Day of *June* one thouſand ſeven hundred and eleven, and to be charged accordingly with the full Duties impoſed by the ſaid former Act.

No Cards or Dice to be ſold or uſed in any Gaming Houſe, before marking, on Penalty of 5l.

9 Annæ, c. 23.

CLXII. And for the better ſecuring her Majeſty's Duties on playing Cards and Dice, and preventing the defrauding her Majeſty thereof, Be it further enacted by the Authority aforeſaid, That from and after the firſt Day of *Auguſt* in the Year of our Lord one thouſand ſeven hundred and twelve, during the Continuance of thoſe Duties, no playing Cards or Dice ſhall be ſold or expoſed to Sale, or uſed in Play in any publick Gaming-houſe, unleſs the Paper and Thread incloſing, or which ſhall have incloſed the ſame, ſhall have been reſpectively ſealed and ſtamped, or marked according to the ſaid former Act in that Behalf, and unleſs one of the Cards of each Pack or Parcel of Cards ſo ſold, ſhall be alſo marked or ſtamped on the ſpotted or painted Side thereof, with ſuch Mark or Marks as the Commiſſioners for the time being, appointed to manage the ſaid Stamp Duties, ſhall direct or appoint; upon Pain that every Perſon or Perſons who ſhall, from and after that Time, and during the Continuance of the ſame Duties, ſell or expoſe to Sale any ſuch Cards or Dice which ſhall not have been ſo reſpectively ſealed, marked, and ſtamped, as hereby, and by the former Act of Parliament relating to the ſaid Duties, is reſpectively required, ſhall forfeit for every Pack or Parcel of ſuch Cards, and every one of ſuch Dice ſo ſold or expoſed to Sale, the Sum of five Pounds, beſides full Coſts of Suit, to be recovered and diſtributed as the Penalties relating to the growing Duties imposed by the ſaid former Act on Cards and Dice, are to be recovered and diſtributed.

Counterfeiting thoſe Marks, Felony.

CLXIII. And it is hereby further enacted, That if any Perſon or Perſons ſhall at any Time or Times hereafter counterfeit or forge any Seal, Stamp, or Mark to reſemble any Seal, Stamp, or Mark, which, in purſuance of the ſaid former Act, hath been provided, or in purſuance of the ſame, or of this preſent Act, ſhall be provided, to denote the Payment or charging of any the Duties on Cards or Dice by this or the ſaid former Act payable, or ſhall counterfeit or reſemble the Impreſſion of the ſame upon any Card or Dice, or any Thread or Paper incloſing any Cards, thereby to defraud her Majeſty, her Heirs or Succeſſors, of any the ſaid Duties upon Cards or Dice, or ſhall utter, vend, or ſell any Cards or Dice with ſuch counterfeit Seal, Stamp or Mark, knowing the ſame to be counterfeit, or ſhall privately and fraudulently uſe any Seal, Stamp, or Mark, provided and uſed, or to be provided and uſed in purſuance of this Act, or the ſaid former Act, relating to the ſaid Duties upon Cards and Dice, ſo as thereby to defraud her Majeſty, her Heirs or Succeſſors, of any of the ſaid Duties upon Cards or Dice; then every ſuch Perſon ſo offending, and being thereof convicted in the Form of Law, ſhall be adjudged a Felon, and ſhall ſuffer Death as in Caſes of Felony, without Benefit of Clergy

Cards and Dice made in Scotland before 12 June 1711, to be brought to the Head Office at Edinburgh, before 1 Auguſt 1712, to be marked.

CLXIV. Provided alſo, and be it further enacted by the Authority aforeſaid, That all ſuch Cards and Dice as were made in that Part of *Great Britain* called *Scotland*, before the ſaid twelfth Day of *June* one thouſand ſeven hundred and eleven, ſhall and may, at any Time before the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and twelve, be brought to the Head Office at *Edinburgh*, appointed or to be appointed for collecting her Majeſty's Stamp Duties there, and by him ſtamped or marked with ſuch reſpective Stamps or Marks as ſhall denote the reſpective Duties hereby charged thereupon (which Stamps or Marks the ſaid Commiſſioners for managing her Majeſty's Stamp Duties are hereby impowered and required to provide and ſend to ſuch Officer or Collector for that Purpoſe) upon Oath taken, That ſuch Cards or Dice were actually made in that Part of *Great Britain* called *Scotland*, before the ſaid twelfth Day of *June* one thouſand ſeven hundred and eleven, and upon Payment of ſuch reſpective Duties to ſuch Officer or Collector, and that ſuch Cards or Dice, being ſo ſtamped or marked, ſhall and may be ſold, or expoſed to Sale, or uſed in Play; any thing herein contained to the contrary notwithſtanding.

Rents of Hackney Chairs, and Duties on Cards and Dice appropriated. 9 Annæ, c. 23.

CLXV. And it is hereby declared and enacted by the Authority aforeſaid, That all the Monies to ariſe, as well by Rents of the ſaid additional Number of Hackney Chairs, ſo to be licenſed in purſuance of this Act, as by the ſaid Duties for Cards and Dice made before the twelfth Day of *June* one thouſand ſeven hundred and eleven (the neceſſary Charges of raiſing the ſame excepted) ſhall be added to the Funds ſettled by the ſaid Act of the ninth Year of her Majeſty's Reign, and applied towards the Payment of the Principal and Intereſt Monies therein mentioned, in like Manner, and under the like Penalties as the other

Rents upon Hackney Chairs, and the growing Duties upon Cards and Dice are hereby applicable and appropriated.

Persons making Cards, &c. in any Place without Notice, forfeit Cards and Materials. Farther Provision to prevent the defrauding this Duty. 6 Geo. 1, c. 21. §. 55. Removing Materials, forfeits double the Duty.

CLXVI. And be it further enacted by the Authority aforesaid, That from and after the twentieth Day of *May* one thousand seven hundred and twelve, if any Person whatsoever shall make, or cause to be made, any Cards or Dice, in any House, Room, or Place, before he shall have given due Notice of his or her Intention to make Cards or Dice in such House or Place, according to the Form and Effect of the said former Act, such Person shall, over and above the Penalties imposed by that Act, forfeit all the Cards and Dice, and all Materials and Utensils for making Cards and Dice, which shall be found in such House or Place, or which shall have been made or manufactured there, before such due Notice shall have been given; and that no Materials whatsoever begun to be wrought for or towards the making of Cards or Dice, shall be removed from the Place wherein the same shall have been so begun to be wrought, until the same shall have been completely made and worked into Cards or Dice, or the Duties for the Cards or Dice therewith intended to be made, shall be paid or secured; upon Pain that every Person, who shall remove, or cause or permit to be removed, any such Materials, contrary to the true Meaning hereof, shall forfeit double the Amount of the Duty on the Cards or Dice, which might be made from or with such Materials, with Full Costs of Suit.

Act 3 Edw. 4. c. 4. to be in Force.

'CLXVII. And whereas by an Act made in the third Year of the Reign of King EDWARD the Fourth, 'playing Cards and Dice are prohibited to be imported into *England* or *Wales*;' Be it declared and enacted by the Authority aforesaid, That the said Act, and all Matters therein contained, relating to playing Cards or Dice, shall and do stand and be in full Force and Effect, and so shall be construed, deemed, and adjudged, as to every Part of the Kingdom of *Great Britain*; any thing in any other Act, touching the said Duties on Cards and Dice, to the contrary thereof notwithstanding.

Ivory, Bone, &c. used for any Game, to be deemed Dice, &c.

CLXVIII. And to prevent the evading the Payment of the said Duties on Dice by new Inventions of any Thing used or to be used in Play instead of Dice; Be it further declared and enacted by the Authority aforesaid, That all Pieces of Ivory, Bone, or other Matter, made or used for any Game or Play, with any Letters, Figures, Spots, or other Marks thereupon, to denote any Chance or Chances, are and shall be construed, deemed, and adjudged to be Dice, and to be charged accordingly with the full Duties on Dice; and if there shall be more than six Chances signified on any one of such Pieces of Ivory, Bone, or other Matter, then such one Piece shall be and is hereby charged with the full Duty of five Shillings payable for a Pair of Dice; and if there shall be more than the Number of Chances usually in a Pair of Dice, then such one Piece shall be and is hereby charged with a further Duty, proportionate to the Number of Chances exceeding those of one Pair of Dice.

Officers may enter Places where Cards are made, &c. or Gaming-houses, on Forfeiture of 10 l.

CLXIX. And be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for any Officer or Officers thereunto appointed by the said Commissioners for the said Stamp Duties, to enter into any House or Place where Cards or Dice are or shall be made, sold, or exposed to Sale, or suspected to be privately made, or into any publick Gaming-house, Room, or Place, and there to search and see what Quantity of Cards or Dice shall be making, and whether the Cards or Dice so sold, or exposed to Sale, or so used in Play, be duly sealed, marked, and stamped, according to the true Meaning of this Act, and of the said former Act; and if the Owner or Occupier of any House or Place, where Cards or Dice are or shall be made, sold, or exposed to Sale, or if any such publick Gaming-house, as aforesaid, shall, at any Time or Times, refuse Entrance or Liberty of Search to such Officer or Officers, such Owner or Occupier shall, for every such Refusal, forfeit the Sum of ten Pounds, with Full Costs of Suit, to be recovered and divided, as aforesaid.

Cards or Dice may be removed without marking, in order to Exportation.

Such Bonds entred into before April 1719, &c. and not put in Suit before April 1721, &c. are void, 5 Geo. 1. c. 19. §. 48.

CLXX. And for encouraging the Exportation of Cards and Dice into Foreign Parts, Be it further enacted by the Authority aforesaid, That it shall and may be lawful to remove any Cards or Dice from the Place where the same are or shall be made, without sealing, marking, or stamping the same, or paying any the Duties payable for the same by this or any former Act of Parliament; provided that within one Month after the same shall be made, and before the same shall be so removed from the Place of making thereof, a Bond be entred into to her Majesty, her Heirs or Successors, with sufficient Surety or Sureties, in a Penal Sum of double the Duties on such Cards or Dice, with a Condition for the exporting such Cards or Dice into some Part or Port beyond the Seas, within a Time to be limited in such Bond, and that the same, or any of them, shall not be relanded in any Part of *Great Britain*, and that such Bond be left in the Hands of the said Commissioners for the Stamp Duties, and a Certificate be given by them, or such Officer as shall be in that Behalf appointed, that such Bond is entred into with relation to such Cards or Dice; any thing in the said former Act for imposing Duties on Cards and Dice to the contrary notwithstanding.

Boards ready to be cut into Cards before 12 June 1711, to be charged only with one Half-peny per Pack.

CLXXI. Provided always, That such Boards of Cards as were actually made in *Great Britain*, and printed or spotted, and ready to be cut into Cards before the said twelfth Day of *June* one thousand seven hundred and eleven, and whereof an Account has been already taken by the Commissioners for managing the Stamp Duties, or their Officers, shall be charged only after the Rate of one Half-peny *per* Pack; any thing in this Act, or in the said former Act, for charging the Duties on Cards and Dice, to the contrary notwithstanding.

Justices may determine Pecuniary Forfeitures, not exceeding 20 l.

CLXXII. And be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for any two or more of the Justices of the Peace for the time being, residing near to the Place where any Pecuniary Forfeitures, not exceeding twenty Pounds upon this or any of the Acts of Parliament, touching any the Duties under the Management or Care of the said Commissioners for managing her Majesty's Duties on stampt Vellum, Parchment, and Paper, shall be incurred, or any Offence against any of the same Acts shall be committed, in any wise relating to the same Duties, or any of them, by which any Sum of Money only may be forfeited, to hear and determine the same; which said Justices of the Peace

are

are hereby authorized and required, upon any Information exhibited, or Complaint made in that Behalf, within one Year after Seizure made, or such Offence committed, to summon the Party accused, and also the Witnesses on either Side, and upon the Appearance or Contempt of the Party accused, shall be convicted of the Offence alledged against him, and to award and issue out Warrants under their Hands and Seals, for levying any Pecuniary Penalties so adjudged, on the Goods of the Offender, and to cause Sale to be made thereof, in case they shall not be redeemed within six Days, rendring to the Party the Overplus, if any; and if any Party shall find himself aggrieved, or remain unsatisfied in the Judgment of the said Justices, then he or they shall or may, by virtue of this Act, complain or appeal to the Justices of the Peace at the next General Quarter Sessions for that County, Riding, or Place, who are hereby impowered to summon and examine Witnesses upon Oath, and finally to hear and determine the same, and in case of Conviction, to issue Warrants for levying the Penalties, as aforesaid.

Party aggrieved may appeal to the Quarter-Sessions.

CLXXIII. Provided nevertheless, That it shall and may be lawful to and for the said respective Justices, where they shall see Cause, to mitigate or lessen any such Penalties, as they in their Discretions shall think fit, the reasonable Costs and Charges of the Officers and Informers, as well in making the Discovery, as in the Prosecution of the same, being always allowed over and above such Mitigation, and so as such Mitigation do not reduce the Penalties to less than double the Duties over and above the said Costs and Charges; any thing contained in this Act, or any other Act of Parliament to the contrary notwithstanding.

Justices may mitigate Penalties.

CLXXIV. Provided also, That no Writ or Writs of *Certiorari* shall supersede Execution, or other Proceedings, upon any Order or Orders made by the Justices aforesaid, in pursuance of this Act; but that Execution, and other Proceedings, shall be had and made thereupon; any such Writ or Writs, or Allowance thereof, notwithstanding.

No Writs of Certiorari.

CLXXV. And for the better ascertaining and securing her Majesty's Duties on Calendars and Almanacks, be it further declared and enacted by the Authority aforesaid, That all Books and Pamphlets, serving chiefly to the Purpose of an Almanack, by whatsoever Name or Names entitled or described, are and shall be charged with those Duties, by virtue of the Act in that Case made in the first Session of this present Parliament, but not with any of the Duties charged by this Act on Pamphlets or other printed Papers; any thing herein contained to the contrary notwithstanding.

All Books serving to the Purpose of an Almanack, to be charged as such.

'CLXXVI. And whereas great Loss hath happened of the Duties already laid upon stampt Vellum, Parchment, and Paper, and other Inconveniencies daily grow, from clandestine Marriages;' For Remedy thereof for the future, be it enacted by the Authority aforesaid, That every Parson, Vicar, or Curate, or other Person in Holy Orders, beneficed or not beneficed, who shall, after the four and twentieth Day of *June* one thousand seven hundred and twelve, marry any Person in any Church or Chapel, exempt or not exempt, or in any other Place whatsoever, without Publication of the Banns of Matrimony between the respective Parties according to Law, or without Licence first had and obtained from the proper Ordinary for the said Marriage, shall for every such Offence forfeit the Sum of one hundred Pounds, to be recovered with full Costs of Suit, by Action of Debt, Bill, Plaint, or Information, in any of her Majesty's Courts of Record at *Westminster*, wherein no Essoin, Protection, or Wager of Law, or more than one Imparlance shall be allowed; one Moiety thereof to the Queen, her Heirs and Successors, and the other Moiety to him or them who shall sue for the same; and if such Offender shall be a Prisoner in any Prison or Gaol (other than a County Gaol) at the Time of such Offence committed, and shall be duly convicted of such Offence, by Action or Information, as aforesaid, then upon Oath made of such Imprisonment before any Judge of her Majesty's Courts of Record at *Westminster*, and upon producing a Copy of the Record of such Conviction, to be likewise proved upon Oath before the said Judge (which Oaths the said Judge is hereby impowered to administer) the said Judge is hereby required to grant his Warrant to the Keeper of the Gaol or Prison where such Offender is a Prisoner (which Warrant such Keeper is hereby required to obey) to remove such Offender to the Gaol of that County where such Offender is a Prisoner, there to remain charged in Execution with the Penalty inflicted by this Act, and with all and every the Causes of his former Imprisonment; and if any Gaoler or Keeper of any Prison shall be privy to, or knowingly permit any Marriage to be solemnized in his said Prison, before Publication of Banns, or Licence obtained, as aforesaid, he shall for every such Offence forfeit the Sum of one hundred Pounds, to be recovered and distributed, as aforesaid.

Clause to prevent clandestine Marriages. *See further* 26 *Geo.* 2. *c.* 33.

CLXXVII. Saving nevertheless, to all Archbishops, Bishops, Archdeacons, and other Ordinaries, their Vicars General, Commissaries, and Officials, the free Exercise of all Ecclesiastical Jurisdiction, and full Power and Authority of inflicting all such Pains and Censures for this or any other Crime or Crimes, as they might have done if this Act had not been made.

Salvo for Archbishops, &c. Jurisdiction.

CLXXVIII. Provided always, That the said Provision for Marriages do not extend to that Part of *Great Britain* called *Scotland*.

Not to extend to Scotland.

'CLXXIX. And whereas it has been found necessary for Dispatch in the stamping or marking of Vellum, Parchment, and Paper, to have several Dies or Stamps with the same Mark, Type, and Device on each of them, and denoting the same Duty; and it has also been found necessary to distinguish each of the said Dies or Stamps by several Letters, *viz.* One several Letter on each of them, whereupon some Doubt has arisen, whether in respect of the Addition of such one Letter, such Mark, Type, or Device, be the very same Mark, Type, or Device, appointed, provided, or published by Proclamation, in pursuance of the Act or Acts in that Behalf made, or any of them, as the Mark, Type or Device to denote such Duty; and in that respect, whether such Die or Stamp were a lawful Die or Stamp;' Be it therefore declared and further enacted by the Authority aforesaid, That the said several Dies or Stamps, and the Impressions thereby made, and to be made (notwithstanding the Addition of such Letter) are and shall be lawful Marks and Stamps according to the respective Acts of Parliament in that Behalf made; and that all Stamps and Marks heretofore made or provided, and hereafter to be made or provided, in pursuance of this or any other Act or Acts of Parliament, shall (notwithstanding the Addition of any Letter or Letters, or Numerical Figure or Figures, to distinguish one Die or Stamp from another of the same Type or Device,

Dies for stamping, though distinguished by Letters, &c. to be deemed lawful Stamps.

Rents upon Hackney Chairs, and the growing Duties upon Cards and Dice are hereby applicable and appropriated.

Persons making Cards, &c. in any Place without Notice, forfeit Cards and Materials. Farther Provision to prevent the defrauding this Duty. 6 Geo. 1. c. 21. §. 55. Removing Materials, forfeits double the Duty.

CLXVI. And be it further enacted by the Authority aforesaid, That from and after the twentieth Day of *May* one thousand seven hundred and twelve, if any Person whatsoever shall make, or cause to be made, any Cards or Dice, in any House, Room, or Place, before he shall have given due Notice of his or her Intention to make Cards or Dice in such House or Place, according to the Form and Effect of the said former Act, such Person shall, over and above the Penalties imposed by that Act, forfeit all the Cards and Dice, and all Materials and Utensils for making Cards and Dice, which shall be found in such House or Place, or which shall have been made or manufactured there, before such due Notice shall have been given; and that no Materials whatsoever begun to be wrought for or towards the making of Cards or Dice, shall be removed from the Place wherein the same shall have been so begun to be wrought, until the same shall have been completely made and worked into Cards or Dice, or the Duties for the Cards or Dice therewith intended to be made, shall be paid or secured; upon Pain that every Person, who shall remove, or cause or permit to be removed, any such Materials, contrary to the true Meaning hereof, shall forfeit double the Amount of the Duty on the Cards or Dice, which might be made from or with such Materials, with Full Costs of Suit.

Act 3 Edw. 4. c. 4. to be in Force.

'CLXVII. And whereas by an Act made in the third Year of the Reign of King EDWARD the Fourth, 'playing Cards and Dice are prohibited to be imported into *England* or *Wales*;' Be it declared and enacted by the Authority aforesaid, That the said Act, and all Matters therein contained, relating to playing Cards or Dice, shall and do stand and be in full Force and Effect, and so shall be construed, deemed, and adjudged, as to every Part of the Kingdom of *Great Britain*; any thing in any other Act, touching the said Duties on Cards and Dice, to the contrary thereof notwithstanding.

Ivory, Bone, &c. used for any Game, to be deemed Dice, &c.

CLXVIII. And to prevent the evading the Payment of the said Duties on Dice by new Inventions of any Thing used or to be used in Play instead of Dice; Be it further declared and enacted by the Authority aforesaid, That all Pieces of Ivory, Bone, or other Matter, made or used for any Game or Play, with any Letters, Figures, Spots, or other Marks thereupon, to denote any Chance or Chances, are and shall be construed, deemed, and adjudged to be Dice, and to be charged accordingly with the full Duties on Dice; and if there shall be more than six Chances signified on any one of such Pieces of Ivory, Bone, or other Matter, then such one Piece shall be and is hereby charged with the full Duty of five Shillings payable for a Pair of Dice; and if there shall be more than the Number of Chances usually in a Pair of Dice, then such one Piece shall be and is hereby charged with a further Duty, proportionate to the Number of Chances exceeding those of one Pair of Dice.

Officers may enter Places where Cards are made, &c. or Gaming-houses, on Forfeiture of 10 l.

CLXIX. And be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for any Officer or Officers thereunto appointed by the said Commissioners for the said Stamp Duties, to enter into any House or Place where Cards or Dice are or shall be made, sold, or exposed to Sale, or suspected to be privately made, or into any publick Gaming-house, Room, or Place, and there to search and see what Quantity of Cards or Dice shall be making, and whether the Cards or Dice so sold, or exposed to Sale, or so used in Play, be duly sealed, marked, and stamped, according to the true Meaning of this Act, and of the said former Act; and if the Owner or Occupier of any House or Place, where Cards or Dice are or shall be made, sold, or exposed to Sale, or if any such publick Gaming-house, as aforesaid, shall, at any Time or Times, refuse Entrance or Liberty of Search to such Officer or Officers, such Owner or Occupier shall, for every such Refusal, forfeit the Sum of ten Pounds, with Full Costs of Suit, to be recovered and divided, as aforesaid.

Cards or Dice may be removed without marking, in order to Exportation.

Such Bonds entred into before April 1719, &c. and not put in Suit before April 1721, &c. are void, 5 Geo. 1. c. 19. §. 48.

CLXX. And for encouraging the Exportation of Cards and Dice into Foreign Parts, Be it further enacted by the Authority aforesaid, That it shall and may be lawful to remove any Cards or Dice from the Place where the same are or shall be made, without sealing, marking, or stamping the same, or paying any the Duties payable for the same by this or any former Act of Parliament; provided that within one Month after the same shall be made, and before the same shall be so removed from the Place of making thereof, a Bond be entred into to her Majesty, her Heirs or Successors, with sufficient Surety or Sureties, in a Penal Sum of double the Duties on such Cards or Dice, with a Condition for the exporting such Cards or Dice into some Part or Port beyond the Seas, within a Time to be limited in such Bond, and that the same, or any of them, shall not be relanded in any Part of *Great Britain*, and that such Bond be left in the Hands of the said Commissioners for the Stamp Duties, and a Certificate be given by them, or such Officer as shall be in that Behalf appointed, that such Bond is entred into with relation to such Cards or Dice; any thing in the said former Act for imposing Duties on Cards and Dice to the contrary notwithstanding.

Boards ready to be cut into Cards before 12 June 1711, to be charged only with one Half-peny per Pack.

CLXXI. Provided always, That such Boards of Cards as were actually made in *Great Britain*, and printed or spotted, and ready to be cut into Cards before the said twelfth Day of *June* one thousand seven hundred and eleven, and whereof an Account has been already taken by the Commissioners for managing the Stamp Duties, or their Officers, shall be charged only after the Rate of one Half-peny *per* Pack; any thing in this Act, or in the said former Act, for charging the Duties on Cards and Dice, to the contrary notwithstanding.

Justices may determine Pecuniary Forfeitures, not exceeding 20 l.

CLXXII. And be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for any two or more of the Justices of the Peace for the time being, residing near to the Place where any Pecuniary Forfeitures, not exceeding twenty Pounds upon this or any of the Acts of Parliament, touching any the Duties under the Management or Care of the said Commissioners for managing her Majesty's Duties on stampt Vellum, Parchment, and Paper, shall be incurred, or any Offence against any of the same Acts shall be committed, in any wise relating to the same Duties, or any of them, by which any Sum of Money only may be forfeited, to hear and determine the same; which said Justices of the Peace

are

are hereby authorized and required, upon any Information exhibited, or Complaint made in that Behalf, within one Year after Seizure made, or such Offence committed, to summon the Party accused, and also the Witnesses on either Side, and upon the Appearance or Contempt of the Party accused, shall be convicted of the Offence alledged against him, and to award and issue out Warrants under their Hands and Seals, for levying any Pecuniary Penalties so adjudged, on the Goods of the Offender, and to cause Sale to be made thereof, in case they shall not be redeemed within six Days, rendring to the Party the Overplus, if any; and if any Party shall find himself aggrieved, or remain unsatisfied in the Judgment of the said Justices, then he or they shall or may, by virtue of this Act, complain or appeal to the Justices of the Peace at the next General Quarter Sessions for that County, Riding, or Place, who are hereby impowered to summon and examine Witnesses upon Oath, and finally to hear and determine the same, and in case of Conviction, to issue Warrants for levying the Penalties, as aforesaid.

Party aggrieved may appeal to the Quarter-Sessions.

CLXXIII. Provided nevertheless, That it shall and may be lawful to and for the said respective Justices, where they shall see Cause, to mitigate or lessen any such Penalties, as they in their Discretions shall think fit, the reasonable Costs and Charges of the Officers and Informers, as well in making the Discovery, as in the Prosecution of the same, being always allowed over and above such Mitigation, and so as such Mitigation do not reduce the Penalties to less than double the Duties over and above the said Costs and Charges; any thing contained in this Act, or any other Act of Parliament to the contrary notwithstanding.

Justices may mitigate Penalties.

CLXXIV. Provided also, That no Writ or Writs of *Certiorari* shall supersede Execution, or other Proceedings, upon any Order or Orders made by the Justices aforesaid, in pursuance of this Act; but that Execution, and other Proceedings, shall be had and made thereupon; any such Writ or Writs, or Allowance thereof, notwithstanding.

No Writs of Certiorari.

CLXXV. And for the better ascertaining and securing her Majesty's Duties on Calendars and Almanacks, be it further declared and enacted by the Authority aforesaid, That all Books and Pamphlets, serving chiefly to the Purpose of an Almanack, by whatsoever Name or Names entitled or described, are and shall be charged with those Duties, by virtue of the Act in that Case made in the first Session of this present Parliament, but not with any of the Duties charged by this Act on Pamphlets or other printed Papers; any thing herein contained to the contrary notwithstanding.

All Books serving to the Purpose of an Almanack, to be charged as such.

'CLXXVI. And whereas great Loss hath happened of the Duties already laid upon stampt Vellum, Parchment, and Paper, and other Inconveniencies daily grow, from clandestine Marriages;' For Remedy thereof for the future, be it enacted by the Authority aforesaid, That every Parson, Vicar, or Curate, or other Person in Holy Orders, beneficed or not beneficed, who shall, after the four and twentieth Day of *June* one thousand seven hundred and twelve, marry any Person in any Church or Chapel, exempt or not exempt, or in any other Place whatsoever, without Publication of the Banns of Matrimony between the respective Parties according to Law, or without Licence first had and obtained from the proper Ordinary for the said Marriage, shall for every such Offence forfeit the Sum of one hundred Pounds, to be recovered with full Costs of Suit, by Action of Debt, Bill, Plaint, or Information, in any of her Majesty's Courts of Record at *Westminster*, wherein no Essoin, Protection, or Wager of Law, or more than one Imparlance shall be allowed; one Moiety thereof to the Queen, her Heirs and Successors, and the other Moiety to him or them who shall sue for the same; and if such Offender shall be a Prisoner in any Prison or Gaol (other than a County Gaol) at the Time of such Offence committed, and shall be duly convicted of such Offence, by Action or Information, as aforesaid, then upon Oath made of such Imprisonment before any Judge of her Majesty's Courts of Record at *Westminster*, and upon producing a Copy of the Record of such Conviction, to be likewise proved upon Oath before the said Judge (which Oaths the said Judge is hereby impowered to administer) the said Judge is hereby required to grant his Warrant to the Keeper of the Gaol or Prison where such Offender is a Prisoner (which Warrant such Keeper is hereby required to obey) to remove such Offender to the Gaol of that County where such Offender is a Prisoner, there to remain charged in Execution with the Penalty inflicted by this Act, and with all and every the Causes of his former Imprisonment; and if any Gaoler or Keeper of any Prison shall be privy to, or knowingly permit any Marriage to be solemnized in his said Prison, before Publication of Banns, or Licence obtained, as aforesaid, he shall for every such Offence forfeit the Sum of one hundred Pounds, to be recovered and distributed, as aforesaid.

Clause to prevent clandestine Marriages. *See further* 26 *Geo.* 2. *c.* 33.

CLXXVII. Saving nevertheless, to all Archbishops, Bishops, Archdeacons, and other Ordinaries, their Vicars General, Commissaries, and Officials, the free Exercise of all Ecclesiastical Jurisdiction, and full Power and Authority of inflicting all such Pains and Censures for this or any other Crime or Crimes, as they might have done if this Act had not been made.

Saico for Archbishops, &c. Jurisdiction.

CLXXVIII. Provided always, That the said Provision for Marriages do not extend to that Part of *Great Britain* called *Scotland*.

Not to extend to Scotland.

'CLXXIX. And whereas it has been found necessary for Dispatch in the stamping or marking of Vellum, Parchment, and Paper, to have several Dies or Stamps with the same Mark, Type, and Device on each of them, and denoting the same Duty; and it has also been found necessary to distinguish each of the said Dies or Stamps by several Letters, *viz.* One several Letter on each of them, whereupon some Doubt has arisen, whether in respect of the Addition of such one Letter, such Mark, Type, or Device, be the very same Mark, Type, or Device, appointed, provided, or published by Proclamation, in pursuance of the Act or Acts in that Behalf made, or any of them, as the Mark, Type or Device to denote such Duty; and in that respect, whether such Die or Stamp were a lawful Die or Stamp;' Be it therefore declared and further enacted by the Authority aforesaid, That the said several Dies or Stamps, and the Impressions thereby made, and to be made (notwithstanding the Addition of such Letter) are and shall be lawful Marks and Stamps according to the respective Acts of Parliament in that Behalf made; and that all Stamps and Marks heretofore made or provided, and hereafter to be made or provided, in pursuance of this or any other Act or Acts of Parliament, shall (notwithstanding the Addition of any Letter or Letters, or Numerical Figure or Figures, to distinguish one Die or Stamp from another of the same Type or Device,

Dies for stamping, though distinguished by Letters, &c. to be deemed lawful Stamps.

and denoting the ſame Duty) be to all Intents and Purpoſes taken, adjudged, and deemed to be true and lawful Stamps or Marks, and to be Stamps or Marks duly made, provided, and uſed in purſuance of, and according to the true Intent of this Act, and other the reſpective Acts of Parliament in that Behalf made.

Judges judicially to take Notice of the Proclamation about the Stamps, &c. 5 & 6 W. & M. c. 21.

'CLXXX. And whereas ſome Doubt has ariſen, whether the Judges are judicially to take Notice of the 'Proclamation iſſued by their late Majeſties King WILLIAM and Queen MARY, in purſuance of an Act 'made in the fifth Year of their ſaid Majeſties Reign, intituled, *An Act for granting to their Majeſties ſeve-* '*ral Duties upon Vellum, Parchment and Paper, for four Years, towards carrying on the War againſt* France; 'and of the Types, Marks, or Stamps thereby publiſhed;' Be it further declared and enacted by the Authority aforeſaid, That all Courts of Juſtice and Judges whatſoever ought without any Proof or Allegation in that Behalf, judicially to take Notice of the ſaid Proclamation, and of all the Types, Marks, and Stamps thereby publiſhed, and which ſhall hereafter be publiſhed by any Proclamation of her Majeſty, her Heirs or Succeſſors, in purſuance of any Act or Acts of Parliament relating to the Stamp Duties, or any of them, as and for the true and lawful Types, Marks, and Stamps made and provided, or to be made and provided, in purſuance of this and other the reſpective Acts of Parliament in that Behalf made.

Commiſſioners for Stamp Duties may keep their Head Office in any of the Inns of Court, &c. *See farther concerning Stamp Duties*, 10 *Ann.* c. 26. 12 *Ann. ſtat.* 1. c. 2. 12 *Ann. ſtat.* 2. c. 9. 5 *Geo.* 1. c. 19. *ſect.* 48. 6 *Geo.* 1. c. 21. 11 *Geo.* 1. c. 8. 12 *Geo.* 1. c. 33. 9 *Geo.* 2. c. 32. 16 *Geo.* 2. c. 26. 29 *Geo.* 2. c. 12, & 13. 30 *Geo.* 2. c. 19. *and* 32 *Geo.* 2. c. 35.

'CLXXXI. And whereas by the ſeveral Acts of Parliament in that Behalf made, the Commiſſioners for 'managing the ſaid Duties on ſtampt Vellum, Parchment, and Paper, are to keep their Head Office in ſome 'convenient Place within the Cities of *London* or *Weſtminſter*;' Be it further enacted by the Authority aforeſaid, That the Commiſſioners for the time being, appointed to manage thoſe Duties, may keep their Head Office for the ſame Duties, or any other Duties under their Care, in any convenient Place in any Part of the four Inns of Court, or of the Pariſhes of *Saint Andrew Holborn*, *Saint Clement Danes*, *Saint Paul Covent Garden*, or *Saint Giles in the Fields*, although the ſame be not within either of thoſe Cities; any thing in the ſaid former Acts, or any of them, to the contrary notwithſtanding.

The Commiſſioners and Officers appointed by this Act, not to intermeddle with Elections.

CLXXXII. And be it further enacted by the Authority aforeſaid, That no Commiſſioner, Officer, or other Perſon concerned or employed in the charging, collecting, receiving, or managing any of the Duties granted by this Act, ſhall, by Word, Meſſage, or Writing, or in any other Manner, endeavour to perſuade any Elector to give, or diſſuade any Elector from giving his Vote for his Choice of any Perſon to be Knight of the Shire, Commiſſioner, Citizen, Burgeſs, or Baron for any County, City, Borough, or Cinque Port; and every Officer or other Perſon offending therein, ſhall forfeit the Sum of one hundred Pounds; one Moiety thereof to the Informer, the other Moiety thereof to the Uſe of the Poor of the Pariſh or Place where ſuch Offence ſhall be committed; to be recovered by any Perſon that ſhall ſue for the ſame, by Action of Debt, Bill, Plaint, or Information, in any of her Majeſty's Courts of Record at *Weſtminſter*, or in the Court of Exchequer in that Part of *Great Britain* called *Scotland*, in which no Eſſoin, Protection, Privilege, or Wager of Law, or more than one Imparlance ſhall be allowed; and every Perſon convict on any ſuch Suit, ſhall thereby become diſabled and incapable of ever bearing or executing any Office or Place of Truſt whatſoever, under her Majeſty, her Heirs and Succeſſors.

EXP. "Several Benefit Tickets in the late Lotteries, not being yet adjuſted, preſent Managers may ſettle the "ſame before 25 *Dec.* 1712. Where Exchequer Bills or Lottery Tickets have been loſt, on Oath before "the Barons of the Exchequer, *&c.* Officers to iſſue new ones, *&c.*"

Clauſe for borrowing Money upon Stock (Part of the Capital of the South Sea Company) for the Uſe of the Publick.

'CLXXXV. And whereas by the Act of Parliament made in the ninth Year of her Majeſty's Reign '(amongſt other Things) for making good Deficiencies, and ſatisfying publick Debts, it was provided, 'That ſeveral Shares or Parts of the Capital Stock of the Corporation which was to be erected, in pur- 'ſuance of that Act, and is ſince erected by the Name of the Governor and Company of Merchants of '*Great Britain* trading to the *South Seas*, and other Parts of *America*, and for encouraging the Fiſhery, 'ſhould be aſcertained, and be diſpoſed and diſpoſable for the Uſe of the Publick, in ſuch Manner and 'Form, and by ſuch ſeveral Ways and Means as in the ſaid Act are expreſſed in that Behalf, and as by the 'ſame may more at large appear;' Be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for the reſpective Treaſurers of the Navy and Ordnance, and the reſpective Paymaſters of the Guards, Garriſons, and Land Forces, for the time being, or any other Officers or Perſons who are or ſhall be intitled to any Parts or Shares of the ſaid Capital Stock, for the publick Uſe and Benefit (not being abſolutely ſold, applied, or diſpoſed for ſome of the publick Uſes in that Act mentioned) from time to time, by any Warrant or Warrants in Writing from the High Treaſurer of *Great Britain*, now being, or the High Treaſurer of *Great Britain*, or any three or more of the Commiſſioners of the Treaſury for the time being (and not otherwiſe) to borrow any Sum or Sums of Money from any Perſon or Perſons, Natives or Foreigners, Bodies Politick or Corporate, who are or ſhall be willing to advance or lend the ſame, upon Credit of the ſaid publick Stock, or any Part thereof, and to allow Intereſt, not exceeding the Rate of ſix Pounds *per Centum per Annum* for the forbearance thereof, to be paid every three Months from the reſpective Times of making ſuch Loans or Advances, until the reſpective Times of Repayment of the Principal Monies; and to aſſign, mortgage, and transfer ſuch reſpective Shares of the ſaid Stock, whereupon ſuch Sums of Money ſhall be agreed to be ſo lent, to the reſpective Lenders thereof, or ſuch as they ſeverally and reſpectively ſhall appoint, and to their Executors, Adminiſtrators, Succeſſors, and Aſſigns reſpectively, upon ſuch Conditions of Redemption, and under ſuch Agreements for the Sale of the Stock ſo mortgaged, for making Default in the Repayment of the Monies to be borrowed thereupon, or for Nonpayment of the Intereſt thereof, and ſubject to ſuch other Conditions, and in ſuch Manner and Form, as in ſuch Warrant and Warrants reſpectively ſhall be preſcribed in that Behalf.

By 12 Annæ, Stat. 2. c. 3. any Perſon may lend Money on Stock.

CLXXXVI. Pro-

CLXXXVI. Provided always, and it is hereby enacted, That all the Money which ſhall be borrowed upon the Credit of ſuch Stock, as aforeſaid, ſhall be applied and diſpoſed by the ſaid Treaſurers, Paymaſters, or others reſpectively chargeable therewith, to ſuch publick Uſes whereunto the ſaid Stock ſo to be mortgaged would have been applicable by or in purſuance of the ſaid Act, if no ſuch Mortgage, Aſſignment, or Transfer had been made, and to no other Uſe, Intent, or Purpoſe whatſoever; and that the ſaid Treaſurers, Paymaſters, and other Officers, who ſhall borrow the ſaid Monies, as aforeſaid, ſhall be anſwerable for the Application thereof accordingly; and that the ſaid Company ſhall not be reſponſible for permitting the Stock to be ſo transferred, as if the ſame were unduly transferred; and that the Lenders of ſuch Money ſhall not be chargeable with the Application thereof to the ſaid Uſes.

Money ſo borrowed to be applied to the Uſe of the Publick.

Farther Proviſions relating to South Sea Company, 10 *Ann. c.* 30. 1 *Geo.* 1. *ſtat.* 2. *c.* 21.

3 *Geo.* 1. *c.* 9. 5 *Geo.* 1. *c.* 19. 6 *Geo.* 1. *c.* 4, & 11. 7 *Geo.* 1. *c.* 5. 7 *Geo.* 1. *ſtat.* 2. 8 *Geo.* 1. *c.* 20, 21, & 22. 9 *Geo.* 1. *c.* 6. 1 *Geo.* 2. *c.* 8. 3 *Geo.* 2. *c.* 16, & 21. 4 *Geo.* 2. *c.* 5. 5 *Geo.* 2. *c.* 17. 6 *Geo.* 2. *c.* 25, & 28. 7 *Geo.* 2. *c.* 17. 9 *Geo.* 2. *c.* 34. 10 *Geo.* 2. *c.* 17. 20 *Geo.* 2. *c.* 3. *ſeſſ.* 60. 24 *Geo.* 2. *c.* 2, & 11. 26 *Geo.* 2. *c.* 16.

CAP. XX.

An Act for the Relief of Inſolvent Debtors, by obliging their Creditors to accept the utmoſt Satisfaction they are capable to make, and reſtoring them to their Liberty. EXP.

CAP. XXI.

An Act to prevent Abuſes in making Linen Cloth, and regulating the Lengths, Breadths, and equal ſorting of Yarn, for each Piece made in *Scotland*, and for whitening the ſame.

'WHEREAS divers Abuſes and Deceits have of late Years been uſed in the Manufactures of Linen Cloth in that Part of *Great Britain* called *Scotland*, with Reſpect to the Lengths, Breadths, and unequal ſorting of Yarn, which tends to the great Debaſing and Undervaluing of the ſaid Linen Cloth, both at Home and in Foreign Parts, where the ſaid Cloths are vended:' For Remedy whereof, be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by Authority of the ſame, That from and after the nine and twentieth Day of *September*, which ſhall be in the Year of our Lord one thouſand ſeven hundred and twelve, all Sorts of Linen Cloth made in *Scotland*, ſhall be made of well ſorted Yarn for each Piece, and equally wrought and fine from the one End of the Piece to the other; and that all Linen Cloth be made by the Standard Yard Wand, of the Lengths and Breadths following, each Piece of Linen Cloth, commonly called *Saint Johnſtons* Cloth, when brown or green, and all other plain, brown, or green Linen Cloth made for whitening, ſhall be made full Yard and Nail, or full three Quarters of a Yard and Nail, that when whitened, it may be full Yard or full three Quarters of a Yard in Breadth; and that all other Sorts of plain Linen Cloth, whether white, brown, or green, ſhall be full Yard, or full three Quarters of a Yard in Breadth; and every ſuch Piece of plain, brown, or green Linen Cloth, ſhall be in Length eighty-four Yards, the Half Piece forty-two Yards, the Quarter Piece one and twenty Yards; and every Piece of plain white Linen Cloth ſhall be in Length forty Yards, the Half Piece twenty Yards; and all Linen Checks ſhall be made Yard and Half a Quarter, or full Yard, or full three Quarters of a Yard in Breadth; and all ſtriped Linen Cloth ſhall be made full Yard and Quarter, or full Yard, or full three Quarters of a Yard in Breadth; and all Linen for Neckcloths ſhall be made, the Piece to contain twelve Neckcloths, the Half Piece to contain ſix Neckcloths; and all Sorts of Ticking ſhall be made full Yard, or full three Quarters of a Yard in Breadth; and that all white, brown, or green Linen Cloth whatſoever ſhall be ſold in that Part aforeſaid, in the Water-fould, or in Foulds of one Yard or Half Yard in each Fould of Length, and not rolled or battered.

28 *H.* 8. *c.* 4. 1 *Eliz. c.* 12. 1 *Ann. ſtat.* 2. *c.* 8.

The Lengths and Breadths of Linen Cloth made in Scotland.

Dornick, &c. made in Scotland provided for by 12 *Annæ*, Stat. 2. c. 20.

II. And be it enacted by the Authority aforeſaid, That if any Weaver, or other Perſon, ſhall, from and after the ſaid nine and twentieth Day of *September*, make, or cauſe to be made any of the aforeſaid Linen Cloth, otherways than according to the reſpective Lengths and Breadths aforeſaid, and with well ſorted Yarn, and equally wrought and fine, from the one End of the Piece to the other, every ſuch Perſon or Perſons ſo offending, and being thereof convicted by the Oath of any Overſeer or Searcher of Linen Cloth, appointed or to be appointed within the ſeveral Boroughs Royal, Counties, Stewartries, Boroughs of Regality and Barony, in that Part of *Great Britain* aforeſaid, or by the Oath of two or more credible Witneſſes before any Juſtice or Juſtices of the Peace, Magiſtrate or Magiſtrates, or other Judge or Judges competent within their reſpective Juriſdictions (which Oath they or any of them are hereby impowered to adminiſter) ſhall, for every Inch the ſaid reſpective Linen Cloth ſhall be leſs than the ſaid reſpective Breadths, and for every Half a Quarter the three Quarters Yard and Nail plain Cloth ſhall exceed the ſaid Breadths, ſhall forfeit the Sum of five Shillings Sterling; and for every Yard the ſaid reſpective white, brown, or green plain Linen Cloth ſhall be leſs in Length than the ſaid reſpective Lengths, ſhall forfeit the like Sum of five Shillings Sterling; and for every Piece of all Sorts of Linen Cloth whatſoever, that is not made of well ſorted Yarn, and equally wrought and fine from the one End of the Piece to the other, ſhall forfeit the Sum of five Shillings Sterling; and if any Perſon or Perſons ſhall buy or expoſe to Sale, or bring to any Town or Place, in order for Sale, any of the aforeſaid Cloth, in that Part aforeſaid, not being made of well ſorted Yarn, equally wrought and fine from the one end of each Piece to the other, and of the Lengths, Breadths, and Fouldings aforeſaid, ſuch Perſon or Perſons ſo offending and being thereof convicted in any time not exceeding ſix Months after the Time of Sale, or expoſing the ſame to Sale, ſhall forfeit for each Piece the Sum of five Shillings Sterling.

Penalty on Weavers, &c. making Linen Cloth otherwiſe than according to the aforeſaid Lengths and Breadths.

III. And be it further enacted by the Authority aforeſaid, That every Owner or Owners of all Sorts of Linen Cloth whatſoever made in *Scotland*, before expoſing the ſame to Sale, ſhall bring the ſame to any Borough

Owners of Linen Cloth, before they ex-

pose it to Sale, shall bring it to be stamp'd, on Forfeiture of 5 s. Sterling for each Piece.

rough Royal, Town, or Place where Stamps are appointed, or to be appointed and kept, and there receive the Stamp of the Borough, Town, or Place; for the which Stamp the Stamp Master shall be paid for each Piece of all Sorts of Linen Cloth, the Sum of one Penny, the Half Piece Half-penny, the Quarter Piece one Farthing, and no more; and if any Person or Persons shall expose to Sale, or carry to the Water-side, in order for exporting or transporting any of the aforesaid Linen Cloth, after the said nine and twentieth Day of *September*, in or from any Borough, Town, or Place in *Scotland*, before the Stamp is affixed thereto, or is not made, as aforesaid, such Person or Persons so offending, and being thereof convicted, as aforesaid, shall forfeit for each Piece the Sum of five Shillings Sterling.

Magistrates to cause Stamps to be made, and appoint Persons for stamping, who shall be sworn and give Security.

IV. And be it further enacted by the Authority aforesaid, That the Magistrates of each Borough Royal in *Scotland*, shall be and are hereby impowered and appointed, from time to time, to cause make a Stamp or Stamps, bearing the Arms of the respective Boroughs, and to appoint a fit Person or Persons for inspecting and stamping all Linen Cloth brought to be stamped, being of the Lengths, Breadths, and Qualities aforesaid; which Person or Persons so nominated, shall before his or their Admission to that Office of Stamp Master, be obliged to take an Oath *de fideli*, and likewise find Surety for the faithful Administration and Execution of his Office, for such Sum of Money as the said Magistrates shall appoint; and in like Manner, the Justices of the Peace, in their respective Counties and Stewartries, shall be and are hereby impowered and ordained, from time to time, at their Quarterly Sessions in *Scotland*, to appoint a Stamp or Stamps to be made and kept at some proper Place or Places where Linen Cloth is sold, within their respective Counties, as their Justices of the Peace shall think proper; and the said Justices of the Peace are hereby impowered and ordained to nominate and appoint a qualified Person or Persons for stamping of Linen Cloth, brought to be stampt within their respective Counties and Stewartries aforesaid; who shall be obliged in like Manner to take an Oath *de fideli*, and likewise find such Surety for the faithful Administration and Execution of his Office, for such Sum of Money as the said Justices of the Peace shall appoint; and that no Stamp Master shall, for himself, or any other Person or Persons, buy or dispose of any Linen Cloth, direct or indirect, or shall stamp any Linen that is not made of well sorted Yarn, equally wrought, and of equal Fineness from the one End of the Piece to the other, and of the Breadths and Fouldings aforesaid (and not rolled or battered) he or they so neglecting or offending, shall forfeit for each Piece of Linen Cloth the Sum of five Shillings Sterling, and made incapable of serving in any such Office for the future; and if any Person or Persons in that Part of *Great Britain* aforesaid, shall buy, export, or transport, or carry to the Water-side, in order to be exported or transported, any Linen Cloth of *Scotland*, after the said nine and twentieth Day of *September*, before the Stamp be fixed, as aforesaid, he or they so offending, and being thereof convicted in *Scotland*, shall for each Piece of Linen Cloth whatsoever, forfeit the Sum of five Shillings Sterling; and if any Person or Persons shall affix or counterfeit any Stamp without the Authority aforesaid, such Person or Persons so offending shall forfeit respectively the Sum of fifty Pounds Sterling, or one Year's Imprisonment if found insolvent.

Justices of the Peace to do the like at their Quarter-Sessions.

Stamp Master not to buy or sell any Linen Cloth, nor stamp any not made of well sorted Yarn, &c. on Penalty of 5 s. per Piece, and disabled.

Buying or exporting before stamped forfeits 5 s. per Piece.

Counterfeiting Stamps forfeits 50 l. or a Year's Imprisonment if insolvent.

'V. And whereas sundry Persons of late Years have made Use of Lime or Pidgeons Dung for bleeching 'and whitening Linen Cloth, to the great Prejudice of the said Cloth;' For preventing whereof, be it enacted by the Authority aforesaid, That if any Person or Persons shall, after the said nine and twentieth Day of *September*, make use of any Lime or Pigeons Dung, for whitening or bleeching any Sort of Linen Cloth, and being thereof convicted by the Oath of two or more credible Witness or Witnesses, or by the Oath of the Offender or Offenders, and before any Judge or Judges competent within their respective Jurisdictions, in that Part of *Great Britain* aforesaid, such Person or Persons so offending, and being thereof convicted, as aforesaid, shall forfeit for each Piece of Linen so bleeched or whitened, the Sum of twenty Shillings Sterling; and if any Offender or Offenders shall after being convicted within *Scotland*, and shall refuse and neglect to pay any Forfeiture incurred by Reason of this Act, then it shall and may be lawful for the Magistrate or Magistrates, Justice or Justices of the Peace, or Judges competent, before whom such Conviction shall be made, as aforesaid, and such Magistrate or Magistrates, Justice or Justices of the Peace, or Judges competent, are hereby impowered and required to issue out one or more Warrants, under his or their Hands and Seals, to the Constable or Constables, Officer or Officers of the Town or Place where such Offender doth inhabit or can be found, within the Limits of their respective Jurisdictions, to levy the same by Distress and Sale of the Offender's Goods, returning the Overplus, if any be, to the Offender, and where no sufficient Distress can be found, to commit the Offender to the House of Correction, or Gaol of the Borough, Town, or County, to be kept at hard Labour for such Time as the Judge or Judges, before whom such Conviction is made, shall direct, not exceeding twelve Months; and all Forfeitures and Penalties that shall be recovered in that Part of *Great Britain* aforesaid, by Reason of this Act, shall be the one Half to the Informer who shall sue for and recover the same, the other Half for the Poor of the Parish where the Offence is committed.

Using Lime or Pidgeons Dung in whitening, forfeits 20 s. Sterling for each Piece.

Forfeitures, how to be recovered and disposed.

Linen Cloth made before 29 Sept. 1712. may be sold or exported before 25 May 1713.

VI. Provided always, That all Linen Cloth which shall be made in *Scotland* at any Time before the said nine and twentieth Day of *September*, which shall be in the Year of our Lord one thousand seven hundred and twelve, shall and may be sold, exported, or transported, as the Owner or Owners of the said Linen Cloth shall judge proper, at any Time or Times before the fifteenth Day of *May* which shall be in the Year of our Lord one thousand seven hundred and thirteen; any thing in this Act contained to the contrary notwithstanding.

Pedlars may retail Linen, made of Breadths, and stamp'd, &c.

VII. Provided always, That all Retailers, or reputed Retailers, and Pedlars, may retail any Sort of Linen Cloth, being made of the Breadths, well sorted Yarn, and equally wrought and fine in each Piece, and having always the Stamp affixed thereunto; any thing in this Act contained to the contrary notwithstanding.

Further Provisions concerning Linen, &c. 12 *Ann. stat.* 2. *c.* 9, 19 & 21. 1 *Geo.* 1. *c.* 36. 3 *Geo.* 1. *c.* 7 & 27. 17 *Geo.* 2. *c.* 30. 18 *Geo.* 2. *c.* 24, 27 & 36. 21 *Geo.* 2. *c.* 2. 26 *Geo.* 2. *c.* 46. 29 *Geo.* 2. *c.* 15. 32 *Geo.* 2. *c.* 32.

CAP.

CAP. XXII.

An Act for the Relief of Merchants importing Prize Goods from *America*.

'WHEREAS by an Act of Parliament made the ninth Year of her preſent Majeſty's Reign, intituled, *An Act for the Encouragement of the Trade to* America, it is among other Things enacted, That all Prize Goods and Commodities which, after the firſt Day of *June* one thouſand ſeven hundred and eleven, ſhall be imported into any of the Ports of *Great Britain*, ſhall be ſubject and liable to the Payment of the ſame Duties as thoſe Goods and Commodities would have paid in caſe they had not been Prize: And whereas before the making the ſaid Act, Prize Goods, being of the Growth and Produce of Foreign Plantations not belonging to her Majeſty or her Subjects, were ſubject upon their Importation into *Great Britain*, to pay only ſuch Duties and Cuſtoms as were payable on the ſeventeenth Day of *May* in the Year of our Lord one thouſand ſeven hundred and three, for the like Goods of the Produce of her Majeſty's Plantations imported by *Engliſh* Shipping: And whereas ſeveral conſiderable Quantities of Prize Cocoa, Sugars, Indigo, and other Prize Goods, of the Growth and Produce of ſuch Foreign Plantations, have been already imported into this Kingdom, and are now in ſeveral Warehouſes under the Queen's Locks, and other Quantities of the like Goods are on Board divers Ships or Veſſels, now imported, and more are daily expected, and if the ſame ſhould pay the Duties they were to pay in caſe they had not been Prize, the ſame will not be worth Freight, Cuſtom, and Charges; which will be not only a great Loſs and Detriment to the Importers thereof, but alſo a great Prejudice to the Trade of this Kingdom:' For Remedy whereof, be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That all Cocoa, Sugars, Indigo, and other Goods, taken and condemned as Prize Goods, of the Growth and Produce of ſuch Foreign Plantations, which are already imported into this Kingdom of *Great Britain*, or ſhall at any Time hereafter, before the twenty-ninth Day of *May* one thouſand ſeven hundred and twelve, be imported into the ſaid Kingdom, or which now are in any Warehouſes under the Queen's Locks, or on Board any Ship or Ships, Veſſel or Veſſels, now imported, having Certificates to prove the ſame Prize Goods, ſhall be ſubject and liable to pay only ſuch Duties and Cuſtoms as the ſame would have paid if the ſaid Goods had been of the Growth and Produce of the Plantations, Iſlands, or Colonies in *America*, belonging to the Crown of *Great Britain*.

9 Annæ, c. 27.

Prize Goods of the Growth of Foreign Plantations, brought into Great Britain before 29 May 1712. ſhall pay only ſuch Duties as thoſe of the Growth of Plantations belonging to the Crown.

II. And be it further enacted, That all Prize Goods, being of the Growth and Produce of ſuch Foreign Plantations, which ſhall at any Time after the twenty-ninth Day of *May* one thouſand ſeven hundred and twelve, be imported into any Part of *Great Britain*, from any of the Plantations, Iſlands, or Colonies in *America* aforeſaid, upon producing a Certificate under the Hand and Seal of the Collector, Comptroller, or other Chief Officer at the Port or Place where ſuch Goods were imbarked or put on Board in *America*, are the ſame Goods as were condemned in the High Court of Admiralty within ſuch Plantation, Iſland, or Colony in *America* aforeſaid, as ſhall appear to the ſaid Collector, Comptroller, or other Chief Officer there, by Affidavit made by the Perſon or Perſons exporting ſuch Prize Goods, and alſo an Affidavit made before the proper Officer of the Cuſtoms of ſuch Port or Place in this Kingdom where the ſaid Goods ſhall be imported, by the Maſter, or Purſer, or other Perſon commanding the Ship or Veſſel importing the ſame, that the Goods ſo imported are the ſame Goods for which the ſaid Certificate was made by the Collector, Comptroller, or other Chief Officer in *America*, as aforeſaid, ſhall be ſubject and liable to, and ſhall pay ſuch Duties only in *Great Britain*, as in caſe they had been of the Growth and Produce of the Plantations, Iſlands, or Colonies in *America*, belonging to the Crown of *Great Britain*; any thing in the ſaid recited Act, or any other Act, or any Uſage or Cuſtom, to the contrary in any wiſe notwithſtanding.

Prize Goods of the Growth of ſuch Foreign Plantations, imported after 29 May 1712. from any of the Plantations in America, on producing a Certificate, &c. ſhall pay ſuch Duties only as if they had been of the Growth of Britiſh Plantations.

Prize Cocoa from the Plantations, how to be charged.

10 Annæ, c. 26. §. 113.

CAP. XXIII.

An Act for the more effectual preventing fraudulent Conveyances, in order to multiply Votes for electing Knights of Shires to ſerve in Parliament.

'WHEREAS by an Act of Parliament made in the ſeventh Year of the Reign of his late Majeſty King WILLIAM the Third, intituled, *An Act for the further regulating Elections of Members to ſerve in Parliament, and for the preventing irregular Proceedings of Sheriffs and other Officers in the electing and returning ſuch Members*, it is, amongſt other Things, enacted, That all Conveyances of any Meſſuages, Lands, Tenements, or Hereditaments, in any County, City, Borough, Town Corporate, Port, or Place, in order to multiply Voices, or to ſplit and divide the Intereſt in any Houſes or Lands amongſt ſeveral Perſons, to enable them to vote at Elections of Members to ſerve in Parliament, ſhall be void and of none Effect; and that no more than one ſingle Voice ſhall be admitted for one and the ſame Houſe and Tenement: and whereas (notwithſtanding this Proviſion to the contrary) many fraudulent and ſcandalous Practices have been uſed of late to create and multiply Votes at the Election of Knights of the Shire to ſerve in Parliament, to the great Abuſe of the antient Law and Cuſtom of that Part of *Great Britain* called *England*, to the great Injury of thoſe Perſons who have juſt Right to elect, and in Prejudice of the Freedom of ſuch Elections;' Therefore for the more effectual preventing of ſuch undue Practices, be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That all Eſtates and Conveyances whatſoever made to any Perſon or Perſons in any fraudulent or colluſive Manner, on Purpoſe to qualify him or them to give his or their Vote or Votes at ſuch Elections of

7 & 8 W. 3. c. 25.

All Conveyances fraudulently made to qualify

any Perſon to vote (ſubject to Conditions to defeat the ſame) ſhall be diſcharged of ſuch Conditions, &c.

of Knights of the Shire (ſubject nevertheleſs to Conditions or Agreements to defeat or determine ſuch Eſtate, or to reconvey the ſame) ſhall be deemed and taken, againſt thoſe Perſons who executed the ſame, as free and abſolute, and be holden and enjoyed by all and every ſuch Perſon or Perſons to whom ſuch Conveyance ſhall be made, as aforeſaid, freely and abſolutely acquitted, exonerated, and diſcharged, of and from all Manner of Truſts, Conditions, Clauſes of Re-entry, Powers of Revocation, Proviſoes of Redemption, or other Defeazances whatſoever, between or with the ſaid Parties, or any other Perſon or Perſons in Truſt for them; and that all Bonds, Covenants, Collateral or other Securities, Contracts or Agreements, between or with the ſaid Parties, or any other Perſon or Perſons in Truſt for them, or any of them, for the redeeming, revoking, or defeating ſuch Eſtate or Eſtates, or for the reſtoring, or reconveying thereof, or any Part thereof, to any Perſon or Perſons who made or executed ſuch Conveyance, or to any other Perſon or Perſons in Truſt for them, or any of them, ſhall be null and void to all Intents and Purpoſes whatſoever; and that every Perſon who ſhall make and execute ſuch Conveyance or Conveyances, as aforeſaid, or being privy to ſuch Purpoſe, ſhall deviſe or prepare the ſame, and every Perſon who, by Colour thereof, ſhall give any Vote at any Election of any Knight or Knights of a Shire to ſerve in Parliament, ſhall, for every ſuch Conveyance ſo made, or Vote ſo created or given, forfeit the Sum of forty Pounds to any Perſon who ſhall ſue for the ſame, to be recovered, together with Full Coſts of Suit, by Action of Debt, Bill, Plaint, or Information, in any of her Majeſty's Courts of Record at *Weſtminſter*, wherein no Eſſoin, Privilege, Protection, Wager of Law, or more than one Imparlance ſhall be admitted or allowed.

And all Bonds, &c. for defeating ſuch Eſtate ſhall be void.

Perſons making &c. ſuch Conveyance, or voting by Colour thereof, ſhall, for every ſuch Offence, forfeit 40 l.

After 1 May 1712. no Perſons ſhall vote for a Knight of a Shire, in Right of Lands which have not been charged to publick Taxes, &c. and for which ſuch Perſon has not received the Rents for one Year before; unleſs ſuch Lands came to him by Deſcent, &c

II. And be it further enacted by the Authority aforeſaid, That from and after the firſt Day of *May* which ſhall be in the Year of our Lord one thouſand ſeven hundred and twelve, no Perſon ſhall vote for the electing of any Knight of a Shire within that Part of *Great Britain* called *England*, in Reſpect or in Right of any Lands or Tenements which have not been charged or aſſeſſed to the publick Taxes, Church Rates, and Pariſh Duties, in ſuch Proportion as other Lands or Tenements of forty Shillings *per Annum*, within the ſame Pariſh or Townſhip where the ſame ſhall lie or be, are uſually charged, and for which ſuch Perſon ſhall not have received the Rents or Profits, or be entitled to have received the ſame, to the full Value of forty Shillings, or more, to his own Uſe, for one Year before ſuch Election, unleſs ſuch Lands or Tenements came to ſuch Perſon within the Time aforeſaid by Deſcent, Marriage, Marriage Settlement, Deviſe, or Preſentation to ſome Benefice in the Church, or by Promotion to ſome Office unto which ſuch Freehold is affixed; and if any Perſon ſhall vote in any ſuch Election, contrary to the true Intent and Meaning hereof, he ſhall, for every ſuch Offence, forfeit the Sum of forty Pounds; one Moiety thereof to the Poor of the Pariſh or Pariſhes where the Lands or Tenements lie, for which ſuch Perſon ſhall vote, and the other Moiety to the Perſon or Perſons who ſhall ſue for the ſame, to be recovered by Action of Debt, Bill, Plaint, or Information, in any of her Majeſty's Courts of Record at *Weſtminſter*, wherein no Eſſoin, Privilege, Protection, or Wager of Law, ſhall be allowed, or more than one Imparlance.

This Clauſe explained 12 Annæ, ſtat. 1. c. 5. on Penalty of 40 l. *Repealed by* 18 Geo. 2. c. 18.

The Oath required by the Act 7 W. 3. c. 25. repealed.

'III. And whereas by the above recited Act, it is alſo further enacted, That upon every Election to be 'made of any Knight or Knights of the Shire to ſerve in Parliament, every, Freeholder, before he is ad- 'mitted to poll at the ſame Election, ſhall (if required by the Candidates, or any of them) firſt take the 'Oath therein after mentioned;' Be it enacted by the Authority aforeſaid, That the ſaid Act, as to ſo much only as concerns the ſaid Oath, ſhall be and is hereby repealed.

Freeholders to be ſworn;

IV. And be it further enacted by the Authority aforeſaid, That upon every Election to be made of any Knight or Knights of a Shire within that Part of *Great Britain* called *England*, to ſerve in Parliament, every Freeholder, before he is admitted to poll at the ſame Election, ſhall (if required by the Candidates, or any of them, or any other Perſon having a Right to vote at ſuch Election) firſt take the Oath following, *viz.*

Their Oath. 'Another Oath appointed by 18 Geo. 2. c. 18.'

'YOU ſhall ſwear, That you are a Freeholder in the County of and have 'Freehold Lands or Hereditaments lying or being at in the County of 'of the yearly Value of forty Shillings above all Charges payable out of the ſame; and that ſuch Freehold 'Eſtate hath not been made or granted to you fraudulently, on Purpoſe to qualify you to give your Vote; 'and that the Place of your Abode is at in and that you have 'not been polled before at this Election.

To be adminiſtred by the Sheriff, &c.

Which Oath the Sheriff, by himſelf, his Under Sheriff, or ſuch ſworn Clerk or Clerks (as ſhall be by him appointed for the taking the Poll, purſuant to the ſaid recited Act) is hereby required to adminiſter; and in caſe any Freeholder, or other Perſon, taking the ſaid Oath hereby appointed, ſhall thereby commit wilful and corrupt Perjury, and be thereof convicted, or if any Perſon do unlawfully and corruptly procure or ſuborn any Freeholder, or other Perſon, to take the ſaid Oath, in order to be polled, whereby he ſhall commit ſuch wilful and corrupt Perjury, and ſhall be thereof convicted, he and they, for every ſuch Offence, ſhall incur the like Pains and Penalties as are in and by one Act of Parliament made in the fifth Year of the Reign of the late Queen ELIZABETH, intituled, *An Act for Puniſhment of ſuch Perſons as ſhall procure or commit any wilful Perjury*, enacted againſt all ſuch who ſhall commit wilful Perjury, or ſuborn or procure any Perſon to commit any unlawful or corrupt Perjury contrary to the ſaid Act.

Freeholder committing wilful Perjury, or any Perſon ſuborning him ſo to do, ſhall incur the Penalties of 5 Eliz. c. 9.

The Elector's Name, &c. to be entred.

V. And the better to detect and puniſh any Offenders againſt this Act, be it enacted by the Authority aforeſaid, That in taking the Poll, the Sheriff, or his Under Sheriff, and Clerks, ſhall enter not only the Place of the Elector's Freehold, but alſo the Place of his Abode, as he ſhall declare the ſame at the Time of the giving his Vote, and ſhall alſo make or enter *Jurat* againſt the Name of every ſuch Voter who ſhall be tendred and take the Oath hereby required; and that the ſaid Sheriff, or returning Officer, ſhall, within the

the Space of twenty Days next after such Election, faithfully deliver over upon Oath (which Oath the two next Justices of the Peace, one of whom to be of the *Quorum*, are hereby enabled and required to administer) unto the Clerk of the Peace of the same County, all the Poll Books of such respective Elections, without any Imbezilment or Alteration; and in such Counties where there are more than one Clerk of the Peace, then the original Poll Books to one of such Clerks of the Peace, and attested Copies thereof to the rest, to be carefully kept and preserved among the Records of the Sessions of the Peace of and for the said County.

Poll Books to be delivered upon Oath to the Clerk of the Peace to be kept among the Records of the Sessions.

VI. And be it further enacted by the Authority aforesaid, That the Sheriff of the County of *York*, for the time being, shall be and is hereby required to appoint seven convenient Tables or Places for taking the Poll of the said County upon any new Election of a Knight or Knights of the Shire for the said County, at the proper Costs and Charges of the Candidates for the same, to continue till the Poll be concluded.

Sheriff of Yorkshire to appoint seven Tables for taking the Poll, at the Costs of the Candidate:

VII. And be it further enacted by the Authority aforesaid, That the Sheriff of the County Palatine of *Chester*, for the time being, against every Election of a Knight or Knights of the Shire to serve in Parliament for the said County, shall and is hereby required to cause seven convenient Tables or Places, and no more, to be made at the Costs and Charges of the Candidates, within the Shire Hall of the said County, for taking the Poll at such Elections, that is to say, two at the Upper End, two at each Side, and one at the Lower End of the said Hall, and shall at such Place take the Poll at such Elections till the same be concluded.

Sheriff of Cheshire to do the like.

VIII. Provided always, and be it enacted by the Authority aforesaid, That if any Person being a *Quaker*, during the Continuance of an Act passed in the seventh Year of his late Majesty's Reign, intituled, *An Act that the solemn Affirmation and Declaration of the People called* Quakers, *shall be accepted instead of an Oath in the usual Form*, shall upon such Election, as aforesaid, if required by the Candidates, or any of them, declare the Effect of the said Oath upon his solemn Affirmation, in such Manner and Form as is directed by the said Act of Parliament made in the seventh Year of the Reign of his late Majesty King WILLIAM the Third, intituled, *An Act that the solemn Affirmation and Declaration of the People called* Quakers, *shall be accepted instead of an Oath in the usual Form*; every such *Quaker* shall be capable and admitted to give his Vote for the Election of any such Member, as aforesaid, to serve in the House of Commons within that Part of *Great Britain* called *England*; and every Sheriff, by himself, or such his proper Officer, as aforesaid, is hereby authorized and required to accept such Affirmation instead of the said Oath, and shall also make or enter *Affirmat* against the Name of every such *Quaker*; and in case any such *Quaker* shall be convicted, wilfully, falsly and corruptly to have affirmed or declared any Matter or Thing, which, if the same had been in the usual Form, would have amounted to wilful and corrupt Perjury, every such *Quaker* so offending, shall incur the same Penalties and Forfeitures as are herein before enacted against Persons convicted of wilful and corrupt Perjury.

Quakers declaring the Effect of the Oath on their Affirmation, as directed by 7 & 8 W. 3. c. 34. shall be admitted to vote.

And affirming any Thing false shall incur the Penalties before enacted against Perjury.

Further Provisions relating to Parliament, 1 *Geo.* 1. *c.* 33 & 56. 2 *Geo.* 2. *c.* 24. 6 *Geo.* 2. *c.* 23. 8 *Geo.* 2. *c.* 30. 9 *Geo.* 2. *c.* 38. 11 *Geo.* 2. *c.* 24. 13 *Geo.* 2. *c.* 20. 15 *Geo.* 2. *c.* 22. 18 *Geo.* 2. *c.* 18. 19 *Geo.* 2. *c.* 28. 31 *Geo.* 2. *c.* 14. *and* 33 *Geo.* 2. *c.* 21.

CAP. XXIV.

An Act for prolonging the Term for Payment of certain Duties granted by an Act made in the twelfth and thirteenth Years of his late Majesty King *William*, intituled, *An Act for recovering, securing, and keeping in Repair the Harbour of* Minehead, *for the Benefit and Support of the Navigation and Trade of this Kingdom.* The ancient Usage mentioned in the recited Act, and the Duties, &c. thereby laid on Goods, &c. after *June* 24, 1711. shall from thence be continued for 16 Years, and be levied, &c. as in the said Act is directed. Trustees appointed to put this and the former Act in Execution. A Lantern to be fixed at the Key-head of the new Work, and Lights burnt therein between *Sept.* 1. and *March* 31. Goods shipped within the Liberty, &c. shall pay the Duties. Goods shipped or discharged at *Blue Anchor*, &c. chargeable with the same Duties as if they had been shipped, &c. within the Harbour of *Watchett*. Clause for repairing the Highways from *Birdlipp* and Top of *Crickley Hills* to *Gloucester* City. Nothing in these Acts shall give Power to demand the Arrears of 6 *d.* per Pound granted by the former Act, other than what was in the Collectors Hands before 17 *March* 1711. [Continued by 7 Geo. 1. c. 14.] P R.

12 & 13 W. 3. c. 9. 6 Annæ, c. 8. Private.

CAP. XXV.

An Act for raising the Militia for the Year one thousand seven hundred and twelve, although the Month's Pay formerly advanced be not repaid: And for rectifying a Mistake in an Act passed this Session of Parliament, intituled, *An Act for punishing Mutiny and Desertion and false Musters, and for the better Payment of the Army and Quarters*: And for taking Accounts of Trophy Money formerly raised and collected.

IV. AND be it further enacted by the Authority aforesaid, That the said Lieutenants or their Deputies shall not issue out Warrants for the raising any Trophy Money, till the Justices of the Peace, or the major Part of such Justices, at their several and respective General Quarter-Sessions for their respective Counties, Ridings, Divisions, and Places, shall have examined, stated, and allowed the Accounts of the Trophy Money last raised, levied and collected for any preceding Year, and certified such Examination of the said Accounts under the Hands and Seals of three or more of such Justices to the said respective Lieutenants or their Deputies.

Lieutenants, &c. shall not issue Warrants for raising Trophy Money, till the Justices in Quarter-Sessions have allowed the Accounts of that last raised for any preceding Year. *See the yearly Mutiny Acts.*

CAP. XXVI.

An Act for laying additional Duties on Hides and Skins, Vellum and Parchment, and new Duties on Starch, Coffee, Tea, Drugs, Gilt and Silver Wire, and Policies of Insurance, to secure a yearly Fund for Satisfaction of Orders to the Contributors of a further Sum of one Million eight hundred thousand Pounds towards her Majesty's Supply; and for the better securing the Duties on Candles; and for obviating Doubts concerning certain Payments in *Scotland*; and for suppressing unlawful Lotteries, and other Devices of the same Kind; and concerning Cake Sope; and for Relief of *Mary Ravenall*, in relation to an Annuity of eighteen Pounds *per Annum*; and concerning Prize Cocoa Nuts brought from *America*; and certain Tickets which were intended to be subscribed into the Stock of the *South Sea* Company; and for appropriating the Monies granted in this Session of Parliament.

MOST Gracious Sovereign; We your Majesty's most dutiful and loyal Subjects, the Commons of *Great Britain* in Parliament assembled, being fully resolved to furnish such Supplies as may be necessary for defraying the Expences of the present War, and other your Majesty's extraordinary and important Occasions, have, for those Ends and Purposes, chearfully and unanimously given and granted, and do by this Act give and grant to your Majesty the several and respective additional Rates and new Duties for and upon all such Skins and Hides, and Pieces of Skins and Hides, made Wares, Vellum, and Parchment, Starch, Coffee, Tea, Drugs, Gilt and Silver Wire, Policies of Assurance, and such other Matters and Things as are herein after more particularly described and mentioned, for and during such several and respective Term and Terms of Years, and in such Manner and Form as are herein after expressed; and do most humbly beseech your Majesty, that it may be enacted, and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by Authority of the same, That there shall be raised, levied, collected and paid, unto and for the Use of her Majesty, her Heirs and Successors, for and upon such Skins and Hides, and Pieces of Skins and Hides, and for and upon such made Wares, herein after particularly described and mentioned, as shall at any Time or Times within or during the Term of thirty-two Years, to be reckoned from the first Day of *August* one thousand seven hundred and twelve, be imported or brought into the Kingdom of *Great Britain* (over and above all other Customs, Subsidies, and Duties, by any Act or Acts of Parliament or Law whatsoever, imposed upon or payable for the same) the several and respective additional Rates or new Duties herein after expressed; that is to say,

New Duties on Leather, &c. imported, for 32 Years, from 1 Aug. 1712. Made perpetual by 3 Geo. 1. c. 7. §. 1.

Deer Skins. For and upon all Deer Skins, which shall be imported or brought in, as aforesaid, being dressed in Oil or Allom, or otherwise perfectly dressed, the Sum of three Pence for every Pound Weight *Averdupois*, and after that Rate for a greater or lesser Quantity.

Loshee, Buffalo, &c. For and upon all Loshee, Buffalo, Elk, or any other Hides, dressed in Oil, which shall be imported or brought in, as aforesaid, the Sum of three Pence for every such Pound Weight, and after that Rate for a greater or lesser Quantity.

Russia Hides. For and upon all *Russia* Hides, which shall be imported or brought in, as aforesaid, the Sum of one Penny for every such Pound Weight, and after that Rate for a greater or lesser Quantity.

Calve Skins. For and upon all other tanned Hides and tanned Calve Skins, which shall be imported or brought in, as aforesaid (not before in this Act specially charged) the Sum of two Pence for every Pound Weight, and after that Rate for a greater or lesser Quantity.

Horse Hides. For and upon all Hides of Horses, Mares, and Geldings, which shall be imported or brought in, as aforesaid, being dressed in Allom and Salt, or Meal, or otherwise tawed, the Sum of one Shilling *per* Hide, and after that Rate for a greater or lesser Number or Quantity.

Hides of Steers, &c. For and upon all Hides of Steers, Cows, or any other Hides of what Kind soever (those of Horses, Mares, and Geldings excepted) which shall be imported or brought in, as aforesaid, being dressed in Allom and Salt, or Meal, or otherwise tawed, the Sum of one Shilling and six Pence for every Hide, and after that Rate for a greater or lesser Number or Quantity.

Calve Skins, &c. For and upon all Calve Skins and Kips, which shall be imported or brought in, as aforesaid, being dressed in Allom and Salt, or Meal, or otherwise tawed, the Sum of one Penny Half Penny for every Pound Weight *Averdupois*, and after that Rate for a greater or lesser Quantity.

Slinks. For and upon all Slink Calve Skins, which shall be imported or brought in, as aforesaid, dressed in Allom and Salt, or otherwise, with the Hair on, the Sum of one Penny for every Pound Weight *Averdupois*; and for all Slink Calve Skins which shall be imported or brought in, as aforesaid, dressed in Allom and Salt, or otherwise, without the Hair, and for all Dog Skins so dressed, which shall be imported or brought in, as aforesaid, the Sum of one Half Penny for every such Pound Weight, and after those Rates for any greater or lesser Quantities.

Dog Skins.

Cordivants. For all Skins commonly called Cordivants, which shall be imported or brought in, as aforesaid, the Sum of four Shillings for every Dozen, and after that Rate for any greater or lesser Number or Quantity.

Goat Skins. For and upon all other Goat Skins (not usually called Cordivants) which shall be imported or brought in, as aforesaid, being dressed in Oil, or with Allom, Salt, Meal, or otherwise dressed, the Sum of four Shillings for every Dozen, and after that Rate for a greater or lesser Quantity.

For and upon all Kid Skins, which ſhall be imported or brought in, as aforeſaid, being dreſſed or undreſſed, or not perfectly dreſſed, the Sum of ſix Pence for every Dozen, and after that Rate for any greater or leſſer Number or Quantity: And if any of the ſaid Kid Skins ſhall be dreſſed after the Importation thereof, It is hereby declared, that no further Duties are to be paid for the ſame by this Act upon the Dreſſing or perfect Dreſſing them, or any of them, in *Great Britain*. Kid Skins.

For and upon all Sheep Skins and Lamb Skins, which ſhall be imported or brought in, as aforeſaid, the reſpective Rates following; that is to ſay, For all imported Sheep Skins dreſſed in Oil, one Shilling and ſix Pence *per* Dozen; for all imported Lamb Skins dreſſed in Oil, one Shilling *per* Dozen; for all imported Sheep Skins and Lamb Skins tanned, nine Pence *per* Dozen, and for and upon all imported Sheep Skins and Lamb Skins dreſſed in Allom and Salt, or Meal, or otherwiſe tawed, ſix Pence *per* Dozen, and in Proportion to thoſe Rates for greater or leſſer Number, Numbers or Quantities of ſuch Sheep Skins and Lamb Skins reſpectively. Sheep and Lamb Skins.

And for and upon all Hides and Skins, and Pieces of Hides and Skins, which ſhall be imported or brought in, as aforeſaid, being tanned, tawed, or dreſſed, and not herein before particularly charged, and for and upon all Wares made into Manufactures of Leather, or any Manufactures whereof the moſt valuable Part ſhall be Leather, a Duty after the Rate of fifteen Pounds for every one hundred Pounds of the true and real Value of the Hides and Skins, and Pieces of Hides and Skins, and of the Manufactures laſt mentioned, and ſo proportionably for a greater or leſſer Quantity, to be affirmed upon the Oath of the Importer thereof: The ſaid ſeveral and reſpective Rates and Duties for and upon all ſuch Hides and Skins, and Pieces of Hides and Skins, and made Wares, to be imported or brought in, as aforeſaid, within or during the Term before mentioned, to be paid by the Importers thereof reſpectively. Hides, &c. imported not before charged.

II. And be it further enacted by the Authority aforeſaid, That there ſhall be raiſed, levied, collected, and paid, unto and for the Uſe of her Majeſty, her Heirs and Succeſſors, for and upon ſuch Skins and Hides, and Pieces of Skins and Hides, herein after more particularly deſcribed and mentioned, as ſhall at any time or times within or during the ſaid Term of thirty-two Years, to be reckoned from the firſt Day of *Auguſt* one thouſand ſeven hundred and twelve, be tanned, tawed or dreſſed within *Great Britain* (over and above all other Rates and Duties by any Act or Acts of Parliament or Law whatſoever impoſed upon or payable for the ſame) the ſeveral and reſpective additional Rates or new Duties herein after expreſſed, That is to ſay, New Duties on Leather manufactured in Great Britain, for 32 Years, from 1 Aug. 1712. Made perpetual by 3 Geo. 1. c. 7. §. 1.

For and upon all Hides, of what Kind ſoever, which ſhall be ſo tanned in *Great Britain*, the Sum of one Half-penny for every Pound Weight *Averdupois*, and after that Rate for a greater or leſſer Quantity. Tanned Hides.

For and upon all Calve Skins, Kips, Hog Skins and Dog Skins, which ſhall be ſo tanned in *Great Britain*, the like Sum of one Half-penny for every ſuch Pound Weight, and after that Rate for a greater or leſſer Quantity. Calve Skins, &c.

For and upon all Goat Skins, which ſhall, within or during the ſaid Term be tanned with Shomack, or otherwiſe in *Great Britain*, to reſemble *Spaniſh* Leather, the Sum of two Pence for every Pound Weight *Averdupois*, and after that Rate for a greater or leſſer Quantity. Goat Skins.

For and upon all Sheep Skins, which, within or during the ſame Term, ſhall be tanned for Roans, being after the Nature of *Spaniſh* Leather within *Great Britain*, a Duty after the Rate of one Penny for every Pound Weight *Averdupois*; and for and upon all Sheep Skins and Lamb Skins, which within and during the ſame Term, ſhall be tanned for Glovers, and Bazils, within *Great Britain*, a Duty after the Rate of one Penny for every Pound Weight, and proportionally for greater or leſſer Quantities of Sheep Skins and Lamb Skins to be ſo tanned in *Great Britain* reſpectively. Sheep Skins and Lamb Skins. See 3 Geo. 1. c. 4. §. 13.

And for and upon all other Skins, and Pieces and Parts of Skins, which, within or during the Term laſt mentioned, ſhall be tanned in *Great Britain*, (not before particularly charged) a Duty after the Rate of fifteen Pounds for every one hundred Pounds of the true and real Value thereof, and proportionally for greater or leſſer Numbers or Quantities: The ſaid ſeveral Rates and Duties for and upon all ſuch Hides and Skins, and Pieces of Hides and Skins tanned in *Great Britain*, to be paid by the Tanners thereof reſpectively. Tanned Skins not before charged.

And for and upon all Hides of Horſes, Mares and Geldings, which at any Time or Times during the ſaid Term of thirty-two Years, ſhall be dreſſed in Allom and Salt, or Meal, or otherwiſe tawed in *Great Britain*, the Sum of ſix Pence for every Hide, and after that Rate for a greater or leſſer Quantity or Number of ſuch Hides. Tawed Horſe Hides.

For and upon all Hides of Steers, Cows, or any other Hides, of what Kind ſoever (thoſe of Horſes, Mares and Geldings excepted) which ſhall be ſo dreſſed in Allom and Salt, or Meal, or otherwiſe tawed in *Great Britain*, the Sum of one Shilling for every ſuch Hide, and after that Rate for a greater or leſſer Quantity or Number. Hides of Steers.

For and upon all Calve Skins and Kips, which ſhall be ſo dreſſed in Allom and Salt, or Meal, or otherwiſe tawed in *Great Britain*, the Sum of one Half-penny for every Pound Weight *Averdupois*, and after that Rate for a greater or leſſer Quantity. Calve Skins, &c.

For and upon all ſlink Calve Skins, which ſhall be ſo dreſſed in Allom and Salt, or Meal, or otherwiſe tawed in *Great Britain*, with the Hair on, the Sum of one Shilling and ſix Pence for every Dozen, and after that Rate for a greater or leſſer Quantity. Slinks with the Hair on.

For and upon all ſlink Calve Skins, which ſhall be ſo dreſſed or tawed without Hair, and upon all Dog Skins which ſhall be tawed, as aforeſaid, in *Great Britain*, the Sum of ſix Pence for every Dozen, and after that Rate for a greater or leſſer Number or Quantity. Slinks without Hair, and Dog Skins.

For and upon all Buck and Doe Skins (except ſuch as ſhall have paid the full Duty on the Importation, as aforeſaid) which ſhall be dreſſed in Allom and Salt, or Meal, or be otherwiſe tawed, as aforeſaid, in Buck and Doe Skins.

Great Britain, the Sum of three Pence for every Pound Weight *Averdupois*, and after that Rate for a greater or leſſer Quantity.

Kid Skins. For and upon all Kid Skins, which ſhall be ſo dreſſed or tawed in *Great Britain*, (except ſuch as ſhall have paid the full Duty on the Importation, as aforeſaid) the Sum of ſix Pence for every Dozen, and after that Rate for a greater or leſſer Quantity.

Goat Skins. For and upon all Goat Skins, which ſhall be ſo dreſſed in Allom and Salt, or Meal, or be otherwiſe tawed in *Great Britain*, the Sum of ſix Pence for every Dozen, and after that Rate for a greater or leſſer Number or Quantity.

Bever Skins. For and upon all Bever Skins which ſhall be ſo tawed in *Great Britain*, the Sum of one Shilling for every Dozen, and after that Rate for a greater or leſſer Number or Quantity.

Sheep and Lamb Skins. See 3 Geo. 1. c. 4. § 13. For and upon all Sheep Skins and Lamb Skins to be dreſſed in Allom and Salt, or Meal, or otherwiſe tawed in *Great Britain*, the Sum of three Farthings for every Pound Weight *Averdupois*, and after that Rate for a greater or leſſer Quantity.

Tawed Skins not before charged. And for and upon all other Skins, and Parts and Pieces of Skins to be tawed in *Great Britain*, (not before particularly charged) a Duty after the Rate of fifteen Pounds for every one hundred Pounds of the true and real Value thereof, and proportionally for greater or leſſer Numbers or Quantities: Which ſaid ſeveral Rates and Duties for and upon all Hides and Skins, and Pieces of Hides and Skins, to be dreſſed in Allom and Salt, or Meal, or otherwiſe tawed in *Great Britain*, ſhall be paid by ſuch Perſons as ſhall be the Tawers or Makers the eof into Leather reſpectively.

Deer Skins, &c. dreſſed in Oil. For and upon all Deer Skins, Goat Skins, and Bever Skins, which within or during the Term aforeſaid, ſhall be dreſſed in Oil within *Great Britain*, the Sum of two Pence for every Pound Weight *Averdupois*, and after that Rate for a greater or leſſer Quantity.

Calve Skins. For and upon all Calve Skins, which ſhall be ſo dreſſed in Oil within *Great Britain*, the like Sum of four Pence for every Pound Weight *Averdupois*, and after that Rate for a greater or leſſer Quantity.

Sheep Skins and Lamb Skins. For and upon all Sheep Skins and Lamb Skins, which ſhall be ſo dreſſed in Oil in *Great Britain*, the Rate of two Pence for every ſuch Pound Weight, and proportionally for greater or leſſer Quantities of ſuch Sheep Skins and Lamb Skins reſpectively.

Skins dreſſed in Oil, not before charged. And for and upon all other Hides and Skins, and all Pieces of Hides and Skins, which, within or during the Term aforeſaid, ſhall be dreſſed in Oil in *Great Britain*, the Sum of two Pence for every Pound Weight *Averdupois*, and after that Rate for greater or leſſer Quantities or Numbers. The ſaid ſeveral Duties on Hides and Skins, and Pieces of Hides and Skins, to be dreſſed in Oil within *Great Britain*, to be paid by the Oil Leather Dreſſers reſpectively.

Duty on Vellum and Parchment imported or made in Great Britain. Made perpetual by 3 Geo. 1. c. 7. §. 1. III. And be it further enacted by the Authority aforeſaid, That there ſhall be raiſed, levied, collected, and paid, unto and for the Uſe of her Majeſty, her Heirs and Succeſſors, for and upon all Vellum and Parchment which ſhall, at any Time or Times within or during the ſaid Term of thirty-two Years, to be reckoned from the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and twelve, be made in *Great Britain*, or imported into the ſame (over and above all other Duties by any Act or Acts of Parliament or Law whatſoever impoſed upon or payable for the ſame) the ſeveral and reſpective additional Rates or new Duties herein after expreſſed, that is to ſay, For and upon all Vellum ſo imported an additional Rate of three Shillings for every Dozen; and for all Parchment ſo imported, an additional Rate of two Shillings for every Dozen, and proportionally for greater or leſſer Numbers or Quantities, to be paid by the Importers thereof reſpectively; and for and upon all Vellum which ſhall be made in *Great Britain*, as aforeſaid, an additional Duty after the Rate of two Shillings for every Dozen; and for all Parchment which ſhall be made in *Great Britain*, as aforeſaid, an additional Duty after the Rate of one Shilling for every Dozen, to be paid by the Makers thereof reſpectively.

Theſe new Duties to be raiſed as the Duties on Leather. 9 Annæ, c. 11. IV. And be it further enacted by the Authority aforeſaid, That the ſeveral and reſpective additional or new Rates and Duties by this Act impoſed or chargeable for and upon all or any ſuch Hides and Skins, and Pieces of Hides and Skins, made Wares, Vellum, and Parchment, as aforeſaid, for and during the ſaid Term of Years hereby granted, of and in the ſame, ſhall and may, from time to time, be aſcertained, raiſed, received, levied, recovered, and ſecured, by ſuch Ways, Means, and Methods, and by the ſame or different Stamps and Marks, and under ſuch Pains of Death, and other Penalties and Forfeitures, and with ſuch Powers of adjudging the ſaid Duties, and adjudging and mitigating the ſaid Penalties and Forfeitures, or any of them, and other Powers, and ſubject to proportional Allowances, Drawbacks, and Repayments, and to ſuch Rules and Directions, and in ſuch Methods, Manner, and Form, as the reſpective Duties upon the like Hides and Skins, and Pieces of Hides and Skins, made Wares, Vellum, and Parchment, granted by an Act in the ninth Year of her Majeſty's Reign, intituled, *An Act for laying certain Duties upon Hides and Skins tanned, tawed, or dreſſed, and upon Vellum and Parchment, for the Term of thirty-two Years, for proſecuting the War and other her Majeſty's moſt neceſſary Occaſions*, are by that Act, or any Law or Statute thereby referred unto, preſcribed, appointed, or enacted, during the Continuance thereof, to be aſcertained, raiſed, received, levied, ſecured, or recovered; and that the Act laſt-mentioned, and all the Clauſes, Pains of Death, Penalties, Forfeitures, Powers, Authorities, Rules, Directions, Matters and Things, therein contained, or thereby referred unto, for the raiſing, receiving, levying, recovering, ſecuring, paying, or accounting for the ſaid Duties thereby granted, or any Arrearages of the ſame, or any Way relating to the ſame Duties, Pains, Penalties, or Forfeitures, by that Act chargeable, by force and virtue of this preſent Act, be continued, practiſed, and put in Execution, for raiſing, receiving, levying, recovering, ſecuring, paying, and accounting for the Duties upon Hides and Skins, and Pieces of Hides and Skins, made Wares, Vellum, and Parchment, by this Act granted, and all Arrearages thereof, as fully and effectually to all Intents and Purpoſes, as if they were particularly and at large repeated in the Body of this preſent Act.

9 Annæ, c. 11.

'V. And

'V. And whereas ſome Doubts have ariſen upon the ſaid Act of the ninth Year of her Majeſty's Reign, 'whether a Debenture could be given in purſuance of the ſaid Act by the Cuſtomer or Collector of the Cu- 'ſtoms for two Thirds of the Duties upon Hides and Calve Skins ſhipped for Exportation, unleſs the 'Marks or Stamps denoting the charging the Duty payable by that Act did appear to them thereupon; and 'it being often found inconvenient that the Exporters ſhould be obliged to open their Bails or Packs of Lea- 'ther at the Port of Exportation;' it is hereby provided and enacted by the Authority aforeſaid, That upon Oath made by the Exporter, unleſs ſuch Exporter be a known Quaker, and if he be, then upon the ſolemn Affirmation of ſuch Quaker (which Oath or Affirmation the Cuſtomer or Collector is hereby impowered to adminiſter) that all the Hides or Skins contained in ſuch Bails or Packs reſpectively, were marked with the Marks or Stamps denoting the charging of the Duties payable by this Act and the ſaid former Act, or either of them, and expreſſing particularly how much the Duty ſo denoted to have been paid or charged by the ſaid former Act for ſuch Hides or Skins doth amount unto, excluſive of the Duty upon the Stock in Hand; and alſo how much the Duties ſo denoted to have been paid or charged by this Act for ſuch Hides or Skins doth amount unto, and expreſſing the Weight of the Hides and Calve Skins ſo exported or ſhipped for Exportation, in ſuch Oath or Affirmation; then and in every ſuch Caſe, it ſhall and may be lawful for the Cuſtomer or Collector (ſuch Security being given as the ſaid Act requires) to make forth a Debenture for the two third Parts of the ſaid Duties payable by the ſaid former Act and this preſent Act, or either of them, for the Hides and Calve Skins already exported, or ſhipped to be exported, for which no Drawback hath already been paid, and for the like Hides and Calve Skins which ſhall hereafter be exported, or ſhipped to be exported, and for which a Drawback ought to be made, according to the true Meaning of this or the ſaid former Act; and every ſuch Debenture being verified by the Certificate of the Searcher, atteſting the ſhipping of ſuch Hides and Skins, ſhall be ſatisfied according to this and the ſaid former Act, as fully as if the Marks or Stamps on the ſaid Hides and Skins had been ſeen by the proper Officers of the Cuſtoms; any thing in this or the ſaid former Act contained to the contrary notwithſtanding.

9 Annæ, c. 11. §. 39. On Oath of the Exporter, that the Hides have been marked, &c. Debentures to be made out for a Drawback of two Thirds of the Duty.

'VI. And whereas by the ſaid Act made laſt Seſſion of Parliament, intituled, *An Act for laying certain 'Duties upon Hides, and Skins tanned, tawed, or dreſſed, and upon Vellum and Parchment, for the Term of 'thirty-two Years, for proſecuting the War, and other her Majeſty's moſt neceſſary Occaſions*, there is Proviſion 'made in the ſaid Act, that a Drawback be allowed upon all tanned or rough Hides and Calve Skins, upon 'their Exportation, but no Allowance is made for a Drawback on Hides or Calve Skins that are dreſſed or 'curried:' For Remedy whereof, be it enacted, and it is hereby enacted by the Authority aforeſaid, That all Hides or Calve Skins that are or ſhall be dreſſed, or curried, ſhall be entitled to a Drawback upon their Exportation, of one Penny *per* Pound Weight, as they ſhall weigh at the Cuſtom-houſe, to be paid and allowed in the ſame Manner, and under ſuch Cautions, Rules, and Security, as the Drawback upon rough tanned Hides and Calve Skins is to be paid or allowed.

Hides dreſſed or curried to have a Drawback on Exportation of one Penny per lb. 9 Annæ, c. 11. By 12 Annæ, ſtat. 2. c. 9. §. 64. a farther Drawback is allowed.

See farther concerning Hides, &c. 5 Geo. 1. c. 2. 12 Geo. 2. c. 25.

VII. And be it enacted by the Authority aforeſaid, That there ſhall be raiſed, levied, collected, and paid, unto and for the Uſe of her Majeſty, her Heirs and Succeſſors, for and upon all Starch which, at any Time or Times within or during the Term of thirty-two Years, to be reckoned from the firſt Day of *Auguſt* one thouſand ſeven hundred and twelve, ſhall be imported or brought into the Kingdom of *Great Britain* (over and above all Cuſtoms, Subſidies, and Duties already impoſed thereupon) the Sum of two Pence for every Pound Weight, conſiſting of ſixteen Ounces *Averdupois*, and after that Rate for a greater or leſſer Quantity, to be paid down in ready Money by the Importers thereof, from time to time, before the landing of the ſame; and for and upon all Starch of what Kind ſoever, which at any Time or Times within or during the ſame Term of thirty-two Years, ſhall be made within the ſaid Kingdom of *Great Britain*, the Sum of one Penny for every ſuch Pound Weight *Averdupois*, and after that Rate for a greater or leſſer Quantity: The ſame to be paid by the Makers thereof reſpectively.

Duties on Starch, from 1 Aug. 1712. for 32 Years, imported, 2 d. Made perpetual by 3 Geo. 1. c. 7. §. 1. Made in Great Britain, 1 d.

VIII. And be it enacted by the Authority aforeſaid, That the ſaid Duties upon imported Starch ſhall be raiſed, levied, recovered, anſwered, and paid, and be brought into the Receipt of her Majeſty's Exchequer in *England*, (to and for the Uſes and Purpoſes in this Act expreſſed) by ſuch Rules, Ways, Means, and Methods, and under ſuch Penalties, Forfeitures, and Diſabilities, and with ſuch Allowances, and in ſuch Manner and Form, as the Duties upon imported Sope, granted by one other Act of the preſent Seſſion of Parliament, or by any Laws and Statutes therein referred unto, are to be raiſed, levied, recovered, anſwered, and paid.

Duties on imported Starch to be raiſed as the Duties on Sope. 10 Annæ, c. 19.

IX. And for the better aſcertaining, charging, and ſecuring the Duties by this Act ſet and impoſed upon all Sorts of Starch made in *Great Britain*, during the Term laſt-mentioned, according to the true Meaning of this Act, and for preventing of Frauds concerning the ſame; Be it further enacted by the Authority aforeſaid, That ſuch Commiſſioners or Perſons as her Majeſty, her Heirs or Succeſſors, or the high Treaſurer of *Great Britain* now being, or the High Treaſurer of *Great Britain*, or any three or more of the Commiſſioners of the Treaſury for the time being, ſhall, from time to time, by one or more Commiſſion or Commiſſions for that Purpoſe appoint, ſhall be her Majeſty's Commiſſioners for the Receipt and Management of the ſaid Duties ſet and impoſed upon all the Starch made within *Great Britain* chargeable by this Act; which ſaid Commiſſioners, or the major Part of them reſpectively, ſhall and have hereby Power, by Commiſſions under their reſpective Hands and Seals, to ſubſtitute and appoint under them ſuch Receivers General, Collectors, Comptrollers, Surveyors, and other Officers, as ſhall be requiſite and neceſſary for the Purpoſes aforeſaid; and that the ſaid Commiſſioners ſo to be appointed, and all the Officers for the ſaid Duties on Starch, ſhall have out of the ſame ſuch Salaries and Rewards for their reſpective Services, in Relation to the ſame Duties, as the ſaid High Treaſurer now being, or the High Treaſurer, or any three or more of the Commiſſioners of the Treaſury for the time being, ſhall think reaſonable to eſtabliſh or allow in

Her Majeſty or Treaſury to appoint Commiſſioners. Commiſſioners to ſubſtitute inferior Officers. The Monies to be paid into the Exchequer.

in that Behalf; and that the respective Commissioners for the said Duties on Starch to be made in *Great Britain*, for the time being, shall, from time to time, cause all the Monies to arise by or for the said Duties on Starch to be made in *Great Britain*, during the Term aforesaid, (the necessary Charges of managing, collecting, and raising the same excepted) to be paid, from time to time, as the same shall arise, into the Receipt of her Majesty's Exchequer in *England*, under the Penalties, Forfeitures, and Disabilities herein after expressed.

Starch-makers to give Account of their Names and Places of Abode, and of their Work-houses, &c. at the next Office, on Forfeiture of 50 l.

X. And it is hereby enacted by the Authority aforesaid, That all and every Person and Persons whatsoever, who, on or before the first Day of *August* in the Year of our Lord one thousand seven hundred and twelve, shall make any Starch in *Great Britain*, for Sale or not for Sale, shall, on or before the same first Day of *August* one thousand seven hundred and twelve, give Notice in Writing at the Office for the said Duties on Starch, next to the Place where such Starch shall be made, of their respective Names and Places of Abode, and of every Work-house, Store-house, Room, and other Place by him, her, or them respectively made use of in or for the making, drying, and keeping of such Starch, or of Flour, Meal, or other Materials proper to be made into Starch, and also of all the Fats, Troughs, Boxes, Kilns, Stoves, Utensils, and Vessels, used in the making of the same; and that from and after the said first Day of *August*, during the Continuance of the said Duties upon Starch, no Maker of Starch shall erect, set up, alter, change, enlarge, or make use of any Work-house, Store-house, Room, or other Place, for the making, drying, or keeping of Starch, or for the converting or keeping any Flour, Meal, or other Materials proper to be made into Starch, or use any Fat, Trough, Box, Stove, Utensil, or other Vessel, for the making of Starch, without first giving Notice thereof in Writing, or unless Notice thereof shall have been before given in Writing at the next Office, as aforesaid; and if any Maker of Starch shall erect, set up, alter, enlarge, or make use of any Work-house, Store-house, Room, or other Place, for the making, drying, or keeping of Starch, or for the keeping or converting of any Flour, Meal, or other Materials proper to be made into Starch, or shall use any Fat, Trough, Kiln, Stove, Box, Utensil, or other Vessel, for the making of Starch, without giving such Notice thereof, as aforesaid, contrary to the true Meaning of this Act, then, and in every such Case, the Offender therein, for every such Offence, shall forfeit the Sum of fifty Pounds.

Starch-makers in London, &c. to make Entry on Oath Monthly, in all other Places in 6 Weeks, on Forfeiture of 50 l.

XI. And it is hereby enacted, That from and after the said first Day of *August*, during the Continuance of the said Duties upon Starch hereby granted, all and every Person and Persons whatsoever, who shall make any Starch in *London*, *Westminster*, or in any Parts within the Weekly Bills of Mortality, shall monthly and every Month, and all and every Person or Persons whatsoever, who shall make any Starch in any other Part of *Great Britain*, shall once in every six Weeks, make a true Entry in Writing at the next Office for the said Duties, of all the Starch by him, her, or them severally made within such Months or six Weeks respectively; which said Entries shall contain the Weight of all the Starch mentioned therein, and what Quantity thereof was made at a Time in the several Weeks to which such Entry shall relate, on Pain to forfeit for every Neglect of Entry the Sum of fifty Pounds; which Entry shall be made upon Oath, by the Makers of such Starch, or by their chief Workman or Servant employed in making the same, according to the best of their Knowledge and Belief, unless such Maker, Workman, or Servant be a known Quaker, and the solemn Affirmation of such Maker, Workman, or Servant to the same Effect, in case he or she be a known Quaker, shall and may be taken instead of such Oath; and the said Entries, Oaths, and Affirmations to verify the same, shall for such Starch as shall be made within the Limits of the Weekly Bills of Mortality, be made with, and administred by such Officer or Officers as shall be appointed by the Commissioners for the said Duties in *England*, or the major Part of them, for the time being, who shall attend at a General Office in *London* or *Westminster*, for that Purpose; and all for Starch made in all other Parts of *Great Britain*, with and by the Collectors and Supervisors of the District or Division within which the respective Makers of Starch shall inhabit, without any Fee or Charge whatsoever to be demanded or taken for the same.

Entries to be at the next Market Town.

XII. Provided always, That no Maker of Starch shall be obliged to go or send further than the Market Town where his or her Starch is made, or the next Market Town to the Place where his or her Starch is made, for the making of such Entries, as aforesaid.

Persons in London, &c. to clear off the Duty in 4 Weeks, in any other Parts in 6 Weeks, on Forfeiture of double the Duty, &c.

XIII. And be it further enacted by the Authority aforesaid, That all and every Person and Persons whatsoever, who shall make any Starch in *London*, *Westminster*, or within the Limits of the said Weekly Bills of Mortality, shall, within four Weeks, and all and every Person and Persons whatsoever who shall make any Starch in any other Part of *Great Britain*, shall, within six Weeks, after he, she, or they shall make, or ought to have made such Entry, as aforesaid, pay and clear off all the said Duties for Starch, which shall be due from him, her, or them respectively; and that all and every such Makers of Starch, who shall refuse or neglect to make such Payment, as aforesaid, shall forfeit and lose, for every such Offence, double the Sum of the said Duty, whereof the Payment shall be so refused or neglected; and that no such Maker of Starch, after such Default in Payment made, shall deliver, or carry out any Starch, until he hath paid and cleared off his Duty, as aforesaid, on Pain to forfeit double the Value of such Starch, so delivered or carried out.

Officers to enter Ware-houses, &c. to take Account of Starch,

and to make a Return in Writing to the Com-

XIV. And be it further enacted by the Authority aforesaid, That all and every the Officers for the said Duties on Starch, shall at all Times, by Day or by Night (and if in the Night, then in the Presence of a Constable, or other lawful Officer of the Peace) be permitted, upon his or their Request, to enter the House, Work-house, Ware-house, or other Place whatsoever, belonging to, or used by any Person or Persons, who, within or during the last-mentioned Term of thirty-two Years, shall be a Maker or Makers of any Starch whatsoever, and by gauging or weighing of the Starch, or gauging the Boxes and other Utensils, or otherwise, as to such Officer shall seem most proper and convenient, to take an Account of the just Quantity of the Starch which shall have been made by such Maker or Makers of Starch, from time to time; and shall thereof make Return or Report in Writing to the respective Commissioners for the said Duties on Starch, or such as they respectively shall appoint to receive the same, leaving a true Copy (if demanded)

manded) of such Report in Writing under his Hand with or for such Maker or Makers of Starch respectively; and such Report or Return of the said Officer or Officers shall be a Charge upon such Maker or Makers of Starch; and if the said Officer shall refuse or neglect to give or leave a true Copy of his Report in Writing with or for such Maker or Makers of Starch, at the Time of taking such Account, upon Demand, as aforesaid, every such Officer, for every such Offence, shall forfeit and pay the Sum of forty Shillings to every such Maker and Makers of Starch respectively.

Commissioners, leaving a Copy thereof with the Maker, on Forfeiture of 40 s.

XV. Provided always, That if such Charge be made by gauging the said Starch before it be dried in the Stove, then, and in every such Case, every Box of green Starch, or Starch before it be so dried, containing fifty seven Inches in Length, and ten Inches in Breadth, (or by a Medium of the Breadth) and eight Inches in Depth, or in the Whole, four thousand five hundred and sixty solid Inches, shall be esteemed one hundred and twelve *Averdupois* Pounds Weight of Starch dried and perfectly made, and shall be charged accordingly by this Act, and proportionably for greater or lesser Quantities.

See 1 Geo. 1. stat. 1. c. 2. §. 6.

Every Box of green Starch of 57 Inches in Length, and 10 in Breadth and 8 in Depth, or 4560 solid Inches, to be charged as 112 lb. of Starch.

XVI. Provided also, That every Officer, who shall be impowered to make such Charge, as aforesaid, shall in the first Place be sworn for the due and faithful Execution of his Office; and the Oath in that Behalf shall and may be administred by all or any the Commissioners of the said Duties on Starch, or by any of her Majesty's Justices of the Peace, who shall give to such Officers a Certificate thereof; and all and every such Maker or Makers of Starch respectively, are hereby required to keep sufficient and just Scales and Weights at the Place or Places where he, she, or they do make such Starch, and permit and assist the Officer to make Use thereof, for the Purposes aforesaid, under the Penalty of ten Pounds to be forfeited and lost for not keeping such Scales and Weights, or for not permitting and assisting the Officer to use the same, as aforesaid.

Officers to be sworn.

Makers to keep Scales and Weights, &c. on Pain of 10 l.

XVII. And the better to prevent any Frauds and Concealments, it is hereby likewise enacted and declared by the Authority aforesaid, That all and every the Officers for the said Duties upon Starch, shall also be permitted to take an Account by gauging, weighing, or otherwise, of the Quantities of Flour, Meal, and other Materials proper to be made into Starch, that shall be in the Custody or Possession of any Maker of Starch, during the Continuance of the said Duties on Starch hereby granted; and in case such Officer or Officers shall miss any Quantity or Quantities of such Flour, Meal, or other Materials aforesaid, which he had taken an Account of at the last Time he was at such Makers of Starch, and shall not, upon reasonable Demand, receive Satisfaction what is become of such Flour, Meal, and other Materials so missing; then, and in every such Case, it shall and may be lawful for every such Officer to charge such Maker of Starch with such Quantity of Starch as such Flour, Meal, and other Materials so missing, in his Judgment, would reasonably have made, not exceeding twenty-five Pounds Weight of Starch for every Bushel of such Ingredients mixed or unmixed, and so in Proportion for a greater or lesser Quantity.

Officer missing any Flour, &c. may charge the Maker with 25 lb. of Starch for every Bushel missing.

XVIII. And be it enacted, That if any Maker or Makers of Starch shall obstruct or hinder any of the said Officers in the Execution of the Powers and Authorities given to him or them by this Act, for the ascertaining and securing the said Duties upon Starch, the Person or Persons offending therein shall, for every such Offence, forfeit and lose the Sum of twenty Pounds.

Obstructing Officers, forfeits 20 l.

XIX. And it is hereby further enacted, That no Maker or Makers of Starch, after the said first Day of *August* one thousand seven hundred and twelve, during the Continuance of the said Duties on Starch, shall (under Pain of forfeiting the Sum of twenty Pounds for every Offence) remove, carry, or send away, or suffer to be removed, carried, or sent away, any Starch by him, her, or them made, of which no Account shall have been first taken by the proper Officer for the said Duties, from the Place where the same Starch shall have been made, without giving to the proper Officer or Officers within the Limits of the said Weekly Bills of Mortality, twenty-four Hours Notice at the least, and to the proper Officer or Officers in other Parts of *Great Britain*, two Days Notice at the least, of his, her, or their Intentions to remove, carry, or send away the same; that so the said Officer (without his own wilful Neglect or Default) may have Time to weigh, or otherwise take an Account thereof.

Starch-makers not to remove Starch, of which no Account hath been taken, on Pain of 20 l.

XX. And for the better ascertaining the said Duties upon Starch; be it further enacted by the Authority aforesaid, That all Makers of Starch shall, from time to time, keep all the Starch by them to be made, and which shall not have been surveyed and taken an Account of by the said Officers for the said Duties on Starch, separate and apart from all other their Starch which shall have been surveyed and taken an Account of by such Officers, for the Space of twenty-four Hours after the making thereof within the Limits of the Weekly Bills of Mortality, or for the Space of two Days after the making such Starch in any other Part of *Great Britain*, unless such Starch shall have been sooner surveyed and taken an Account of by the said Officers respectively, on Pain to forfeit for every such Offence therein the Sum of five Pounds.

Makers to keep Starch of which no Account hath been taken separate, on Pain of 5 l.

XXI. And be it further enacted, That if any of the said Makers of Starch shall fraudulently hide or conceal, or cause to be hid or concealed, any Starch chargeable by this Act, or any the Materials for making the same, to the Intent to deceive her Majesty of the just Duties by this Act granted, that then, and in every such Case, the Party so offending shall forfeit the Sum of twenty Pounds for every such Offence.

Fraudulently hiding Starch, forfeits 20 l.

XXII. And be it further enacted by the Authority aforesaid, That all Flour and Meal, and other Materials for making Starch, which shall be found in any private Work-house, Ware-house, or other Place, and all private Utensils and Vessels for making or keeping Starch, for which no Entry shall be made, or Notice given as aforesaid, shall be forfeited and lost, and the same, or the Value thereof, shall and may be seized and recovered by the said Officer or Officers for the said Duties on Starch, for her Majesty's Use.

Materials for making Starch found in private Workhouse, forfeited, &c.

XXIII. And it is hereby further enacted by the Authority aforesaid, That all the Starch, and all the Materials, and Utensils for the making of Starch, in the Custody of any Maker or Makers of Starch, or of any Person or Persons to the Use of, or in Trust for such Maker or Makers of Starch, shall be liable and subject to, and are hereby made chargeable with all the Debts and Duties for Starch in Arrear and owing by

Starch Materials, &c. liable to the Duties in Arrear, &c.

by ſuch Maker or Makers for any Starch made by him, her, or them, or in his or their Working-houſes or Places aforeſaid, and ſhall alſo be ſubject to all Penalties and Forfeitures incurred by ſuch Perſon or Perſons ſo uſing ſuch Work-houſe, or other Place, for any Offence againſt this Act relating to the ſaid Duties upon Starch; and that it ſhall and may be lawful, in all ſuch Caſes, to levy Debts and Penalties, and uſe ſuch Proceedings as may lawfully be done by this Act, in relation to Starch, in caſe the Debtor or Offender were the true and lawful Owner of the ſame.

Stock in Hand on 1 Aug. 1712. to pay.

XXIV. And be it further enacted by the Authority aforeſaid, That for all Starch which any Starch-makers, or other Sellers and Dealers in Starch in *Great Britain*, or any Perſon or Perſons in Truſt for him, her, or them, or for his, her, or their Uſe, ſhall be poſſeſſed of, and intereſted in, upon the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and twelve, for Sale, there ſhall be yielded and paid to her Majeſty the like reſpective Rates as are by this Act to be paid for the like Sorts of Starch reſpectively to be made or imported after the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and twelve; and that all and every the ſaid Starch-makers, and other Sellers and Dealers in Starch, and all and every other Perſon and Perſons, who, in Truſt for them, or any of them, or for the Uſe of them, or any of them, ſhall be poſſeſſed of, or have in his, her, or their Cuſtody or Poſſeſſion, or in his, her, or their Work-houſe, Ware-houſe, Store-houſe, Shop, Room, or other Place or Places whatſoever, upon the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and twelve, any Stock, Parcel, or Quantity of Starch, of Foreign or *Britiſh* Manufacture, for Sale, ſhall, on or before the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and twelve, make a true and particular Entry thereof, at the Office for the ſaid Duties on Starch, within the Limits of which they ſhall reſpectively inhabit, upon Pain to forfeit the Sum of fifty Pounds, and the Starch for which no ſuch Entry ſhall have been made; and within ſix Days after he, ſhe, or they ſhall have made, or ought to have made ſuch Entries, as aforeſaid, ſhall pay down the Duties hereby payable for ſuch Starch, or within the ſaid ſix Days, ſhall give Security to the proper Officers for paying the ſame Duties to her Majeſty's Uſe, within three Months then next enſuing; and in caſe the ſaid Duties for ſuch Stock of Starch be paid down within the ſaid ſix Days, then there ſhall be allowed out of the ſame Duty for ſuch Prompt Payment, an Allowance after the Rate of ten Pounds *per Centum per Annum*, for the ſaid Time of three Months, and that all and every ſuch Starch-makers, and other Sellers and Dealers in Starch, who ſhall refuſe or neglect to make ſuch Payment, or to give ſuch Security for Payment of the ſaid Duties, upon his, her, or their ſaid Stock of Starch, within the Time by this Act limited for that Purpoſe, ſhall forfeit double the Sum of the ſaid Duty which ſhould have been ſo paid or ſecured by him, her, or them, as aforeſaid; and that it ſhall and may be lawful to and for the proper Officers for the ſame Duties reſpectively, to take a true and particular Account of all ſuch Stock or Quantities of Starch as any Starch-makers or other Sellers and Dealers in Starch, or any in Truſt for them, ſhall, on the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and twelve, have or be poſſeſſed of; and for that Purpoſe ſhall be permitted in the Day-time to enter into any Shop, Ware houſe, Work-houſe, or any Dwelling-houſe, Out-houſe, or other Places belonging to ſuch Starch-makers, and other Sellers and Dealers in Starch, and every of them, who are hereby required to permit ſuch Officer and Officers, upon his or their Requeſt, to make ſuch Entrance on the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and twelve, or afterwards, at any Time before the Duty laſt mentioned ſhall be paid or ſecured, and to take an Account of the Quantity of ſuch Starch, under the Penalty of twenty Pounds; and if any Perſon or Perſons, having on the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and twelve, in his, her, or their Cuſtody or Poſſeſſion, any Stock or Quantity of Starch, chargeable by this Act with the ſaid Duties for any Stock of Starch, as aforeſaid, ſhall clandeſtinely remove or carry away, or cauſe or ſuffer to removed or carried away the ſame, or any Part thereof, before her Majeſty's Duties thereupon ſhall be paid or ſecured, as aforeſaid, or ſhall fraudulently conceal or hide any Part of his, her, or their ſaid Stock of Starch; that then, and in every ſuch Caſe, he, ſhe, or they ſo offending, for every ſuch Offence, ſhall forfeit the Sum of twenty Pounds; and in all and every ſuch Caſe and Caſes, the Stock or Quantity of Starch which ſhall be ſo clandeſtinely removed or carried away, or fraudulently concealed or hid, ſhall be forfeited, and ſhall and may be ſeized by any the ſaid Officers for the ſaid Duties on Starch; and the Perſon or Perſons, in whoſe Cuſtody ſuch Stock of Starch ſhall be found, who ſhall not, before the Diſcovery thereof, give Notice at the next Office for the ſaid Duties on Starch, of the Stock or Quantity of Starch, ſo in his, her, or their Cuſtody, ſhall alſo forfeit and loſe the Sum of twenty Shillings for every Pound Weight.

Starch-makers to enter their Stock in Hand at the proper Office, on Forfeiture of 50 l. and the Starch not entred,

and the Duty to be paid or ſecured in 6 Days.

10 l. per Cent. for Prompt Payment. Neglecting to pay, forfeits double.

Officers may enter Shops, &c. to view Stock, on Pain of 20 l.

Clandeſtinely removing Stock, &c. forfeits 20 l. &c.

Starch that hath paid the Duty, may be exported, on Security, &c.

XXV. Provided always, and be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for any Perſon or Perſons, who ſhall have actually paid her Majeſty's Duties by this Act payable for any Quantities of Starch whatſoever, and to and for any other Perſon or Perſons, who ſhall buy, or be lawfully entitled to any ſuch Quantity of Starch from the ſaid Perſon or Perſons who actually paid her Majeſty's Duties or the ſame, to export ſuch Starch for any Foreign Parts, by Way of Merchandize, giving ſufficient Security before the Shipping thereof for Exportation, that the particular Quantities of Starch, which ſhall be intended to be exported, as aforeſaid, and every Part thereof, ſhall be ſhipped and exported, and that the ſame, or any Part thereof, ſhall not be relanded or brought again into any Part or Parts of *Great Britain*; which Security the Cuſtomer or Collector of the reſpective Port for ſuch Exportation, is hereby directed and authorized to take, in her Majeſty's Name, and to her Uſe.

Such Starch relanded, forfeited.

XXVI. Provided always, That if after the Shipping any ſuch Starch to be exported, as aforeſaid, and the giving or tendring ſuch Security, as aforeſaid, in order to obtain the Allowance or Drawback herein after-mentioned, the Starch ſo ſhipped to be exported, or any Part thereof, ſhall be relanded in any Part of *Great Britain*, that then, and in every ſuch Caſe (over and above the Penalty of the Bond, which ſhall be levied and recovered to her Majeſty's Uſe) all the Starch which ſhall be landed, or the Value thereof, ſhall be forfeited.

On Oath that the Duty hath been paid, and

XXVII. And it is alſo hereby enacted, That any Perſon or Perſons, who ſhall export any Starch to any Foreign Parts, ſhall or may make Proof upon Oath, or by ſuch Affirmation reſpectively, as aforeſaid, That the

the Duty of such Starch hath been paid or secured, according to this Act (which Oath or Affirmation the Customer or Collector of the Port of Exportation is hereby impowered to administer) and thereupon the said Customer or Collector of the said Port of Exportation, shall give to the Exporter thereof a Debenture, expressing the true Kinds and Quantities of the Starch so exported, and the Exportation thereof being certified by the Searcher upon the said Debenture, the Collector appointed to receive the said Duties upon Starch in such County or Place where the said Starch was exported (upon producing the said Debenture so certified to him) shall forthwith pay the Duties which shall have been received upon this Act, for the Starch so exported, to the Persons or Agents so exporting the same; and if such Collector shall not have Money in his Hands to pay any such Debenture, then the respective Commissioners for the said Duties of Starch are hereby required to pay, or cause to be paid, the said Debenture out of any Duties upon Starch arising by this Act; or if the Duty of such Starch so exported, were only secured and shall remain unpaid, then the same shall be discharged upon the Securities for the same; any thing in this Act contained to the contrary notwithstanding.

On Debenture from the Customer, &c. Collector to repay the Duties. *Concerning the Duties on Starch, see further* 12 *Ann. stat.* 2. *c.* 9. 1 *Geo.* 1. *stat.* 1. *c.* 2. 3 *Geo.* 1. *c.* 4. 4 *Geo.* 2 *c.* 14.

XXVIII. And be it further enacted by the Authority aforesaid, That all and every the Powers, Authorities, Directions, Rules, Methods, Penalties, Forfeitures, Clauses, Matters, and Things, which in and by an Act made in the twelfth Year of the Reign of King CHARLES the Second, intituled, *An Act for taking away the Court of Wards and Liveries, and Tenures* in Capite, *and by Knights Service, and Purveyance, and for settling a Revenue upon his Majesty in lieu thereof*; or by any other Law now in Force, relating to her Majesty's Revenue of Excise upon Beer, Ale, or other Liquors, are provided, settled, or established, for managing, raising, levying, collecting, mitigating, or recovering, adjudging, or ascertaining the Duties thereby granted, or any of them (other than in such Cases for which other Penalties or Provisions are made and prescribed by this Act) shall be exercised, practised, applied, used, and put in Execution, in and for the managing, raising, levying, collecting, mitigating, recovering, and paying the said Duties upon Starch hereby granted, during the Continuance of this Act, as fully and effectually, to all Intents and Purposes, as if all and every the said Powers, Authorities, Rules, Directions, Methods, Penalties, Forfeitures, Clauses, Matters and Things, were particularly repeated, and again enacted in the Body of this present Act.

All the Powers in 12 Car. 2. c. 24. and other Excise Acts, to be in Force for managing these Duties on Starch.

XXIX. And be it further enacted by the Authority aforesaid, That all Fines, Penalties, and Forfeitures, in relation to the said Duties by this Act imposed upon Starch, shall be sued for, levied, and recovered, or mitigated, by such Ways, Means and Methods, as any Fine, Penalty or Forfeiture is or may be recovered or mitigated, by any Law or Laws of Excise, or by Action of Debt, Bill, Plaint, or Information, in any of her Majesty's Courts of Record at *Westminster*, or in the Court of Session, Court of Justiciary, or Court of Exchequer in *Scotland* respectively; and that one Moiety of every such Fine, Penalty, or Forfeiture (not otherwise directed by this Act) shall be to her Majesty, her Heirs and Successors, and the other Moiety, besides Full Costs of Suit, to him or them that shall discover, inform, or sue for the same.

All Fines to be sued for as by the Laws of Excise.

Moiety to the Crown, Moiety to the Informer.

XXX. Provided always, and it is hereby enacted by the Authority aforesaid, That such Persons as shall be, in Pursuance of this Act, appointed Commissioners for the Duties on Starch to be made in *England*, *Wales*, or *Berwick* upon *Tweed*, shall and may have and exercise the same, or like Jurisdiction, Power, and Authority, and may adjudge, determine, mitigate, or order, in all Cases and Matters relating to the said Duties on Starch arising within the Limits aforesaid, as the Commissioners of Excise upon Beer, Ale, and other Liquors, may or lawfully can exercise, adjudge, determine, mitigate, or order in the like Cases or Matters, in relation to the said Duties of Excise, by any Law or Statute now in Force.

Commissioners for these Duties to have the same Jurisdiction as Commissioners of Excise.

XXXI. And be it further enacted by the Authority aforesaid, That from and after the said first Day of *August* one thousand seven hundred and twelve, no Perfumer, Barber, or Sellers of Hair Powder, shall mix any Powder of Alabaster, Plaister of Paris, Whiting, Lime, or other Matter or Thing of the like Nature (Sweet Scents only excepted) with any Starch or Powder of Starch, to be made use of for the making of Hair Powder, under Pain of forfeiting all the Hair Powder so made, and the Sum of fifty Pounds for every such Offence; the one Moiety thereof to her Majesty, her Heirs and Successors, and the other Moiety (besides Full Costs of Suit) to the Seizor or Informer, to be recovered as any other Penalties concerning the Duties on Starch are by this Act recoverable; and if any Perfumer, Barber, Maker or Seller of Powder shall, after the said first Day of *August* one thousand seven hundred and twelve, presume to expose or offer to Sale, or sell, vend, or utter any Hair Powder, which shall be mixed or wrought up with any such Powder of Alabaster, Plaister of Paris, Whiting, Lime, or other Matter or Thing of like Nature (Sweet Scents only excepted) that then, and in such Case, all and every such Perfumer, Barber, Maker or Seller of Powder, and such other Person or Persons, shall not only lose and forfeit all such Powder so exposed or offered to Sale, as aforesaid, but also the Sum of twenty Pounds for every such Offence, to be recovered and divided in like Manner.

No Perfumer, Barber, &c. to mix Alabaster, &c. with any Powder, on Forfeiture of the Powder, and 50 *l.*

Exposing such Mixture to Sale forfeits the Powder and 20 *l.*

XXXII. And be it also enacted by the Authority aforesaid, That there shall be raised, levied, answered and paid, unto and for the Use of her Majesty, her Heirs and Successors, for and upon all Coffee, Tea, and Drugs of what Kind soever (Dying Drugs imported from any Foreign Parts, and Turpentine imported from the *British* Plantations, excepted) which at any Time or Times within or during the Term of thirty-two Years, to be reckoned from the sixteenth Day of *June* one thousand seven hundred and twelve, shall be imported or brought into the Kingdom of *Great Britain*, (over and above all other Customs, Subsidies, and Duties imposed upon or payable for the same, or any of them) the several new Rates, Duties, and Sums of Money following; that is to say, For all Coffee imported, as aforesaid, twelve Pence for every Pound Weight *Averdupois*, and proportionally for greater or lesser Quantities: For all Kinds of Tea imported from any Place or Places within the Limits of the Charter granted to the *East India* Company, two Shillings for every such Pound Weight; and for all Kinds of Tea imported from any other Place or Places, five Shillings for every such Pound Weight, and proportionally for greater or lesser Quantities of Tea: And for

New Duties on Coffee, Tea, and Drugs (except Dying Drugs and Turpentine of British Plantations) for 32 Years from 16 June 1712. Made perpetua by 3 Geo. 1. c. 7. §. 1. By 10 Geo. 1. c. 10, & 18 Geo. 2. c. 26.

these Duties are repealed, and new ones imposed.

for all Kinds of Drugs imported (except as aforesaid) within or during the Term last-mentioned, a Duty after the Rate of twenty Pounds for every one hundred Pounds of the true and real Value of the same: Which said Duties upon Coffee, Tea, and Drugs, chargeable by this Act, as aforesaid, shall be paid by the respective Importers thereof from time to time.

By 11 Geo. 1. c. 7. §. 9. this Duty of 20 l. per Cent. on Drugs is determined.

Values of Drugs how to be ascertained. 12 Car. 2. c. 4.

XXXIII. And it is hereby declared and enacted, That the Values of such of the said Drugs chargeable by this Act, as had any particular Valuation set thereupon in the Book of Rates, annexed to the Act of Tonnage and Poundage, made in the twelfth Year of the Reign of King CHARLES the Second, shall be valued according to the gross Valuations contained in the said Book, for the Payment of the said Duty, after the Rate of twenty *per Centum* by this Act charged thereupon, without any Abatement in respect of the Clause contained in the said Book for Drugs imported in *English* built Shipping; and that all such unrated Drugs as shall be brought from any Places within the Limits of the Charter granted to the *East India* Company, shall be valued by the Price thereof upon Sale at the Candle, for the Payment of the Duty by this Act granted, in the same Manner, and with such Allowances, as are prescribed by the Laws now in Force for Payment of the other Duties upon unrated Goods brought from Places within those Limits; and that the Values of all other the Drugs chargeable by this Act, shall, in all Cases, be taken to be so much as such imported Kinds are really worth to be sold at the Port of Importation, without any Abatement for the Duties thereupon charged by this or any former Acts; and that the respective Customer, Collector, or other Person or Persons, Officer or Officers of the Customs for the time being, shall receive and levy the same Duties of the said Drugs so payable *ad Valorem*, upon the Oath of the Merchant or Importer accordingly; and such Oath shall and may be administred, and all other Matters done for ascertaining the said Duties of such Drugs as are last-mentioned, in the same Manner and Form as are lawfully used and practised for ascertaining any Duties payable *ad Valorem* by the Oath of the Importer upon any other Commodities imported.

Coffee and Tea imported after 16 June 1712. to be warehoused,

XXXIV. And for the better securing the Duties upon Coffee imported from any Foreign Parts, and all such Tea as shall be imported from any Places within the Limits of the Charter granted to the *East India* Company by this and other Acts of Parliament imposed; and to the Intent the same may not be too burdensom on the Importers of such Coffee and Tea, as shall again be exported to Parts beyond the Seas; it is hereby provided and further enacted by the Authority aforesaid, That from and after the sixteenth Day of *June* one thousand seven hundred and twelve, during the Continuance of the said Duties on Coffee and Tea hereby granted, all such Coffee as shall be imported into the Kingdom of *Great Britain* from any Foreign Parts, and all such Tea as shall be imported from any Places within the Limits of the said Charter granted to the *East India* Company, shall, upon Entry thereof, be forthwith carried and put into such Warehouse or Warehouses as shall for that Purpose be provided, by and at the Charge of the Importers of such Coffee and Tea, and be approved of by the Commissioners of her Majesty's Customs for the time being; and so much of the Duties of the same Coffee and Tea as (in case of Exportation) would remain, and not be drawn back by any former Laws now in force, shall be paid down in ready Money by the Importer or Importers thereof, who shall have Power to garble such Coffee, as hath been usual, to make it merchantable; which said Coffee and Tea so brought into such Warehouse or Warehouses shall not be taken or carried out thence upon any Account whatsoever, other than as is herein after mentioned, that is to say, such of the said Coffee and Tea as shall be sold to be consumed in *Great Britain*, shall be delivered out of such Warehouse or Warehouses, upon Payment of her Majesty's Duties payable by this or any other Act or Acts for the same Coffee and Tea (other than and except so much as was before paid down, as aforesaid) and such of the said Coffee and Tea as shall be for Exportation to Parts beyond the Seas, shall be delivered out of such Warehouse or Warehouses unto the Importers, or such Buyers, or other Person or Persons as such Importers shall appoint in that Behalf, upon sufficient Security to be first given to her Majesty, her Heirs and Successors (which Security the said Commissioners of the Customs, or such Officers of the Customs as they shall appoint, are hereby required and impowered to take) that the same, and every Part thereof, shall be exported, and not relanded in *Great Britain*; which said Securities shall be discharged without Fee or Reward, upon Certificate returned or produced to the Commissioners of the Customs, or such Officers, as aforesaid, under the Common Seal of the Chief Magistrate in any Place or Places in Parts beyond the Seas, or under the Hands and Seals of two known *British* Merchants then being at such Place or Places, that such Coffee or Tea was there landed, or upon Proof by credible Persons, that such Coffee or Tea was taken by Enemies, or perished in the Seas; the Examination and Proof thereof being left to the Judgment of the said Commissioners of the Customs for the time being.

and so much of the Duty as would not be drawn back on Exportation to be paid down, and if to be consumed in Great Britain, the remaining Duty to be paid on Delivery out: If to be exported, Security to be given, &c.

Farther Provision made for Coffee and Tea exported to Ireland by 5 Geo. 1. c. 11. §. 5.

What shall be deemed clandestine Importation of Coffee and Tea.

XXXV. And for preventing all clandestine importing or bringing of Coffee or such Tea, as aforesaid, into this Kingdom of *Great Britain*; be it further enacted, That if any Person or Persons, Bodies Politick or Corporate, from and after the said sixteenth Day of *June* one thousand seven hundred and twelve, during the Continuance of the said Duties upon Coffee and Tea, shall import or bring any Coffee, or such Tea as is to be secured in such Warehouses, as aforesaid, into *Great Britain*, and shall not make due Entries thereof, and bring the same into the said Warehouse or Warehouses, as aforesaid, the same shall be and is hereby adjudged to be clandestine running, and unlawful Importation thereof; and such Person and Persons, or Bodies Politick or Corporate, offending therein, and their Abettors, shall forfeit all the Coffee and Tea so clandestinely run, and the Sum of five hundred Pounds, to be recovered and divided; one Moiety thereof to the Queen, and the other Moiety, together with Full Costs of Suit, to the Person or Persons that shall seize, inform, or sue for the same in any of her Majesty's Courts aforesaid.

What shall be deemed clandestine carrying out of Coffee and Tea.

XXXVI. And for preventing the clandestine carrying any the said Coffee or Tea out of the said Warehouses; be it enacted, That the Keeper or Keepers of the said Warehouse and Warehouses (who shall be appointed by the Commissioners of the Customs, and be at the Charge of the Importers) shall keep one or more

more Book or Books, wherein he or they ſhall fairly enter or write down an exact particular and true Account of all Coffee and Tea which ſhall be brought into, and carried out of his or their ſaid Warehouſe and Warehouſes, and the Days and Times when the ſame was ſo brought in and carried out, and how much thereof was delivered out to be conſumed and ſpent in *Great Britain*, and how much for Exportation, as aforeſaid, and ſhall at the End of every ſix Months tranſmit in Writing an exact Account thereof, upon Oath, to the Commiſſioners of the Cuſtoms for the time being, together with an exact Account of how much ſhall be remaining in his or their ſaid Warehouſe or Warehouſes reſpectively; and the ſaid Commiſſioners are hereby impowered and enjoined, within one Month after the ſame ſhall be tranſmitted to them, as aforeſaid, to appoint one or more Perſon or Perſons to inſpect the ſaid Book or Books, Warehouſe or Warehouſes, and to examine the ſame Accounts; and if upon Examination it ſhall appear that any of the ſaid Coffee or Tea was delivered out otherwiſe than as aforeſaid, or before Payment of her Majeſty's Duties for ſuch of the ſaid Coffee or Tea as ſhall be ſold to be conſumed in *Great Britain*, or giving ſuch Security, as aforeſaid, for ſuch of the ſaid Coffee or Tea as ſhall be delivered out for Exportation, as aforeſaid, then the Warehouſe-keeper or Warehouſe-keepers offending therein ſhall not only be diſabled to hold or enjoy any publick Imployment, but alſo ſhall forfeit the Sum of one hundred Pounds for every ſuch Offence, to be recovered and divided, to wit, one Moiety thereof to the Queen's Majeſty, and the other Moiety thereof, with Full Coſts of Suit, to the Perſon or Perſons who ſhall ſeize, ſue, or inform for the ſame in any the Courts aforeſaid.

Proprietors may affix Locks on the Warehouſes, &c.

XXXVII. And be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for the Proprietor or Proprietors of the Coffee and Tea, ſo lodged in any Warehouſe or Warehouſes, to affix one Lock to every ſuch Warehouſe, the Key of which ſhall remain in the Cuſtody of ſuch Proprietor or Proprietors; and that he or they may in the Preſence of the ſaid Warehouſe-keeper or Warehouſe-keepers (who is and are hereby obliged to attend at all reaſonable Times for that Purpoſe) view, ſort, and receive out the ſaid Coffee and Tea, or any Part thereof, in Manner following, that is to ſay, ſuch of the ſaid Coffee or Tea as ſhall be ſold to be conſumed in *Great Britain*, upon paying the Remainder of all the Duties impoſed thereon, as aforeſaid, and ſuch of the ſaid Coffee or Tea as ſhall be ſold for Exportation, upon giving ſuch Security as is before in that Behalf expreſſed.

All the Duties to be paid on its Delivery out for Conſumption here.

On Exportation the Duties to be diſcharged, except, &c.

XXXVIII. Provided always, and it is hereby enacted, That from and after the ſaid ſixteenth Day of *June* one thouſand ſeven hundred and twelve, all the Duties and Impoſitions (ſo much as is to be paid down in ready Money, as aforeſaid, excepted) for the ſaid Coffee or Tea delivered out of the ſaid Warehouſes to be conſumed in *Great Britain*, ſhall be paid upon ſuch Delivery out of the Warehouſe, and not otherwiſe; and that from and after the ſaid ſixteenth Day of *June* one thouſand ſeven hundred and twelve, all Duties impoſed upon ſuch of the ſaid Coffee or Tea as ſhall be delivered for Exportation, and exported accordingly (except ſo much as was paid down in ready Money, as aforeſaid) ſhall be diſcharged; and from thenceforth no Drawback or Allowance ſhall be paid or made out of her Majeſty's Cuſtoms for or on Account of the Exportation of any ſuch Coffee or Tea; any thing herein, or in any former Act or Acts of Parliament, to the contrary notwithſtanding.

Importers on paying down all the Duties, not obliged to warehouſe their Coffee, &c.

XXXIX. Provided always, That if any Importers of Coffee or Tea ſhall pay down all her Majeſty's Duties for the ſame, upon the Importation, and before the Landing thereof, then ſuch Importers ſhall not be obliged to ſecure the ſame in a Warehouſe or Warehouſes, as aforeſaid.

Duties on imported Tea and Drugs how to be levied.

XL. And be it enacted by the Authority aforeſaid, That the ſaid Duties hereby granted upon imported Tea and Drugs (except ſuch Tea as ſhall be imported from any Places within the Limits of the Charter granted to the *Eaſt India* Company) chargeable by this Act, ſhall be raiſed, levied, recovered, anſwered, and paid (to and for the Uſes and Purpoſes in this Act expreſſed) by ſuch Rules, Ways, Means and Methods, and under ſuch Penalties and Forfeitures, and ſubject to ſuch Allowances, as the other Duties upon the ſame Goods reſpectively are by any Law or Statute now in force, to be aſcertained, ſecured, raiſed, levied, recovered and anſwered, during the Continuance thereof reſpectively.

New Duties on Tea and Drugs to be repaid on Exportation. Theſe 18 and 19 Months enlarged to 3 Years by 7 Geo. 1. ſtat. 1. c. 21. §. 10. Farther Proviſions made on Exportation of Drugs to Ireland by 5 Geo. 1. c. 11. §. 5.

XLI. Provided always, and be it further enacted and declared, That in caſe any of the ſaid Tea and Drugs hereby charged, (and except as before excepted) upon which the ſaid new Duties by this Act granted, ſhall, upon the Importation thereof, be duly paid or ſecured to be paid, be again exported at any Time or Times within eighteen Months by *Britiſh* Merchants, or within nine Months by Aliens, to be accounted from the reſpective Times of the Importation of the ſaid Goods inwards, and that Proof be firſt made upon Oath, That the ſaid Tea or Drugs, except as before excepted, ſo exported, be the ſame for which the ſaid Duties are paid, or ſecured to be paid, as aforeſaid, That then and in every ſuch Caſe, and not otherwiſe, the ſame Duties ſo paid ſhall, without any Delay or Reward, be wholly repaid out of any the Duties upon Tea and Drugs by this Act granted, or the Security for ſuch of the ſaid Duties as ſhall be ſecured ſhall be vacated (on a Debenture or Debentures regularly certified and ſworn to) as to ſo much of the ſaid Tea and Drugs as ſhall be ſo exported; any thing in this Act contained to the contrary notwithſtanding.

Importers of Coffee and Tea to pay for Stock in Hand on 16 June 1712.

'XLII. And whereas ſeveral Companies, and divers Merchants Importers, have or may have, on the 'ſixteenth Day of *June* one thouſand ſeven hundred and twelve, ſeveral Stocks or Quantities of Coffee 'and Tea;' It is hereby further enacted, That all and every ſuch Companies and Merchants Importers, having on the ſixteenth Day of *June* one thouſand ſeven hundred and twelve, in his, her or their Cuſtody or Poſſeſſion, or in the Cuſtody or Poſſeſſion of any other Perſon or Perſons in Truſt for them or any of them, or for their or any of their Benefit or Account, any Stock or Quantity of Coffee or Tea, or either of them, within the Realm of *Great Britain*, being for Sale, ſhall yield and pay unto her Majeſty the like ſpective Duties for the ſame, as are by this Act granted and to be paid for and upon the like Goods reſpectively, to be imported after the ſaid ſixteenth Day of *June* one thouſand ſeven hundred and twelve; the ſaid Duties for ſuch Stocks to be anſwered and paid to her Majeſty's Uſe, within ſix Months after the ſaid ſixteenth Day of *June* one thouſand ſeven hundred and twelve.

Importers of Coffee, &c. to enter their Stock in Hand at the next Cuſtom-houſe,

and to permit the proper Officers to enter their Ware-houſes, &c. to take Account of the ſame, &c.

on Forfeiture thereof, or Value.

XLIII. And to the end the ſaid Stocks of Coffee and Tea, hereby intended to be charged may be known, and the Duties thereupon duly aſcertained and ſecured; It is hereby enacted, That all and every the ſaid Companies and Merchants Importers of Coffee and Tea, ſhall, on or before the ſixteenth Day of *June* one thouſand ſeven hundred and twelve, make a juſt Entry thereof at the Cuſtom-houſe neareſt the Place where the ſaid Stocks of ſuch Goods do remain, as aforeſaid, and permit the proper Officers of the Cuſtoms thereunto to be appointed, at any Time before the ſixteenth Day of *June* one thouſand ſeven hundred and twelve, to enter into their and every of their Warehouſes or Places where ſuch Stocks are to be found, and to view, weigh, and take Account of the ſame; and if any ſuch Company or ſuch Merchants Importers ſhall neglect to make ſuch Entry at the Cuſtom-houſe within the Time aforeſaid, or ſhall refuſe to permit ſuch Officer to enter into their or any of their Ware-houſes or other Places (being thereunto required) there to view the ſaid Stock, or any Part thereof, or ſhall hide, remove, or convey away the ſaid Stock or any Part thereof, with Intent to defraud her Majeſty, or ſhall not pay her Majeſty's Duties for the ſame, according to the true Meaning of this Act, then, for every or any ſuch Offence, the Company, or ſuch Merchant Importer reſpectively ſo offending, ſhall forfeit and loſe his, her, or their ſaid Stocks of Coffee and Tea, or the Value thereof; one Half to her Majeſty, and the other Half thereof to the Uſe of the Seizor or Informer, to be recovered in any of her Majeſty's Courts aforeſaid.

10 l. per Cent. for prompt Payment.

See further concerning Duties on Coffee, &c. 5 *Geo.* 1. *c.* 11. 10 *Geo.* 1. *c.* 10.

XLIV. Provided always, That if any ſuch Companies or Perſons ſo chargeable for any Stocks of Coffee or Tea, ſhall pay her Majeſty's Duties for the ſame, before the End of the ſaid ſix Months, then they reſpectively ſhall be allowed for ſuch prompt Payment after the Rate of ten Pounds *per Centum per Annum*, for every Sum ſo advanced; and in caſe of Exportation thereof, or any Part thereof, within eighteen Months after Entry made, as aforeſaid, the ſaid Duties payable by this Act for ſuch Part of the ſame Stocks as ſhall be ſo exported, ſhall be diſcharged or repaid.

11 *Geo.* 1. *c.* 30. 12 *Geo.* 1. *c.* 28. 4 *Geo.* 2. *c.* 14. 5 *Geo.* 2. *c.* 24. 18 *Geo.* 2. *c.* 26. 21 *Geo.* 2. *c.* 14. 32 *Geo.* 2. *c.* 10.

8 Annæ, c. 7. §. 7.

Stones, Dirt, &c. found among Pepper or Coffee, to be deſtroyed.

XLV. And whereas, upon the Garbling and Cleaning of Pepper, great Quantities of Stones, Dirt, and 'Traſh have been found, and now remaining in the Warehouſes appointed by the Commiſſioners of the 'Cuſtoms for receiving of Pepper, by virtue of the Act of the ninth of the Queen, and more of the ſame 'may probably be found among the Pepper, to be imported, and the ſame being of no Uſe, either to the 'Importers or Buyers;' Be it enacted by the Authority aforeſaid, That the Commiſſioners of her Majeſty's Cuſtoms for the time being, ſhall have hereby, at the Requeſt of the Importers or Buyers, Power to cauſe ſuch Stones, Dirt, or other Traſh, to be deſtroyed, from time to time, in ſuch Manner as they ſhall think fit, ſo as no Prejudice doth or ſhall ariſe to the Revenue thereby; and the ſaid Commiſſioners ſhall have the like Power, with reſpect to any Stones, Dirt, or Traſh that may be found amongſt Coffee to be lodged in Ware-houſes, in purſuance of this Act; and the reſpective Ware-houſe Keepers ſhall be diſcharged in their reſpective Books, of ſo much Pepper or Coffee as ſhall be ſo deſtroyed, as aforeſaid.

Duties on Gilt and Silver Wire imported or made in Great Britain for 32 Years from 1 July 1712. Made perpetual by 3 Geo. 1. c. 7. §. 1.

XLVI. And moreover be it enacted by the Authority aforeſaid, That there ſhall be raiſed, levied, anſwered and paid, unto and for the Uſe of her Majeſty, her Heirs and Succeſſors, for and upon all Gilt and Silver Wire, which at any Time or Times within or during the Term of thirty-two Years, to be reckoned from the firſt Day of *July* one thouſand ſeven hundred and twelve, ſhall be imported or brought into the Kingdom of *Great Britain* (over and above all Cuſtoms, Subſidies, and Duties already impoſed thereupon) the Duties following, that is to ſay, For all Gilt Wire imported, as aforeſaid, a Duty after the Rate of one Shilling for every Ounce *Troy*; and for all Silver Wire imported, as aforeſaid, nine Pence for every ſuch Ounce, and proportionally for greater or leſſer Quantities, to be paid down in ready Money by the Importer thereof, from time to time, before the landing of the ſame; and for and upon all Gilt and Silver Wire, which at any Time or Times, within or during the ſame Term, ſhall be made in *Great Britain*, the Duties following; that is to ſay, For all Gilt Wire ſo made in *Great Britain*, a Duty after the Rate of eight Pence for every Ounce *Troy*; and for all Silver Wire, ſo made in *Great Britain*, a Duty after the Rate of ſix Pence for every Ounce *Troy*, and proportionably for greater or leſſer Quantities, to be paid by the Makers thereof reſpectively.

Duties on imported Wire to be raiſed as the Duties on Sope and Starch. 10 Annæ, c. 19.

XLVII. And be it enacted by the Authority aforeſaid, That the ſaid Duties upon Gilt and Silver Wire imported, ſhall be raiſed, levied, recovered, and paid, and be brought into the ſaid Exchequer (to and for the Uſes and Purpoſes in the ſaid Act expreſſed) by ſuch Rules, Ways, Means and Methods, and under ſuch Penalties and Forfeitures, and with ſuch Allowances, and in ſuch Manner and Form, as the Duties upon imported Sope, granted by one other Act of this Seſſion of Parliament, and the Duties on Starch, granted by this Act, or any of them, are preſcribed and appointed to be raiſed, levied, recovered, anſwered and paid.

Her Majeſty or Treaſury to appoint Commiſſioners,

who are to ſubſtitute inferior Officers.

XLVIII. And for the better aſcertaining, charging, and ſecuring the Duties by this Act ſet and impoſed upon gilt and Silver Wire made in *Great Britain*; Be it further enacted by the Authority aforeſaid, That ſuch Commiſſioners or Perſons, as her Majeſty, her Heirs or Succeſſors, or the High Treaſurer of *Great Britain* now being, or the High Treaſurer of *Great Britain*, or any three or more of the Commiſſioners of the Treaſury for the time being, ſhall, from time to time, by one or more Commiſſion or Commiſſions for that Purpoſe, appoint, ſhall be her Majeſty's Commiſſioners for the Receipt and Management of the ſaid Duties ſet and impoſed upon all the Gilt and Silver Wire made within *Great Britain*, chargeable by this Act; which ſaid Commiſſioners, or the major Part of them reſpectively, ſhall and have hereby Power, by Commiſſions under their reſpective Hands and Seals, to ſubſtitute and appoint under them ſuch Officers as ſhall be requiſite in that Behalf; and that the ſame Commiſſioners and Officers for the ſaid Duties on Wire ſhall have out of thoſe Duties ſuch Salaries and Rewards for their Services therein, as the High Treaſurer, or any three or more of the Commiſſioners of the Treaſury for the time being, ſhall think reaſonable to eſtabliſh or allow in that Behalf; and that the reſpective Commiſſioners for the ſaid Duties on Wire to be made in *Great Britain*, for the time being, ſhall, from time to time, cauſe all the Money to ariſe for the

ſaid

said Duties on Gilt and Silver Wire to be made in *Great Britain* (the neceſſary Charges of Management excepted) to be paid, as the ſame ſhall ariſe, into the Receipt of her Majeſty's Exchequer in *England*, under the Penalties, Forfeitures, and Diſabilities herein after expreſſed. The Monies to be paid into the Exchequer.

XLIX. And it is hereby enacted, That all and every Perſon and Perſons, who at any Time or Times within or during the Term laſt-mentioned ſhall draw or cauſe to be drawn, any Gold or Silver into big Wire in *Great Britain*, ſhall give Notice in Writing at the next Office for the ſaid Duties on Wire, of their reſpective Names and Places of Abode, and of the Houſes or Places by them reſpectively made uſe of, for the drawing or making of ſuch Wire therein, upon Pain to forfeit the Sum of twenty Pounds for every Offence in drawing or cauſing to be drawn any ſuch Wire, in any Houſe or Place, without having firſt notified the ſame, as aforeſaid; and that no Refiner, Wiredrawer, or other Perſon or Perſons ſh ll, during the Continuance of the ſaid Duties on Wire, draw or cauſe to be drawn any Gold or Silver into ſuch Wire as is commonly called *Big Wire*, at any Houſe or Place other than ſome common Bar-houſe, to be approved by the Commiſſioners for the ſaid Duties on Wire for that Purpoſe, upon Pain to forfeit the Sum of twenty Pounds for every Offence therein. Wire-drawers to give Notice at the next Office of their Names and Work-houſes, &c. on Forfeiture of 20l. and of their Bar-houſes.

L. And it is hereby enacted, That from and after the ſaid firſt Day of *July* one thouſand ſeven hundred and twelve, during the Continuance of the ſaid Duties upon Wire hereby granted, all and every the Refiners, Wire-drawers, and other Perſons, who ſhall draw, or cauſe to be drawn, any Gilt or Silver Wire, commonly called *Big Wire*, as aforeſaid, ſhall once in every Month make a true Entry in Writing at the next Office for the ſaid Duties of all the Gilt and Silver Wire by them ſeverally made or drawn within ſuch Month reſpectively; which Entries ſhall contain the Weight and Kinds of all the Wire mentioned therein, and how much thereof reſpectively was made in each Week, on Pain to forfeit, for every Neglect of Entry, the Sum of one hundred Pounds; which Entry ſhall be made upon the Oath of the Refiner, or other Perſon for whom the ſaid Wire was drawn, or of the chief Workman employed therein, or (if he or ſhe be a Quaker) then upon his or their ſolemn Affirmation, to the beſt of their reſpective Knowledge and Belief; which Entries, Oaths, and Affirmations ſhall and may be made with, and adminiſtred by ſuch Officer or Officers as ſhall be appointed to take the ſame, without any Fee or Charge whatſoever. Wire-drawers, &c. to make Entries, on Oath, &c. at the next Office monthly, on Forfeiture of 100l.

LI. And be it further enacted by the Authority aforeſaid, That every Refiner, Wire-drawer, and other Perſon, who ſhall draw, or cauſe to be drawn, any Gold or Silver Wire, as aforeſaid, ſhall, from time to time, within ſix Weeks after they reſpectively ſhall make, or ought to have made, ſuch Entry as aforeſaid, pay and clear off all the ſaid Duties for Gilt and Silver Wire which ſhall be due from them reſpectively, upon Pain of forfeiting double the Sum of the ſaid Duty whereof the Payment ſhall have been ſo refuſed or neglected. Wire-drawer, &c. to clear off the Duties in 6 Weeks, on Forfeiture of double the Duty.

LII. And it is hereby declared and enacted, That all and every the Officers for the ſaid Duties on Wire, ſhall at all Times, by Day or by Night, and if in the Night, then in the Preſence of a Conſtable, or other lawful Officer of the Peace, be permitted, upon his or their Requeſt, to enter the Bar-houſe, Work-houſe, or other Place which ſhall be made uſe of by any Perſon or Perſons for the drawing or making of Gilt or Silver Wire, commonly called *Big Wire*, liable to the ſaid Duties, and to take an Account of the juſt Weight of the Gilt and Silver Wire which ſhall have been ſo drawn or made from time to time; and ſhall thereof make Return in Writing to the Commiſſioners of the ſaid Duties upon Wire, or ſuch as they ſhall appoint to receive the ſame, leaving a true Copy thereof (if demanded) with the Maker of the ſaid Wire, upon whom ſuch Return of the ſaid Officer ſhall be a Charge; and if the ſaid Officer ſhall refuſe to give or leave ſuch Copy (being demanded, as aforeſaid) every ſuch Officer, for every ſuch Offence, ſhall forfeit the Sum of forty Shillings to every ſuch Refiner, Wire-drawer, or other Perſon, as aforeſaid. Officers may enter any Bar-houſe, &c. at all Times, to take Account of the Wire, and make Return thereof to the Commiſſioners, leaving a Copy thereof with the Maker, on Pain of 40s.

LIII. Provided always, That if ſuch Charge be made by taking the Weight of the Gold and Silver in ſuch Big Wire at the Bar-houſe, as aforeſaid, then an Allowance of one fifth Part ſhall be made in Conſideration of the Waſte to be ſuſtained in reducing the ſame to Small Wire. If Charge be taken at the Bar-houſe, one Fifth to be allowed.

LIV. Provided alſo, That every Officer who ſhall be impowered to make ſuch Charge, as aforeſaid, ſhall, in the firſt Place, be ſworn for the due and faithful Execution of his Office; which Oath ſhall and may be adminiſtred by all or any the Commiſſioners of the ſaid Duties upon Wire, or by any Juſtice of the Peace, who ſhall give to ſuch Officer a Certificate thereof; and all Perſons chargeable with the ſaid Duties upon Wire, are hereby required to keep ſufficient and juſt Scales and Weights at the Place or Places where he, ſhe or they do make ſuch Wire, and permit and aſſiſt the Officer to make uſe thereof for the Purpoſes aforeſaid, under the Penalty of ten Pounds, to be forfeited and loſt for not keeping ſuch Scales and Weights, or for not permitting and aſſiſting the Officer to uſe the ſame, as aforeſaid. Officers to be ſworn. Wire-drawers to keep Weights and Scales, on Penalty of 10l.

LV. And be it enacted, That if any Maker of Wire ſhall obſtruct or hinder any of the ſaid Officers in the Execution of any the Powers given to him or them by this Act, for aſcertaining and ſecuring the ſaid Duties upon Gilt and Silver Wire, the Perſon or Perſons offending therein ſhall, for every ſuch Offence, forfeit the Sum of twenty Pounds. Obſtructing Officer forfeit 20l.

LVI. And it is hereby further enacted, That no Refiner, Wire-drawer, or Perſon, who ſhall draw, or cauſe to be drawn, any Gilt or Silver Wire, as aforeſaid, after the ſaid firſt Day of *July* one thouſand ſeven hundred and twelve, during the Continuance of the ſaid Duties upon Wire, ſhall (under Pain of forfeiting forty Pounds for every Offence) remove, carry, or ſend away, or ſuffer to be removed, carried, or ſent away, any Gilt or Silver Wire by or for him, her, or them made or drawn, of which no Account ſhall have been firſt taken by the proper Officer of the ſaid Duties, from the Bar-houſe, or Place where the ſame Wire ſhall have been made or drawn, without giving to the proper Officer four and twenty Hours Notice at the leaſt of his, her or their Intention to remove, carry, or ſend away the ſame, that ſo the ſaid Officer (without his own wilful Default) may have Time to weigh and take an Account thereof. Wire-drawer not to remove Wire without due Notice, on Pain of 40l.

LVII. And for the better aſcertaining the ſaid Duties upon Wire, It is hereby enacted, That all Perſons, by or for whom any Wire ſhall be made or drawn, as aforeſaid, ſhall, from time to time, keep all the Wire not ſurveyed to be kept ſeparate, on Pain of 10l.

the Wire ſo made, and which ſhall not have been ſurveyed and taken an Account of, ſeparate and apart from all the Gilt and Silver Wire which ſhall have been ſurveyed and taken an Account of, as aforeſaid, for the Space of four and twenty Hours after the making or drawing the ſame, unleſs ſuch Wire ſhall have been ſooner ſurveyed and taken an Account of by the ſaid proper Officer, on Pain to forfeit for every Offence therein the Sum of ten Pounds.

Wire concealed forfeits 20 l.

LVIII. And it is hereby enacted, That if any the ſaid Perſons by or for whom any ſuch Gilt or Silver Wire, commonly called Big Wire, ſhall be made or drawn, as aforeſaid, ſhall fraudulently hide or conceal, or cauſe to be hid or concealed, any Wire chargeable by this Act, or any Bars of Silver prepared for making the ſame, with Intent to defraud her Majeſty, then, and in every ſuch Caſe, the Offender ſhall forfeit the Sum of twenty Pounds for every ſuch Offence.

Wire, &c. found in private Work-houſe, &c. forfeited.

LIX. And it is hereby further enacted by the Authority aforeſaid, That all Gilt and Silver Wire, and all Bars for making ſuch Wire, which ſhall be found in any private Work-houſe, and all private Utenſils for barring or drawing of ſuch Wire, of which no Notice ſhall have been given as this Act directs, ſhall be forfeited and loſt, and the ſame, or the Value thereof, ſhall and may be ſeized and recovered by any Officer of the ſaid Duties upon Wire, for her Majeſty's Uſe.

Wire, Materials, &c. chargeable with the Duties in Arrear, &c.

LX. And it is hereby further enacted by the Authority aforeſaid, That all ſuch Gilt and Silver Wire, and all the Materials and Utenſils for the making of ſuch Wire, in the Cuſtody of any Maker or Makers of Wire, or of any Perſon or Perſons to the Uſe of, or in Truſt for ſuch Maker or Makers of Wire, ſhall be liable and ſubject to, and are hereby made chargeable with all the Debts and Duties for Gilt and Silver Wire in Arrear, and owing by ſuch Maker or Makers, for any Wire made by him, her, or them, or in his or their Work-houſes or Places aforeſaid, and alſo be ſubject to all Penalties and Forfeitures incurred by ſuch Perſon or Perſons ſo uſing ſuch Work-houſe or other Place, for any Offence againſt this Act relating to the ſaid Duties upon Wire; and that it ſhall and may be lawful in all ſuch Caſes to levy Debts and Penalties, and uſe ſuch Proceedings, as may lawfully be done in caſe the Debtor or Offender were the true and lawful Owner of the ſame.

Stock in Hand on 1 July 1712. to pay one Half of the Duty,

LXI. And be it further enacted by the Authority aforeſaid, That for all Gilt and Silver Wire, commonly called Big Wire, which any Wire-drawers, Refiners, or other Traders or Dealers in any ſuch Wire, or any Perſon or Perſons in Truſt for them or any of them, or for their or any of their Uſe, ſhall be poſſeſſed of or intereſted in, upon the ſaid firſt Day of *July* one thouſand ſeven hundred and twelve, for Sale, there ſhall be yielded and paid to her Majeſty one Half of the like reſpective Rates and Duties as are by this Act to be paid for the like Sorts of Gilt and Silver Wire reſpectively to be made or imported after the ſaid firſt Day of *July* one thouſand ſeven hundred and twelve; and that all and every the ſaid Refiners, Wire-drawers, or other Traders and Dealers in Gilt and Silver Wire, and all and every other Perſon and Perſons, who, in Truſt for them or any of them, or for the Uſe of them or any of them, ſhall be poſſeſſed of, or have in his, her, or their Cuſtody or Poſſeſſion, or in his, her or their Work-houſe, Ware houſe, Store-houſe, Shop, Room, or other Place or Places whatſoever, upon the ſaid firſt Day of *July* one thouſand ſeven hundred and twelve, any Stock, Parcel, or Quantity of ſuch Big Wire for Sale, ſhall, on or before the ſaid firſt Day of *July* one thouſand ſeven hundred and twelve, make a true and particular Entry thereof at the Office for the ſaid Duties on Wire, within the Limits of which they ſhall reſpectively inhabit, upon Pain to forfeit the Sum of fifty Pounds, and the Gilt and Silver Wire for which no ſuch Entry ſhall have been made; and within ſix Days after he, ſhe, or they ſhall have made ſuch Entries, as aforeſaid, ſhall pay down the Duties hereby payable for ſuch Gilt and Silver Wire, or within the ſaid ſix Days ſhall give Security to the proper Officers for paying the ſame Duties to her Majeſty's Uſe within ſix Months then next enſuing; and in caſe the ſaid Duties for ſuch Stock of Gilt and Silver Wire be paid down within the ſaid ſix Days, then there ſhall be allowed out of the ſame Duty for ſuch Prompt Payment, an Allowance after the Rate of ten Pounds *per Centum per Annum* for the ſaid Time of ſix Months; and that all and every ſuch Wire-drawers, Refiners, and other Traders and Dealers in ſuch Wire, as aforeſaid, who ſhall refuſe or neglect to make ſuch Payment, or to give ſuch Security for Payment of the ſaid Duties for his, her, or their ſaid Stock of Wire, within the Time by this Act limited for that Purpoſe, ſhall forfeit double the Sum of the ſaid Duty which ſhould have been ſo paid or ſecured by him, her or them, as aforeſaid; and that it ſhall and may be lawful to and for the proper Officers for the ſame Duties reſpectively, to take a true and particular Account of all ſuch Stock or Quantities of Big Wire, as any Wire-drawers, Refiners, and other Traders and Dealers in ſuch Wire, or any in Truſt for them, ſhall on the ſaid firſt Day of *July* one thouſand ſeven hundred and twelve, have or be poſſeſſed of; and for that Purpoſe ſhall be permitted in the Day-time to enter into any Shop, Ware-houſe, Work-houſe, or any Dwelling-houſe, Out-houſe, or other Places belonging to ſuch Perſons, and every of them; who are hereby required to permit ſuch Officer and Officers upon his or their Requeſt, to make ſuch Entrance on the ſaid firſt Day of *July* one thouſand ſeven hundred and twelve, or afterwards, at any Time before the Duty laſt mentioned ſhall be paid or ſecured, and to take an Account of the Quantity of ſuch Big Wire, under the Penalty of twenty Pounds; and if any Perſon or Perſons having on the ſaid firſt Day of *July* one thouſand ſeven hundred and twelve, in his, her or their Cuſtody or Poſſeſſion, any Stock or Quantity of Big Wire chargeable by this Act with the ſaid Half Duties for Stock, as aforeſaid, ſhall clandeſtinely remove or carry away, or cauſe or ſuffer to be removed or carried away, the ſame or any Part thereof, before her Majeſty's Duties thereupon ſhall be paid or ſecured, as aforeſaid, or ſhall fraudulently conceal or hide any Part of his, her or their ſaid Stock of Wire, that then and in every ſuch Caſe, he, ſhe, or they ſo offending, for every ſuch Offence ſhall forfeit the Sum of twenty Pounds; and in all and every ſuch Caſe and Caſes, the Stock or Quantity of Wire which ſhall be ſo clandeſtinely removed or carried away, or fraudulently concealed or hid, ſhall be forfeited, and ſhall and may be ſeized by any the ſaid Officers for the ſaid Duties on Wire; and the Perſon or Perſons in whoſe Cuſtody ſuch Stock of Wire ſhall be found, who ſhall not, before the Diſcovery thereof, give Notice at the next Office for the ſaid Duties on Wire, of the Stock or Quantity of Wire ſo

and to be entred at the proper Office, on Forfeiture of 50 l. and the Wire not entred,

and the Duty to be paid or ſecured in 6 Days.

10 l. per Cent. for prompt Payment.

Refuſing to pay, forfeits double the Duty.

Officers may enter Shops, &c. to view Stock.

Refuſal to permit them forfeits 20 l.

Clandeſtinely removing Stock, &c. forfeits 20 l. &c.

in

in his her, or their Cuſtody or Poſſeſſion, ſhall alſo forfeit and loſe the Sum of twenty Shillings for every Pound Weight.

On Exportation of Gold Thread &c. made after 1 July, and on Debenture from the Cuſtomer, &c. Collector to allow a Drawback.

LXII. Provided always, and it is hereby enacted by the Authority aforeſaid, That in caſe any Perſon or Perſons whatſoever ſhall, at any Time or Times after the firſt Day of *July* one thouſand ſeven hundred and twelve, during the Continuance of the ſaid Duties on Gilt and Silver Wire, export, by Way of Merchandize, for any Foreign Parts, any Gold or Silver Thread, or any Gold or Silver Lace or Fringe, made of Plate Wire ſpun upon Silk, and ſhall give ſufficient Security before the Shipping thereof for Exportation, that the particular Quantities of ſuch Thread, or of ſuch Lace or Fringe, intended to be exported, as aforeſaid, and every Part thereof, ſhall not be relanded or brought again into *Great Britain*, and ſhall make Proof upon Oath, or by ſuch Affirmation, as aforeſaid, that the ſaid Gold and Silver Thread, or the ſaid Gold and Silver Lace, or Fringe, was actually made after the ſaid firſt Day of *July* one thouſand ſeven hundred and twelve (which Securities ſhall be taken in her Majeſty's Name, and to her Uſe; and the ſaid Oaths and Affirmations ſhall be adminiſtred by the Cuſtomer or Collector of the reſpective Port for ſuch Exportation) that then and in every ſuch Caſe, the ſaid Cuſtomer or Collector ſhall give to the Exporter thereof a Debenture, expreſſing the true Kinds and Quantities of ſuch Gold or Silver Thread, and Gold and Silver Lace or Fringe, ſo exported or ſhipped to be exported, and the Exportation or Shipping thereof being certified by the Searcher upon the ſaid Debenture, the Collector or Receiver for the ſaid Duties upon Wire (upon producing the ſaid Debentures ſo certified to him) ſhall forthwith pay a Drawback or Allowance, after the Rate of five Shillings for every Pound Weight *Averdupois*, of ſuch Siver Thread, Lace, or Fringe, and after the Rate of ſix Shillings and eight Pence for every Pound Weight *Averdupois*, of ſuch Gold Lace, Thread, or Fringe, out of the Monies of the ſaid Duties on Wire then in the Hands of ſuch Receiver or Collector, without Fee or Reward; and if ſuch Receiver or Collector ſhall not have Money in his Hands to pay any ſuch Debenture, then the reſpective Commiſſioners of the ſaid Duties upon Wire are hereby required to pay or cauſe to be paid the ſaid Debenture out of any the Duties on Gilt or Silver Wire ariſing by this Act; any thing herein contained to the contrary notwithſtanding.

All the Powers in 12 Car. 2. c. 24. and other Exciſe Acts, to be in Force for managing theſe Duties.

LXIII. And be it further enacted by the Authority aforeſaid, That all and every the Powers, Authorities, Directions, Rules, Methods, Penalties, and Forfeitures, Clauſes, Matters, and Things, which in and by an Act made in the twelfth Year of the Reign of King CHARLES the Second, intituled, *An Act for taking away the Courts of Wards and Liveries, and Tenures* in Capite, *and by Knights Service, and Purveyance, and for ſettling a Revenue upon his Majeſty in lieu thereof*; or by any other Law in Force relating to her Majeſty's Revenue of Exciſe upon Beer, Ale, or other Liquors, are provided, ſettled, or eſtabliſhed, for managing, raiſing, levying, collecting, mitigating, or recovering, adjudging, or aſcertaining the Duties thereby granted, or any of them (other than in ſuch Caſe for which other Penalties or Proviſions are made and preſcribed by this Act) ſhall be exerciſed, practiſed, applied, uſed, and put in Execution, in and for the managing, raiſing, levying, collecting, mitigating, recovering, and paying the ſaid Duties upon Gilt and Silver Wire hereby granted, during the Continuance of this Act, as fully and effectually, to all Intents and Purpoſes, as if all and every the ſaid Powers, Authorities, Rules, Directions, Methods, Penalties, Forfeitures, Clauſes, Matters and Things, were particularly repeated, and again enacted in the Body of this preſent Act.

All Fines to be ſued for as by the Laws of Exciſe.

LXIV. And be it further enacted by the Authority aforeſaid, That all Fines, Penalties and Forfeitures, in relation to the ſaid Duties by this Act impoſed upon Gilt and Silver Wire, ſhall be ſued for, levied, and recovered, or mitigated, by ſuch Ways, Means and Methods, as any Fine, Penalty or Forfeiture is and may be recovered or mitigated by any Law or Laws of Exciſe, or by any Action of Debt, Bill, Plaint or Information, in any her Majeſty's Courts before mentioned; and that one Moiety of ſuch Fine, Penalty and Forfeiture, relating to the ſaid Duties on Wire (not otherwiſe directed by this Act) ſhall be to her Majeſty, her Heirs and Succeſſors, and the other Moiety to him or them that ſhall diſcover, inform, or ſue for the ſame.

Commiſſioners for theſe Duties to have the ſame Juriſdiction as Commiſſioners of Exciſe.

LXV. Provided always, and it is hereby enacted by the Authority aforeſaid, That ſuch Perſons as ſhall be in purſuance of this Act appointed Commiſſioners for the Duties on Gilt and Silver Wire, to be made in *England*, *Wales*, or *Berwick* upon *Tweed*, ſhall and may have and exerciſe the ſame or like Juriſdiction, Power and Authority, and may adjudge, determine, mitigate or order, in all Caſes and Matters relating to the ſaid Duties on Gilt and Silver Wire ariſing within the Limits aforeſaid, as the Commiſſioners of Exciſe upon Beer, Ale and other Liquors, may or lawfully can exerciſe, adjudge, determine, mitigate or order, in the like Caſes or Matters in relation to the ſaid Duties of Exciſe, by any Law or Statute now in Force.

During this Act no Gold Lace, &c. to be imported. *See farther concerning theſe Duties, 15 Geo. 2. c. 20.*

LXVI. And be it further enacted by the Authority aforeſaid, That during the Continuance of the ſaid Duties upon Gilt and Silver Wire by this Act granted, no Gold or Silver Thread, Lace, Fringe, or other Work made thereof, ſhall be imported or brought into *Great Britain*, upon Pain of being forfeited, and upon the further Penalty of one hundred Pounds to be paid by the Importer for every Parcel ſo imported; and that one Moiety of ſuch Forfeitures ſhall be to the Queen, her Heirs and Succeſſors, and the other Moiety (beſides Full Coſts of Suit) to him or them that ſhall ſeize, inform, or ſue for the ſame in any of her Majeſty's Courts aforeſaid.

22 Geo. 2. c. 36. Policies of Aſſurance to pay 2 s. 4 d. for 32 Years from 1 Aug. 1712. Made perpetual by 3 Geo. 1. c. 7. §. 1.

LXVII. And be it further enacted by the Authority aforeſaid, That there ſhall be raiſed, levied, collected and paid, to and for the Uſe of her Majeſty, her Heirs and Succeſſors, for and upon every Policy of Aſſurance, which ſhall, at any time or times within or during the Term of thirty-two Years, to be reckoned from the firſt Day of *Auguſt* in the Year of our Lord one thouſand ſeven hundred and twelve, be made or entred into within the Cities of *London* or *Weſtminſter*, or elſewhere within the Limits of the Weekly Bills of Mortality, the Sum of two Shillings and four Pence, over and above all ſuch Duties as are already chargeable upon the ſame, by any Act or Acts of Parliament formerly made in that Behalf.

LXVIII. And

Policies of Assurance defined.

LXVIII. And be it declared and further enacted, That all Deeds, Instruments and Writings, for the Payment of any Sum of Money upon the Loss of any Ship or Goods, or upon any Loss by Fire, or for any other Purpose for which any Writing, commonly called a Policy of Assurance or Insurance, is or hath been usually made, shall be construed, deemed and adjudged to be Policies of Assurance within this Act, and to be charged with the Duty last mentioned.

Commissioners of the Stamps to manage these Duties.

LXIX. And be it further enacted, That the same Duty upon such Policies, Deeds, Instruments, and Writings, as aforesaid, shall be under the Government of the Commissioners for the time being, appointed to manage the Duties charged on stampt Vellum, Parchment and Paper, who, or the major Part of them, are hereby required and empowered to employ the necessary Officers under them for that Purpose, and to cause one or more new Stamp or Stamps to be provided, to denote the same Duty, and to do all other Things necessary to be by them done for the putting this Act in due Execution, with relation to the same Duty.

The Vellum, &c. to be stamped before the Assurance be written thereon.

LXX. And for the better securing the same Duty, be it further enacted, That all Vellum, Parchment, and Paper, upon which any such Policy shall be written or printed, shall, before any Name of any Person, or any particular Day, Time, or Sum of Money shall be written or printed therein, be brought to the Head Office for stamping and marking of Vellum, Parchment and Paper; and the same Commissioners, by themselves or their Officers, shall forthwith, upon Demand, from time to time, stamp or mark, as this Act directs, any Quantities or Parcels of such Vellum, Parchment or Paper, he or they paying the Duty hereby payable for the same, without any Fee or Reward, and without Delay; which Stamp or Mark to be put thereupon, in pursuance of this Act, shall be a sufficient Discharge for the same Duty.

Penalty for Writing the Assurance before stamped, 50 l.

LXXI. And be it further enacted by the Authority aforesaid, That if any Person or Persons, who shall, from and after the said first Day of *August* one thousand seven hundred and twelve, write or cause to be written, any Name of any Person, or any Day, Time, or Sum of Money, in or upon such Policy of Assurance, Deed, Instrument, or Writing, as aforesaid, or sign, seal, execute, or subscribe the same, before the Vellum, Parchment, or Paper, whereupon the same shall be printed or written, shall appear to have been so duly stamped or marked, that then every such Person so offending shall, for every such Offence, forfeit the Sum of five Pounds; the one Moiety thereof to her Majesty, her Heirs and Successors, and the other Moiety thereof, with Full Costs of Suit, to such Person or Persons as shall inform and sue for the same in any of her Majesty's Courts of Record, by Action of Debt, Bill, Plaint, or Information, wherein no Essoin, Privilege, Protection, or Wager of Law shall be allowed; and that if any such Policy of Assurance shall, during the Term last mentioned, be signed, sealed, executed, or subscribed, upon Vellum, Parchment or Paper, not appearing to have been duly stamped or marked according to Law, that then and in every such Case, there shall be paid to her Majesty, her Heirs and Successors (over and above the Duties hereby payable) for every such Policy of Assurance, the Sum of five Pounds; and that no such Policy of Assurance shall be available in Law or Equity, or be given in Evidence, or admitted in any Court, unless as well the said Duty hereby charged, as the said Sum of five Pounds shall be first paid to the Use of her Majesty, her Heirs or Successors, and a Receipt produced for the same, under the Hand of the Receiver General for the time being of the Stamp Duties, or of his Deputy or Clerk, and until the Vellum, Parchment or Paper, on which such Policy of Assurance is so signed, sealed, executed, or subscribed, shall be marked or stamped according to the true Meaning hereof; and the said Receiver General, and his Deputy or Clerk, are hereby enjoined and required, upon Payment or Tender of the said Duty payable by virtue hereof, and of the said Sum of five Pounds, to give a Receipt for such Money, and the other proper Officers are thereupon required to mark or stamp such Policy of Assurance with the proper Mark or Stamp requisite in that Behalf.

No such Policy good, till 5 l. be paid to the Queen, and the Duty be also paid.

Counterfeiting Stamps Felony.

LXXII. And be it further enacted, That if any Person or Persons shall, at any time or times hereafter, counterfeit or forge any Stamp or Mark, to resemble any Stamp or Mark, which shall be provided, made or used, in pursuance of this Act, or shall counterfeit or resemble the Impression of the same, upon any Vellum, Parchment or Paper, thereby to defraud her Majesty, her Heirs or Successors, of the Duty hereby granted and made payable for or in respect of such Policy of Assurance, or shall utter, vend or sell any Vellum, Parchment or Paper with counterfeit Mark or Stamp thereupon, knowing such Mark or Stamp to be counterfeit; or if any Person whatsoever shall privately and fraudulently use any Stamp or Mark, which shall be provided or used in pursuance of this Act, so as thereby to defraud her Majesty, her Heirs or Successors, of the Duty hereby granted for such Policy of Assurance, then every such Person so offending, and being thereof convicted in due Form of Law, shall be adjudged a Felon, and suffer Death as in Cases of Felony, without Benefit of Clergy.

Concerning Stamp Duties, see further 12 *Ann. stat.* 1. *c.* 2. 12 *Ann. stat.* 2. *c.* 9. 5 *Geo.* 1. *c.* 19 *sect.* 48. 6 *Geo.* 1. *c.* 21. 11 *Geo.* 1. *c.* 8. 12 *Geo.* 1. *c.* 33. 9 *Geo.* 2 *c.* 32 16 *Geo.* 2. *c.* 26. 29 *Geo.* 2. *c.* 12 & 13. 30 *Geo.* 2. *c.* 19 32 *Geo.* 2 *c.* 35.

These Duties to be raised as the Duties on Surrenders, &c. of Copyhold Lands, 10 Annæ, c. 19. *See further concerning Assurances,* 6 *Geo.* 1. *c.* 18. 7 *Geo.* 1. *c.* 27. 11 *Geo.* 1. *c.* 30. 19 *Geo* 2. *c.* 37. 21 *Geo.* 2. *c.* 4. 25 *Geo* 2. *c.* 26. *and* 30 *Geo* 2. *c.* 3.

LXXIII. And be it further enacted, That all other Powers, Authorities, Penalties, Forfeitures, Directions, Provisions, Articles, Matters and Things, which are enacted, imposed, or contained in one other Act made in this present Session of Parliament (wherein certain other Duties are granted upon stampt Vellum, Parchment and Paper) with relation to the Duties thereby granted and made payable, for and in respect of any Surrender of or Admittance to any Copyhold Lands or Tenements within those Parts of *Great Britain*, called *England*, *Wales*, and the Town of *Berwick* upon *Tweed*, and not hereby otherwise directed or provided for, shall be practised, applied, observed and executed, with relation to the said Duty on Policies of Assurance, in as full and ample Manner, as if the same, and every of them, were herein fully and particularly repeated and re-enacted with relation to the same Duty hereby granted.

Not to extend to Warrants of

LXXIV. And be it hereby enacted and declared, That nothing in this Act, or in any other Act of Parliament passed for granting any Duties upon stamped Vellum, Parchment or Paper, shall extend, or be

conſtrued to extend, to charge the ſaid Stamp Duties, or any of them, on any Warrants or Inſtruments which have been ſigned, or that hereafter ſhall be ſigned by the Chief Juſtices in Eyre, or by any Warden, Lieutenant, or other Officer of her Majeſty's Foreſts or Chaſes, or any of them, or by their Officers, or any of them, for any Matter or Thing relating to their reſpective Offices. the Chief Juſtices in Eyre, &c.

LXXV. Provided always, and it is hereby enacted, That every Perſon, who ſhall be appointed a Commiſſioner for all or any the Duties granted by this Act, and every ſubordinate Officer under ſuch Commiſſioners, who ſhall receive any Salary or Allowance in reſpect of his Office (the ſeveral Commiſſioners and Officers of the Cuſtoms excepted) ſhall, before his acting in his reſpective Truſt, take an Oath for his due and faithful Execution of the ſame, according to this Act; which Oath ſhall and may be adminiſtred to any ſuch Commiſſioners by any other Perſon who ſhall be appointed a Commiſſioner, as aforeſaid, and to the ſaid Officers reſpectively, by any one of the ſaid Commiſſioners, or by one Juſtice of the Peace, who ſhall give to the Officer a Certificate thereof *gratis*. Commiſſioners and Officers to be ſworn.

LXXVI. Provided alſo, and it is hereby further enacted by the Authority aforeſaid, That if any Perſon or Perſons ſhall at any Time or Times be ſued or proſecuted for any Thing by him or them done or executed in purſuance of this Act, or of any Matter or Thing in this Act contained, or in purſuance of the ſaid former Act (intituled, *An Act for laying certain Duties upon Hides and Skins, tanned, tawed, or dreſſed, and upon Vellum and Parchment, for the Term of thirty-two Years, for proſecuting the War, and other her Majeſty's moſt neceſſary Occaſions,*) or if any Perſon or Perſons now is, or hereafter ſhall be ſued or proſecuted for any Matter or Thing by him or them done in purſuance of an Act of the eighth Year of her Majeſty's Reign, *For laying certain Duties on Candles, and certain Rates upon Monies to be given with Clerks and Apprentices*, or in purſuance of an Act of the ninth Year of her Majeſty's Reign, *For granting further Duties on Candles, and other Duties therein mentioned*, ſuch Perſon or Perſons ſhall and may plead the General Iſſue, and give the ſpecial Matter in Evidence for his or their Defence; and if upon the Trial a Verdict ſhall paſs for the Defendant or Defendants, or the Plaintiff or Plaintiffs ſhall become nonſuited, then ſuch Defendant or Defendants ſhall have Treeble Coſts to him or them awarded againſt ſuch Plaintiff or Plaintiffs. Perſons ſued upon this Act, or the Leather or Candle Acts, may plead the General Iſſue. 9 Annæ, c. 11. 8 Annæ, c. 9. 9 Annæ, c. 6.

LXXVII. And to the end all the ſaid Rates and Duties upon Skins and Hides, and Pieces of Skins and Hides, made Wares, Vellum, and Parchment, Starch, Coffee, Tea, Drugs, Gilt and Silver Wire, Policies of Aſſurance, and any other Duties before by this Act granted, may be duly and certainly raiſed, and the ſame (except the neceſſary Charges of executing this Act) may be juſtly and duly brought into the ſaid Receipt of Exchequer, according to the true Meaning hereof, it is hereby enacted by the Authority aforeſaid, That from time to time, during the Continuance of this Act, there ſhall be appointed ſuch and ſo many Commiſſioners and Officers as ſhall be proper and neceſſary for managing, raiſing, collecting, and paying the ſaid ſeveral Rates and Duties herein before granted, and for keeping and rendring the Accounts of the ſame; and that the reſpective Commiſſioners and Officers concerned therein, ſhall perform their ſeveral Duties in relation to the Premiſſes, as to them reſpectively ſhall appertain, under ſuch and the like Penalties, Forfeitures, and Diſabilities, for any Offence or Neglect therein, or for detaining, diverting, or miſapplying any Part of the Monies ariſing by the ſame Rates and Duties, as are preſcribed and to be inflicted by virtue of an Act of Parliament made and paſſed in the ninth Year of the Reign of his late Majeſty King William the Third, intituled, *An Act for raiſing a Sum, not exceeding two Millions, upon a Fund for Payment of Annuities after the Rate of eight Pounds* per Centum per Annum, *and for ſettling the Trade to the* Eaſt Indies, for the like Offence or Neglect relating to the Duties thereby granted or referred unto, or for detaining, diverting, and miſapplying any Part of the Monies which were granted or appropriated by the Act laſt-mentioned. Commiſſioners and Officers to be appointed, who are to be liable to the Act 9 W. 3. c. 44.

'LXXVIII. And whereas it is intended that the ſaid ſeveral Rates and Duties upon Hides and Skins, 'and Pieces of Hides and Skins, made Wares, Vellum, and Parchment, and upon Starch, Coffee, Tea, 'and Drugs, and upon Gilt and Silver Wire, and the ſaid Duties upon Policies of Aſſurance, and all ſuch 'Sum and Sums of Money as ſhall ariſe or be brought into the Receipt of her Majeſty's Exchequer, by, 'upon, or for all and every or any the Rates and Duties granted by this Act, ſhall all together be made a 'Fund or Security for raiſing any Sum not exceeding eighteen hundred thouſand Pounds, towards your 'Majeſty's Supply, by ſuch Methods, and in ſuch Manner and Form as are herein after mentioned:' Now we your Majeſty's moſt dutiful and loyal Subjects, the Commons of *Great Britain* in Parliament aſſembled, for and towards the raiſing the ſaid Sum of eighteen hundred thouſand Pounds, do further moſt humbly beſeech your Majeſty, that it may be enacted; and be it enacted by the Authority aforeſaid, That yearly and every Year, during the Term of thirty-two Years, reckoning the firſt Year to begin from the nine and twentieth Day of *September* one thouſand ſeven hundred and twelve, the full Sum of one hundred ſixty-eight thouſand and three Pounds, by or out of the Monies to ariſe by or for the ſaid ſeveral Rates and Duties herein before granted, or any of them, and to be brought into the Receipt of the Exchequer, from time to time, in caſe the ſame ſhall extend to the ſaid Sum of one hundred ſixty-eight thouſand and three Pounds, ſhall be computed and reckoned to be a yearly Fund; and in caſe all the Monies ariſing into the Exchequer of or for all the Rates, Duties, and Sums of Money charged, as aforeſaid, ſhall not amount to one hundred ſixty-eight thouſand and three Pounds *per Annum*, then the Monies ſo ariſing, ſo far as the ſame ſhall extend, ſhall be Part of the ſaid yearly Fund of one hundred ſixty-eight thouſand and three Pounds *per Annum*, for and towards the anſwering and paying of all and every the principal Sums herein after mentioned, amounting in the whole to the Sum of two Millions three hundred forty-one thouſand nine hundred and ninety Pounds, principal Money, together with Intereſt for the ſame after the Rate of ſix Pounds *per Centum per Annum*, as herein after is alſo mentioned; and in caſe the ſaid Monies by this Act appointed or appropriated, as aforeſaid, ſhall, at any Time or Times, appear to be ſo deficient or low in the Produce of the ſame, as that within any one Year to be reckoned, as aforeſaid, the ſaid Monies ariſing into the Exchequer, for all the Rates, Duties, and Sums of Money charged, as aforeſaid, ſhall not amount to 168000 l. to be the yearly Fund for clearing off the Principal Sum of 2341990 l. with Intereſt at 6 l. per Cent. Deficiency to be made good out of the firſt Aid to be granted in Parliament.

ſo much as one hundred ſixty-eight thouſand and three Pounds, that then, and ſo often, and in every ſuch Caſe, ſo much as ſhall be wanting to make up the ſaid Fund or Sum of one hundred ſixty-eight thouſand and three Pounds, for every or any ſuch Year, ſhall be ſupplied and made good, from time to time, by and out of the firſt Aid or Supply to be granted in Parliament next after ſuch Deficiency ſhall appear, and ſhall, from time to time, be transferred thereunto, as ſoon as the ſame ſhall be granted.

Any Perſons may be Contributors at 100 l. a Ticket.

LXXIX. And be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful for any Perſon or Perſons, Natives or Foreigners, Bodies Politick or Corporate, to contribute for or towards advancing the aforeſaid Sum of eighteen hundred thouſand Pounds, by paying at or before the reſpective Days and Times by this Act limited in that Behalf, to any Receiver or Receivers to be appointed for that Purpoſe, as is herein after mentioned, the Sum of one hundred Pounds, or divers intire Sums of one hundred Pounds upon this Act; and that for the raiſing the ſaid Sum of eighteen hundred thouſand Pounds, any Perſon who will become a Contributor or Adventurer, ſhall and may advance the Sum of one hundred Pounds, for which Sum ſo advanced, he, ſhe, or they ſhall be entitled to receive ſuch principal Money and the Intereſt thereof, and ſuch Premiums as herein after is expreſſed, to be paid by and out of the ſaid yearly Fund by this Act appointed; and that every Contributor or Adventurer may advance as many entire Sums of one hundred Pounds as he, ſhe, or they ſhall think fit, and for every ſuch Sum of one hundred Pounds ſo advanced, he, ſhe, or they is or are to be intereſted in one Lot or Share of and in the ſaid yearly Fund by this Act appointed; and the ſame intire Sums of one hundred Pounds each, are hereby appointed to be paid unto ſuch Receiver and Reveivers, at or before the reſpective Days and Times, and in the reſpective Proportions herein after mentioned (that is to ſay) one fourth Part thereof, on or before the firſt Day of *Auguſt* in the Year of our Lord one thouſand ſeven hundred and twelve; one other fourth Part thereof, on or before the twelfth Day of *September* in the ſaid Year of our Lord one thouſand ſeven hundred and twelve; one other fourth Part thereof on or before the four and twentieth Day of *October* in the ſaid Year of our Lord one thouſand ſeven hundred and twelve; and the remaining fourth Part thereof, on or before the fifth Day of *December* in the ſaid Year of our Lord one thouſand ſeven hundred and twelve.

Times of Payment.

EXP. " The Queen to appoint Managers, who are to meet together at ſome publick Office. Books to be pro- " vided with three Columns, *&c.* Receivers to be appointed by the Lord Treaſurer, *&c.* Managers to " examine the Books, and to deliver them to the Receivers, *&c.* Tickets to be delivered out. Receivers " to redeliver the Books by 10 *Sept.* 1712. Outermoſt Column Tickets not diſpoſed of to be delivered into " the Exchequer, and thence iſſued as Caſh, *&c.* and the Bearers to be eſteemed Contributors. Middle " Column Tickets to be rolled up and put into a Box. Innermoſt to remain in the Books. There ſhall be " printed eighteen thouſand Tickets, divided into five Claſſes; the firſt Claſſis to conſiſt of one thouſand " and five hundred Tickets, upon one of which Tickets ſhall be writ one thouſand Pounds, upon one " hundred forty and five other Tickets, two hundred Pounds, and upon the remaining one thouſand three " hundred fifty and four Tickets, one hundred and five Pounds; the ſecond Claſſis to conſiſt of two thou- " ſand five hundred Tickets, upon one of which ſhall be writ three thouſand Pounds, upon one other two " thouſand Pounds, upon one other one thouſand Pounds, upon one other five hundred Pounds, upon four " other four hundred Pounds, upon five other three hundred Pounds, upon two hundred twenty and nine " other two hundred Pounds, and upon the remaining two thouſand two hundred fifty and eight Tickets " ſhall be ſeverally writ one hundred and ten Pounds; the third Claſſis to conſiſt of three thouſand and five " hundred Tickets, upon one of which ſhall be writ four thouſand Pounds, upon one other three thou- " ſand Pounds, upon one other two thouſand Pounds, upon one other one thouſand Pounds, upon one " other five hundred Pounds, upon four other four hundred Pounds, upon five other three hundred Pounds, " upon three hundred twenty-ſix other two hundred Pounds, and upon the remaining three thouſand one " hundred and ſixty Tickets one hundred and fifteen Pounds; the fourth Claſſis to conſiſt of four thouſand " and five hundred Tickets, upon one of which ſhall be writ five thouſand Pounds, upon one other four " thouſand Pounds, upon one other three thouſand Pounds, upon one other two thouſand Pounds, upon " one other one thouſand Pounds, upon one other five hundred Pounds, upon four other four hundred " Pounds, upon five other three hundred Pounds, upon four hundred twenty and three other two hundred " Pounds, and upon the remaining four thouſand and ſixty-two Tickets one hundred and twenty Pounds; " the fifth Claſſis to conſiſt of ſix thouſand Tickets, upon one of which ſhall be writ twenty thouſand " Pounds, upon one other five thouſand Pounds, upon one other four thouſand Pounds, upon one other " three thouſand Pounds, upon one other two thouſand Pounds, upon one other one thouſand Pounds, " upon one other five hundred Pounds, upon four other four hundred Pounds, upon five other three hun- " dred Pounds, upon five hundred and ſeventy other two hundred Pounds, and upon the remaining five " thouſand four hundred and fourteen Tickets ſhall be writ one hundred twenty-five Pounds: Which Sums " together with five hundred Pounds to the firſt drawn Ticket of each reſpective Claſſis, and five hundred " Pounds to the Owner to the laſt drawn Ticket of each Claſſis, will amount to two Millions three hun- " dred forty-one thouſand nine hundred and ninety Pounds. The 18000 Tickets to be put into five ſeveral " Boxes. No Money to be received after 1 *Aug.* 1712. Publick Notice of the Time of cutting the Tick- " ets. The Manner of drawing the Tickets The Manner of filing the Tickets. The Manner of en- " tring the Tickets of the ſeveral Claſſes. The Manner of adjuſting the ſeveral Premiums. The Tickets " to be paid in ſuch Numerical Order, as they ſhall be drawn, *&c.* The firſt Claſſis to be firſt paid, *&c.* " A Table of the Number, Order, and Courſe of the Tickets, *&c.* to be printed. Managers to adjudge " to whom the Premiums belong. Forging Tickets Felony. Managers to make a Book of the Fortunate, " *&c.* and tranſmit it to the Exchequer. Payments to be made quarterly. Managers to be ſworn: Pe- " nalty on Officers of the Exchequer, and other Officers offending. Money lent Tax-free. Tickets to " be exchanged for ſtanding Orders. How the firſt and ſecond Year's Intereſt of large Premiums ſhall be

" ſecured. Orders to be paid in Courſe, &c. Treaſury may divide extraordinary Benefits of 2000*l.* or " upwards into Orders of 500*l.* The Monies appropriated by this Act, to be applied to pay off the Prin- " cipal and Intereſt. Surplus diſpoſable by Parliament. Publick Notice to be given when ſtanding Or- " ders ſhall become payable. Eight Pence *per Cent. per Diem* to *Sept.* 1712. allowed for the firſt Payment. " Four Pence *per Cent. per Diem*, for the other three Payments. Receivers to take in Money before they " receive their Books. Contributor advancing one Part of the Payment, and failing in the reſt, forfeits " what is paid, &c. Officers to be paid out of the Money ariſing by this Act. If Principal and Intereſt " be fully paid off before the 32 Years, the Duties to be diſpoſed by Parliament. Treaſury to appoint a " Paymaſter, &c. Aſſignments of ſtanding Orders to be regiſtred." E X P.

CVI. And for the more effectual preventing the Frauds of the Chandlers and Makers of Candles for Sale, whereby her Majeſty's Duties upon Candles are very much leſſened; Be it further enacted by the Authority aforeſaid, That every Chandler or Maker of Candles for Sale, who, from and after the firſt Day of *Auguſt* one thouſand ſeven hundred and twelve, ſhall make any Candles for Sale, ſhall, before he begins to make or dip any Making or Courſe of Candles, declare to the Officer or Officers appointed to take an Account of the ſame, the Number of Sticks which he deſigns to make at ſuch Making or Courſe, and alſo the Sizes of the Candles whereof each Stick is to conſiſt; and if ſuch Making or Courſe is intended to be of Mould Candles, then ſuch Maker ſhall declare to ſuch Officer or Officers, before he begins to fill any of the ſaid Moulds, how many Moulds he intends to fill at ſuch Making, and how often he intends at ſuch Making to draw the ſaid Moulds; and in caſe any Chandler or Maker of Candles for Sale, ſhall neglect or refuſe to make ſuch Declaration, as aforeſaid, or ſhall, after ſuch Declaration made, make any Increaſe of his Number of Sticks, or of the Sizes of his Candles in ſuch Making or Courſe, over and above the Number and Sizes ſo declared, as aforeſaid, or in the Caſe of making of Mould Candles ſhall fill a greater Number of Moulds, or draw ſuch Moulds oftener than ſhall be declared, as aforeſaid; or in caſe any Chandler or Maker of Candles ſhall, after the Weighing of any Making of Candles by the Officer or Officers appointed to take an Account of the ſame, increaſe the Weight of ſuch Candles ſo weighed, by redipping the ſame, or otherwiſe; then and in any of the ſaid Caſes, ſuch Chandler or Maker of Candles for Sale, ſhall, for every ſuch Offence, forfeit and loſe the Sum of ten Pounds, to be recovered, levied, and mitigated, by the ſame Ways, Means, and Methods, as any Penalty or Forfeiture can or may be recovered, levied, or mitigated, by any of the Laws of Exciſe, and to go one Moiety thereof to her Majeſty, her Heirs and Succeſſors, and the other Moiety to the Perſon or Perſons who ſhall inform or ſue for the ſame.

Chandler to declare to the Officers, before he begins to make a Courſe of Candles, the Number of Sticks he deſigns to make, with the Sizes of the Candles, and how many Moulds he deſigns to fill, &c. 11 & 12 *W.* 3. *c.* 3. *ſect.* 16. 8 *Ann. c.* 9. 9 *Ann. c.* 6. on Forfeiture of 10*l.*

CVII. And be it further enacted by the Authority aforeſaid, That from and after the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred and twelve, no Chandler or Maker of Candles for Sale ſhall begin to make any Courſe or Making of Candles, without Notice thereof firſt given to the Officer for the ſaid Duties, for the Place or Diviſion where ſuch Maker ſhall inhabit, to the Intent that ſuch Officer may take an Account of the ſame, unleſs at ſuch Times as are herein after mentioned; that is to ſay, from the twenty-ninth Day of *September* to the twenty-fifth Day of *March*, yearly, between the Hours of ſeven in the Morning and five in the Evening; and from the ſaid twenty-fifth Day of *March* to the twenty-ninth Day of *September*, yearly, between the Hours of five in the Morning and ſeven in the Evening; upon Pain, that every ſuch Chandler or Maker of Candles, doing contrary hereunto, ſhall forfeit and loſe, for every ſuch Offence, the Sum of ten Pounds, to be recovered, levied, mitigated, and diſtributed, as is laſt before mentioned.

No Chandler to begin a Courſe of Candles without Notice, unleſs within the Statute Hours. *Concerning Candles, ſee further* 11 *Geo.* 1. *c.* 30. 23 *Geo.* 2. *c.* 21. 26 *Geo.* 2. *c.* 32.

' CVIII. And whereas by an Act made in the ſeventh Year of her preſent Majeſty, intituled, *An Act* 7 Annæ, c. 11. ' *for aſcertaining and directing the Payments of the Allowances to be made for or upon the Exportation from* ' Scotland *of Fiſh, Beef, and Pork, cured with Foreign Salt, imported before the firſt Day of* May *one thouſand* ' *ſeven hundred and ſeven; and for diſpoſing of ſuch Salt ſtill remaining in the Hands of her Majeſty's Subjects* ' *there; and for aſcertaining and ſecuring the Allowances for Fiſh and Fleſh exported and to be exported from* ' Scotland *for the future*; it is amongſt other Things enacted, That the Allowances therein granted ſhall ' be paid and ſatisfied out of any her Majeſty's Duties ariſing upon Salt in *Scotland*, or out of the Revenues ' of Cuſtoms and Exciſe in *Scotland*, or any of them, with Preference to all other Payments whatſoever to ' be made out of the ſame, the Charge of raiſing and managing thoſe Revenues, and the Fees, Salaries, and ' other Charges, allowed or to be allowed by her Majeſty, her Heirs or Succeſſors, for keeping up the ' Court of Seſſion and Juſticiary, and the Exchequer Court in *Scotland*, always excepted and foreprized: ' And whereas ſince the Union the Expence of keeping up the ſaid Courts could no otherwiſe be provided ' for there than out of the Duties of Cuſtoms and Exciſe; and Doubts may ariſe upon the Proviſions made ' by the Act above recited for that Purpoſe:' For obviating and preventing of all ſuch Doubts, be it enacted by the Authority aforeſaid, That the Fees, Salaries, and other Charges, allowed or to be allowed by her Majeſty, her Heirs or Succeſſors, for keeping up the Courts of Seſſion, and Juſticiary, and Exchequer Court of *Scotland*, are and may be chargeable upon any Parts of the ſaid Cuſtoms and Exciſe, preferable to all other Payments whatſoever, the Charge of Management excepted, but ſo as not any Ways to prevent any Application of the Excreſcence out of the ſaid Cuſtoms and Exciſe appointed by any former Laws.

Fees, Salaries, &c. for keeping up the Court of Seſſion, &c. in Scotland, to be charged on the Cuſtoms and Exciſe. See 5 Geo. 1. c. 20. §. 2.

' CIX. And whereas notwithſtanding the Proviſion made for ſuppreſſing of unlawful Lotteries, by an ' Act made in the tenth Year of the Reign of the late King WILLIAM, intituled, *An Act for ſuppreſſing* ' *of Lotteries*; and the further Proviſion made for ſuppreſſing the ſame, and for the preventing the erecting ' or ſetting up any Office or Place, for making Inſurances on Marriages, Births, Chriſtnings, or Service, ' by an Act made in the laſt Seſſion of Parliament, intituled, *An Act for reviving, continuing, and appro-* ' *priating certain Duties upon ſeveral Commodities to be exported, and certain Duties upon Coals to be waterborn* ' *and carried Coaſtwiſe; and for granting further Duties upon Candles for thirty-two Years; to raiſe fifteen* ' *hundred*

Clauſe for ſuppreſſing unlawful Lotteries, and other Devices of the ſame Kind. 10 & 11 W. 3. c. 17. 9 Annæ, c. 6.

See further, 5 *Geo.* 1. *c.* 9. *ſect.* 43. 8 *Geo.* 1. *c.* 2. *ſect.* 36. 9 *Geo.* 1. *c.* 19. 6 *Geo.* 2. *c.* 35. 12 *Geo.* 2. *c.* 28. 13 *Geo.* 2. *c.* 19. 20 *Geo.* 2. *c.* 7. *ſect.* 16.

'*hundred thouſand Pounds by way of a Lottery, for the Service of the Year one thouſand ſeven hundred and eleven*; '*and for ſuppreſſing of ſuch unlawful Lotteries, and ſuch Inſurance Offices, as are therein mentioned*; many ill diſpoſed Perſons, with Deſign to evade the ſaid Laws, have of late preſumed to erect and ſet up Offices or Places for making Inſurances on Marriages, Births, Chriſtnings, or Service, and alſo other Offices or Places under the Denominations of Sales of Gloves, of Fans, of Cards, of Numbers, and of the Queen's Picture, for the Improvement of ſmall Sums of Money; and Advertiſements thereof are daily publiſhed in the common printed News Papers, and otherwiſe; which Practices are prejudicial to the Publick, and to the Trade of this Kingdom, and tend to defraud her Majeſty's Subjects:' Be it further enacted by the Authority aforeſaid, That the ſaid Act of the tenth Year of the late King William, and alſo the ſaid Act of the ſaid laſt Seſſion of Parliament, ſhall be duly put in Execution for the effectual preventing and ſuppreſſing all ſuch unlawful Lotteries and Offices; and further, That every Perſon or Perſons who, after the twenty-fourth Day of *June* in the Year of our Lord one thouſand ſeven hundred and twelve, ſhall erect, ſet up, or keep any Office or Place, for making Inſurances on Marriages, Births, Chriſtnings, or Service, or on any of them, or any other Office or Place, under the Denominations of Sales of Gloves, of Fans, of Cards, of Numbers, of the Queen's Picture, for the Improvement of ſmall Sums of Money, or the like Offices or Places, under the Pretence of improving ſmall Sums of Money, ſhall forfeit, for every ſuch Offence, the Sum of five hundred Pounds, to be recovered with Coſts of Suit by Action of Debt, Bill, Plaint, or Information, in any of her Majeſty's Courts aforeſaid, wherein no Eſſoin, Protection, Wager of Law, nor any more than one Imparlance ſhall be allowed; one third Part thereof to the Uſe of her Majeſty, her Heirs and Succeſſors, one other third Part thereof to the Uſe of the Poor of the Pariſh of the Place where the Offence ſhall be committed, and the other third Part thereof, together with Full Coſts of Suit, to the Perſon or Perſons who ſhall inform or ſue for the ſame: And every Printer or other Perſon, who, after the ſaid twenty-fourth Day of *June* one thouſand ſeven hundred and twelve, ſhall, by Writing or Printing, publiſh the ſetting up or keeping any ſuch Office or Place under any the Denominations aforeſaid, or like Denominations, for the Improvement of ſmall Sums of Money, ſhall, for every ſuch Offence, forfeit the Sum of one hundred Pounds, to be recovered and diſtributed in ſuch Manner as the Penalty laſt mentioned is to be recovered and diſtributed; and every Perſon or Perſons who, after the ſaid twenty-fourth Day of *June* one thouſand ſeven hundred and twelve, in any Office or Place, before the ſaid twenty-fourth Day of *June* one thouſand ſeven hundred and twelve, erected or ſet up for making Inſurances on Marriages, Births, Chriſtnings, or Service, or under any other the Denominations aforeſaid, or any like Denominations, for Improvement of ſmall Sums, ſhall make or ſuffer to be made therein, any new Inſurances or Contracts for new Inſurances on Marriages, Births, Chriſtnings, or Service, or receive any Payments into any the Offices or Places aforeſaid, for Improvement of ſmall Sums of Money, ſhall forfeit, for every ſuch Offence, the Sum of one hundred Pounds, to be recovered and diſtributed in like Manner.

Proviſo for Officers ſet up before 24 June 1712.

CX. Provided nevertheleſs, That the Offices or Places erected under the Denominations aforeſaid, ſet up or uſed before the ſaid twenty-fourth Day of *June* one thouſand ſeven hundred and twelve, may be continued after the ſaid twenty-fourth Day of *June* one thouſand ſeven hundred and twelve, for making good and executing only ſuch Contracts therein reſpectively made before the ſaid twenty-fourth Day of *June* one thouſand ſeven hundred and twelve, as they might have been continued if this Act had not been made; any thing herein contained to the contrary thereof in any wiſe notwithſtanding.

Cake Sope or Ball Sope not obliged to be put into Caſks. 10 Annæ, c. 19. §. 8.

'CXI. And whereas by the ſaid Act for laying new Duties on Sope (amongſt other Things therein mentioned) it is required, That all Sope to be made during the Term thereby granted, ſhall, upon the making thereof, be put by the Maker into ſuch Caſks as are thereby preſcribed, and none other, under the Penalty therein expreſſed;' It is hereby declared, That the ſame ſhall not be conſtrued to extend to hard Cake Sope, or Ball Sope; any thing in that Act to the contrary notwithſtanding.

Clauſe in Favour of Mary Ravenell. 8 Annæ, c. 7.

'CXII. And whereas in purſuance of an Act of Parliament of the eighth Year of her Majeſty's Reign, intituled, *An Act for granting to her Majeſty new Duties of Exciſe, and upon ſeveral imported Commodities; and for eſtabliſhing a yearly Fund thereby, and by other Ways and Means, to raiſe nine hundred thouſand Pounds by Sale of Annuities, and in Default thereof by another Lottery, for the Service of the Year one thouſand ſeven hundred and ten*; *Mary Ravenell*, Widow, became Purchaſer of an Annuity of eighteen Pounds *per Annum*, and paid into the Receipt of the Exchequer the three firſt Payments, according to the ſaid Act, but by Miſtake of her Agent, one Moiety only of the fourth and laſt Payment was paid, and twenty-five Pounds remaining of the ſaid laſt Payment is yet unpaid, and by Means thereof the ſaid *Mary Ravenell* cannot have an Order for Payment of the ſaid Annuity, in purſuance of the ſaid Act;' Be it therefore enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for the ſeveral and reſpective Officers at the Receipt of the Exchequer, to receive from the ſaid *Mary Ravenell*, for her Majeſty's Uſe, the Sum of twenty-five Pounds, ſo omitted to be paid, as aforeſaid, and upon the Receipt thereof, to levy ſuch Talley for the ſaid Money, and to make out ſuch Order for the Payment of the ſaid Annuity of eighteen Pounds *per Annum*, as they reſpectively might have done, in caſe the ſaid fourth and laſt Payment had been duly paid according to the Directions of the ſaid Act; the ſaid Act, or any thing therein contained, to the contrary thereof in any wiſe notwithſtanding.

10 Annæ, c. 22.

'CXIII. And whereas by an Act paſſed this preſent Seſſion of Parliament, intituled, *An Act for the Relief of Merchants importing Prize Goods from* America, Prize Cocoa of the Growth or Produce of Foreign Plantations, not belonging to her Majeſty or her Subjects, taken in *America*, is to pay only ſuch Duties and Cuſtoms as the ſame would pay if it were of the Growth and Produce of the Plantations belonging to the Crown of *Great Britain*; on which a Doubt is made by the Officers of her Majeſty's Cuſtoms, what Duties and Cuſtoms ſuch Prize Cocoa is to pay, there not being any Cuſtoms impoſed on Cocoa of the Growth or Produce of her Majeſty's Plantations, but on Cocoa imported from the ſame:' For Remedy thereof, be it enacted and declared by the Authority aforeſaid, That all Prize Cocoa of the Growth or Produce of ſuch Foreign Plantations, not belonging to the Crown of *Great Britain*, taken in *America*,

Prize Cocoa brought from the Plantations

America, now in Warehouſes under the Queen's Locks, or on Board any Ship or Ships, Veſſel or Veſſels, now imported, or that hereafter ſhall be imported, into any Part of *Great Britain*, having proper Certificates to prove the ſame being Prize, according to the Meaning of the ſaid Act for the Relief of Merchants importing Prize Goods from *America*, ſhall be ſubject and liable to no other Duties than what ſuch Prize Cocoa was liable and ſubject to pay by her Majeſty's Declaration made in Favour of the Captors of Prizes, dated the ſeventeenth Day of *May* one thouſand ſeven hundred and three; any thing in the ſaid Act, or any other Act, to the contrary notwithſtanding. how to be charged. *Concerning Plantations, ſee farther* 4 *Geo.* 1. *c.* 11. 8 *Geo.* 1. *c.* 12, & 15. 13 *Geo.* 1. *c.* 5. 3 *Geo.* 2. *c.* 12, & 28. 4 *Geo.* 2. *c.* 15. 5 *Geo.* 2. *c.* 7, & 9. 6 *Geo.* 2. *c.* 13. 8 *Geo.* 2. *c.* 19. 12 *Geo.* 2. *c.* 30. 15 *Geo.* 2. *c.* 31, & 33. 24 *Geo.* 2. *c.* 51, & 53. 29 *Geo.* 2. *c.* 5, & 35. 30 *Geo* 2. *c.* 9.

'CXIV. And whereas by the Act of Parliament made in the ninth Year of her Majeſty's Reign, 'intituled, *An Act for making good Deficiencies, and ſatisfying the Publick Debts; and for erecting a Cor-* 'poration to carry on a Trade to the South Seas, *and for Encouragement of the Fiſhery; and for Liberty to* 'trade in unwrought Iron with the Subjects of Spain; *and to repeal the Acts for regiſtring of Seamen*; (re- 'citing therein, that Part of the Debt of the Navy is aſcertained by Tickets made out for Wages due 'to Seamen, and others, who ſerved on board any of her Majeſty's Ships) the Commiſſioners of the 'Navy are thereby required to cauſe an exact and true Account to be made up and delivered to the 'Lord High Treaſurer, of all the ſaid Tickets made out on or before the twenty-fifth Day of *March* one 'thouſand ſeven hundred and eleven; and ſo much Money as the ſaid Tickets ſhould amount unto, are, by 'the ſaid recited Act, directed to be deducted (among other Things therein mentioned) out of the ſeveral 'Sums therein before computed to be the Debt of the Office of the Navy, Victualling, Tranſport and 'Ordnance, in order to aſcertain the ſame, to be ſubſcribed into the Joint Stock of the ſaid Company, for 'the Uſe of the Publick; and the ſaid Tickets are, by the ſaid recited Act, directed to be ſubſcribed, ad- 'mitted, and taken into the Joint Stock of the ſaid Company for the reſpective Sums due upon the ſame 'reſpectively, with ſuch Intereſt as in the ſaid recited Act is mentioned: And whereas the Tickets made 'out for Wages due to Seamen, and others, who ſerved on board any of her Majeſty's Ships, do only aſ- 'certain the Time ſuch Perſons ſerved on board any of her Majeſty's Ships, but not the Wages or Money 'due to them, ſo that ſuch Account cannot be made out as the ſaid recited Act directs;' Be it therefore enacted by the Authority aforeſaid, That no more or other of of the ſaid Tickets ſhall be ſubſcribed, admitted, or taken into the Joint Stock of the ſaid Company than have been already ſubſcribed, admitted, and taken thereinto; and that all the Tickets made out, or to be made out for ſuch Service, as aforeſaid (except ſuch of them as are already ſubſcribed, admitted, and taken into the Joint Stock of the ſaid Company) ſhall and may be paid in ſuch Method and Manner as the ſame might or ſhould be paid if they had not been directed by the ſaid recited Act to be ſubſcribed, admitted, and taken into the Joint Stock of the ſaid Company; and that there ſhall and may be ſubſcribed into the Joint Stock of the ſaid Company, for the Uſe of the Publick, ſuch Sum or Sums as might or ſhould have been ſubſcribed for the Uſe of the Publick, if the ſaid Tickets had not by the ſaid recited Act been directed to be ſubſcribed, admitted, and taken into the Joint Stock of the ſaid Company; any thing in the ſaid recited Act to the contrary notwithſtanding: And all the Stock which ſhall be ſubſcribed into the ſaid Joint Stock of the ſaid Company, for the Uſe of the Publick, ſhall be applicable and applied, and are hereby appropriated to ſuch Uſes, as by the ſaid recited Act is directed, for and concerning the Stock to be ſubſcribed into the ſaid Company, for the Uſe of the Publick. Clauſe concerning certain Tickets intended to be ſubſcribed into the South Sea Company, by virtue of 9 Annæ, c. 21. *See farther concerning South Sea Company,* 10 *Ann.* *c.* 30. 1 *Geo.* 1. *c.* 21, 3 *Geo.* 1. *c.* 9. 5 *Geo.* 1. *c.* 19. 6 *Geo.* 1. *c.* 4, & 11. 7 *Geo.* 1. *c.* 5. 7 *Geo.* 1. *ſtat.* 2. 8 *Geo.* 1. *c.* 21, & 22. 9 *Geo.* 1. *c.* 6. 1 *Geo.* 2. *c.* 8. 3 *Geo.* 2. *c.* 16, & 20. 4 *Geo.* 2. *c.* 5. 5 *Geo.* 2. *c.* 17. 6 *Geo.* 2. *c.* 25, & 28. 7 *Geo.* 2. *c.* 17. 9 *Geo.* 2. *c.* 34. 10 *Geo.* 2. *c.* 17. 20 *Geo.* 2. *c.* 3. *ſect.* 60. 24 *Geo.* 2. *c.* 2, & 11. 26 *Geo.* 2. *c.* 16.

CXV. And be it further enacted by the Authority aforeſaid, for the Indemnity of ſuch Perſons, who through Neglect or Inadvertency, have omitted to pay the ſeveral Rates and Duties upon Monies given, paid, or contracted for with Apprentices, and to have the Indentures or Contracts ſtamped within the Times for thoſe Purpoſes reſpectively limited by the Acts of Parliament in that Caſe made; That upon Payment of the reſpective Rates and Duties ſo omitted or neglected to be paid, as aforeſaid, on or before the twenty-ninth Day of *September* in the Year of our Lord one thouſand ſeven hundred and twelve, to ſuch Perſon or Perſons to whom the ſame ought to have been paid, and tendring to be ſtamped ſuch Indentures or Contracts ſo omitted to be ſtamped, on or before the twenty fifth Day of *December* in the ſaid Year of our Lord one thouſand ſeven hundred and twelve, the ſame Indentures or Contracts ſhall be good and available in Law or Equity, and the Apprentices therein named ſhall be capable of following and exerciſing the reſpective intended Trades or Employments, as fully as if the Rates and Duties, ſo omitted, had been duly paid within the reſpective Times in the ſaid Acts of Parliament limited; and the Perſons who have incurred any Penalty by the Omiſſions aforeſaid, are hereby acquitted and diſcharged of and from the ſaid Penalty; any thing in the ſaid Acts contained to the contrary notwithſtanding. Clauſe to indemnify thoſe who have omitted to pay the Duties on Apprentices.

CXVI. And be it enacted by the Authority aforeſaid, That all the Monies lent, and to be lent to her Majeſty upon one Act of this Seſſion of Parliament, intituled, *An Act for granting an Aid to her Majeſty, to be raiſed by a Land Tax in* Great Britain, *for the Service of the Year one thouſand ſeven hundred and twelve*; and ſo much Money (if any ſuch be) of the Tax thereby granted, as ſhall ariſe and remain after all the Loans made or to be made upon that Act, or thereby transferred, or directed to be transferred thereunto, and the Intereſt thereof, and the Charges thereby allowable for the raiſing the ſaid Tax, ſhall be ſatisfied, or Money ſufficient ſhall be reſerved, to diſcharge the ſame; and all the Monies lent, or to be lent unto her Majeſty, upon another Act of this Seſſion of Parliament, intituled, *An Act for charging and continuing the Duties upon Malt, Mum, Cyder, and Perry, for the Service of the Year one thouſand ſeven hundred and twelve*; *and for applying Part of the Coinage Duties to pay the Deficiencies of the Value of Plate coined*; *and to pay for recoining the old Money in* Scotland; and ſo much Money of the ſaid Duties of Malt, Mum, Cyder, and Perry, thereby granted, as ſhall ariſe and remain after all the Loans made, or to be made upon that Act, or thereby transferred, or directed to be transferred thereunto, and the Intereſt thereof, and the Charge thereby allowable for the raiſing the ſaid Duties thereby granted, ſhall be ſatisfied, or Money ſufficient ſhall be reſerved Clauſes of Appropriation of the ſeveral Sums granted this Seſſion. 10 Annæ, c. 2. 10 Annæ, c. 3.

reſerved to diſcharge the ſame; and all the Monies of the Deduction of two and a half *per Centum*, which has been, or ought to be made from the Pay, Subſidies, or other Allowances for Foreign Forces in her Majeſty's Service, for the Year one thouſand ſeven hundred and twelve; and all the Monies of the Sum of one Million eight hundred thouſand Pounds, ariſen, or to ariſe by another Act of this Seſſion of Parliament, intituled, *An Act for laying ſeveral Duties upon all Sope and Paper made in* Great Britain, *or imported into the ſame, and upon chequered and ſtriped Linens imported; and upon certain Silks, Callicoes, Linens, and Stuffs, printed, painted, or ſtained; and upon ſeveral Kinds of ſtampt Vellum, Parchment and Paper; and upon certain printed Papers, Pamphlets, and Advertiſements; for raiſing the Sum of one Million eight hundred thouſand Pounds by way of a Lottery towards her Majeſty's Supply; and for licenſing an additional Number of Hackney Chairs; and for charging certain Stocks of Cards and Dice; and for better ſecuring her Majeſty's Duties to ariſe in the Office for the Stamp Duties by Licences for Marriages and otherwiſe; and for Relief of Perſons who have not claimed their Lottery Tickets in due Time, or have loſt Exchequer Bills, or Lottery Tickets; and for borrowing Money upon Stock (Part of the Capital of the* South Sea *Company) for the Uſe of the Publick*; over and above the Allowances for Prompt Payment, and other Allowances directed by the Act laſt-mentioned; and all the Monies which, over and above the Allowances for Prompt Payment, and other Allowances directed by this preſent Act, ſhall ariſe of or for the ſaid Contributions, not exceeding the Sum of eighteen hundred thouſand Pounds in this Act mentioned; ſhall be appropriated for or towards the ſeveral Uſes, Intents, and Purpoſes herein after expreſſed, (that is to ſay) For or towards defraying the Charges of the Ordinary of her Majeſty's Navy, and for Victuals, Wages, Wear and Tear, and other Services of the Navy, and Victualling thereof, performed and to be performed, and for Sea Service in the Ordnance, performed and to be performed, ſo as all the Iſſues to be made out of the ſaid Aids or Supplies for all the ſaid Naval or Marine Services, do not in the whole exceed two Millions two hundred and ſixty thouſand Pounds, over and above the Money to be made good to the *South Sea* Company, as is herein after mentioned; and for or towards maintaining the Body of forty thouſand Men, which was raiſed to act in Conjunction with the Forces of her Majeſty's Allies; and for and towards maintaining the additional Forces of ten thouſand Men, which were taken into her Majeſty's Service in the Year one thouſand ſeven hundred and three, in the *Low Countries*; and for or towards maintaining a further Number of additional Forces in the *Low Countries* in the Year one thouſand ſeven hundred and twelve, not exceeding fifteen thouſand one hundred ſeventy-eight men, to be continued upon Condition that the States General of the United Provinces do agree to add to ſuch additional Forces the Proportion of three Fifths to two Fifths, ſo as all the Iſſues to be made out of the ſaid Aids or Supplies for all the ſaid Forces, and additional Forces before-mentioned, do not in the whole exceed one Million three hundred twenty-four thouſand ſeven hundred and twenty-eight Pounds eighteen Shillings and ſeven Pence; and for or towards defraying the Charge of the *Britiſh* and other Forces in her Majeſty's Pay in *Spain* for one Quarter of a Year, from *Chriſtmas* one thouſand ſeven hundred and eleven to *Lady-Day* one houſand ſeven hundred and twelve; and for or towards her Majeſty's Proportion of the Charge of the War in *Spain* for three Quarters of a Year, from *Lady Day* one thouſand ſeven hundred and twelve to *Chriſtmas* one thouſand ſeven hundred and twelve; ſo as all the Iſſues to be made out of the ſaid Aids or Supples for the aforeſaid Charges of the Forces and War in *Spain*, do not in the whole exceed four hundred ſeventy-five thouſand three hundred and eighty-five Pounds ſeven Shillings and eight Pence Farthing; and for or towards defraying her Majeſty's Proportion of the Pay, Subſidy, and other Charges for carrying on the War in *Portugal* for the Year one thouſand ſeven hundred and twelve, not exceeding in the whole one hundred ninety-ſix thouſand four hundred fifty-two Pounds fourteen Shillings and ten Pence, out of the ſaid Aids or Supplies; and for or towards the Charge of the Office of her Majeſty's Ordnance for Land Service, performed and to be performed, not to exceed in the whole one hundred ſixteen thouſand four hundred and eleven Pounds ſeventeen Shillings and one Penny, out of the ſame Aids or Supplies, including the Fortifications of *Edinburgh* Caſtle, Fort *William*, and *Dumbarton* Caſtle in *Scotland*; and for or towards the Charge, not exceeding two thouſand five hundred Pounds, for building a Church at *Rotterdam*, wherein Divine Service is celebrated after the Uſage of the Church of *England*, for the Benefit of her Majeſty's Subjects there; and for or towards the Pay of the Horſe, Foot and Dragoons in *Great Britain*, and of nine independent Companies; and for or towards the Pay of the Garriſons in *Great Britain*; and for or towards the Pay of the General Officers for the Guards and Garriſons in *Great Britain*; and for or towards the Payment of Contingencies for the Guards and Garriſons in *Great Britain*; ſo as all the Iſſues to be made out of the ſaid Aids or Supplies for the Pay of the ſaid Horſe, Foot and Dragoons in *Great Britain*, and of the ſaid nine independent Companies, and for the ſaid Garriſons, General Officers, and Contingencies, in *Great Britain*, do not in the whole exceed five hundred fourteen thouſand one hundred and forty one Pounds fourteen Shillings and five Pence three Farthings; and for or towards her Majeſty's Proportion of Subſidies payable purſuant to Treaties made and to be made with her Majeſty's Allies, not to exceed in the whole three hundred twenty-eight thouſand nine hundred fifty-ſix Pounds ſixteen Shillings and ſeven Pence, out of the ſaid Aids or Supplies; and for or towards the Charge of tranſporting Land Forces, performed and to be performed, not to exceed eight * thouſand Pounds, out of the ſaid Aids or Supplies; and for or towards making good the Deficiencies of the Grants in Parliament for the Year one thouſand ſeven hundred and eleven, not to exceed in the whole five hundred eighty-nine thouſand eight hundred thirty-nine Pounds ſeventeen Shillings and four Pence, out of the Aids and Supplies aforeſaid; and for or towards defraying ſeveral extraordinary Charges, not exceeding in the whole two hundred forty-three thouſand and twenty Pounds ſeventeen Shillings and ſix Pence, relating to the War, incurred and to be incurred; and for or towards Satisfaction of the Sum of three thouſand five hundred Pounds for Salaries; and any Sum not exceeding two thouſand five hundred Pounds, for Payment of Clerks and other Charges to be allowed without Account to the ſeven Commiſſioners, continued by an Act of this Seſſion of Parliament, for ſtating the Accounts of all the publick Monies; and any further Sum not exceeding three thouſand five hundred Pounds, for Salaries of ſuch Commiſſioners as are

10 Annæ, c. 19.

Ordinary of the Navy.

Sea Service in the Ordnance.

Land Forces to act with thoſe of the Allies.

Additional Forces in the Low Countries.

Britiſh and other Forces in Spain.

Charge of the War in Spain.

Charge of the War in Portugal.

Ordnance for Land Service, &c.

Building a Church at Rotterdam.

Forces, &c. in Great Britain.

Subſidies purſuant to Treaties.

Tranſport Service.

* Eighty in the former Edition.

Deficiencies for the Year 1711.

Extraordinaries of the War.

Salaries.

Clerks, &c. to the Commiſſioners of Accounts.

are or shall be impowered by any Act of this Session of Parliament, to state and determine the Debts of the Army; and also any Sum not exceeding one thousand Pounds, to be received without Account, for the incident Charges of the said Commissioners relating to the Service last-mentioned, and to none other Uses, Intents and Purposes whatsoever. Commissioners for stating the Debts of the Army. And their incident Charges.

CXVII. Provided always, That out of the Monies to be issued to the Guards and Garrisons, as aforesaid, there shall and may be taken and applied any Sum not exceeding eighty-seven thousand one hundred twenty-five Pounds and ten Shillings, towards the Charge of maintaing the Soldiers raised and to be raised for the Sea Service, with their Officers, and the contingent Charges thereunto belonging; and out of the Monies to be issued for the Service of the Navy and Sea Service, as aforesaid, there shall and may be taken and applied such Sums as, together with the said Sum not exceeding eighty-seven thousand one hundred twenty-five Pounds and ten Shillings, shall be necessary for the Charge of maintaining the said Soldiers for Sea Service, with their Officers, and the contingent Charges thereunto belonging; any thing herein contained to the contrary notwithstanding. Soldiers for Sea Service.

CXVIII. Provided also, and it is hereby enacted and declared, That no Appropriation, or other Matter or Thing in this Act contained, shall obstruct or hinder any Payment or Payments which, by or in pursuance of an Act made in the ninth Year of her Majesty's Reign, intituled, *An Act for making good Deficiencies, and satisfying the publick Debts; and for erecting a Corporation to carry on a Trade to the* South Seas, *and for the Encouragement of the Fishery; and for Liberty to trade in unwrought Iron with the Subjects of* Spain; *and to repeal the Acts for registring Seamen*, and of her Majesty's Charter grounded thereupon, are or shall be required and authorized to be made by the Treasurer or Paymaster of the Navy for the time being, or by any other Persons to be intrusted with the publick Monies for the Service of the Navy, out of such publick Monies, Tallies, Orders, or Parliamentary Securities in their Hands or Power respectively, as are or shall thereby be charged or chargeable to make good any Deficiency or Deficiencies to the Corporation erected in pursuance of the Act last-mentioned, called by the Name of the Governor and Company of Merchants of *Great Britain*, trading to the *South Seas*, and other Parts of *America*, and for encouraging the Fishery, or to their Treasurer for their Use; any thing herein contained to the contrary notwithstanding. No Appropriation to obstruct any Payment by the Treasurer of the Navy, to make good Deficiencies to the South Sea Corporation, in pursuance of 9 Annæ, c. 21.

CXIX. Provided also, and it is hereby enacted, That so much Money as, before the first Day of *August* one thousand seven hundred and twelve, shall be deficient to complete the quarterly Payments incurred before that Time, for or upon the Annuities, amounting to eighty thousand Pounds *per Annum*, settled by one Act of Parliament made and passed in the sixth Year of her Majesty's Reign; and so much Money as shall be deficient to complete the Quarterly Payments incurred or to incur at any Quarter Day, on or before the twenty-fifth Day of *December* one thousand seven hundred and twelve, for or upon the Annuities, amounting to forty thousand Pounds *per Annum*, settled by another Act of Parliament made and passed in the said sixth Year of her Majesty's Reign, shall and may be supplied out of any publick Money that is or shall be in the Exchequer, not appropriated to particular Uses by any former or other Act or Acts of Parliament; and in Default thereof, the same Deficiencies, or so much thereof as shall remain unpaid out of such publick Money, shall and may be compleated and made good out of any Money that is or shall be in the Exchequer, of the Aids or Supplies granted in this Session of Parliament, and hereby appropriated for Services relating to the War, as aforesaid; the same Appropriations, or any of them, to the contrary notwithstanding. Deficiencies on the Annuities 6 Annæ, c. 11. to be made good out of the publick Monies, &c. 6 Annæ, c. 5.

CAP. XXVII.

An Act for making effectual such Agreement as shall be made between the Royal *African* Company of *England* and their Creditors. Two third Parts or more of the Creditors of the *African* Company, their Executors, *&c.* may, before *Dec.* 20. 1712. allow them Time for Payment of their Debts; and such Agreements shall bind the rest of the Creditors. Such Agreements by Guardians, *&c.* shall bind Infants, *&c.* Saving Debts due to the Crown before 1 *June* 1712. EXP.

CAP. XXVIII.

An Act for continuing the Trade and Corporation Capacity of the united *East India* Company, although their Fund should be redeemed.

'WHEREAS in and by an Act made made in the ninth Year of the Reign of our late Sovereign Lord King William the Third, of glorious Memory, intituled, *An Act for raising a Sum not exceeding two Millions, upon a Fund for Payment of Annuities, after the Rate of eight Pounds* per Centum per Annum, *and for settling the Trade to the* East Indies, it is, amongst other Things, enacted, That the Sum of one hundred and sixty thousand Pounds *per Annum*, arising by the several Duties upon Salt, and upon stampt Vellum, Parchment and Paper, in the said Act mentioned, should be applied for the paying of Annuities of eight Pounds *per Centum per Annum*, to such Persons or Corporations as should subscribe and pay the Sum of two Millions of Money, upon the Terms of the said Act; and that the Persons and Corporations, who should so subscribe and pay the said Monies, should have the sole Trade to the *East Indies*, and the other Places mentioned in the said Act, subject nevertheless to a Proviso or Condition of being redeemed by Parliament at any Time upon three Years Notice after the nine and twentieth Day of *September* one thousand seven hundred and eleven, upon Repayment of the said two Millions, and of the Arrears of the said Annuities of eight Pounds *per Centum*, in the Manner directed by the said Act: And it was by the said Act likewise provided, That his said late Majesty might constitute 9 & 10 W. 3. c. 44. 1 Ann. stat. 1. c. 12. 6 Ann. c. 3, & 17.

'tute a Corporation to trade with a Joint Stock to the said *East Indies*, with such Powers and Authorities, 'and under such Limitations as in the said Act are for that Purpose set forth; and his said late Majesty did, 'in pursuance of the said Act, by his Letters Patents under the Great Seal of *England*, bearing Date the 'fifth Day of *September* in the tenth Year of his Reign, constitute a Corporation or Body Politick, by 'the Name of *The* English *Company trading to the* East Indies, with such Benefit of Trade, Powers, Privi- 'leges and Advantages, and subject to such Restrictions, Conditions and Agreements, as are in the said 'Letters Patents set forth: And whereas, in and by one other Act made in the sixth Year of her present 'Majesty's Reign, intituled, *An Act for assuring to the* English *Company trading to the* East Indies, *on Account 'of the United Stock, a longer Time in the Fund and Trade therein mentioned; and for raising thereby the Sum of 'one Million two hundred thousand Pounds, for carrying on the War, and other her Majesty's Occasions*, it was 'enacted, That upon Payment to her Majesty of the Sum of one Million two hundred thousand Pounds, 'at the Times, and upon the Terms in the said Act mentioned, they the said *English* Company trading to 'the *East Indies*, now called *The United Company of Merchants of* England *trading to the* East Indies, should 'have such further Time and Interest in the said Fund and Trade to the *East Indies*, as in the last-mentioned 'Act is particularly set forth, but subject to the Proviso or Condition of Redemption in the said last-men- 'tioned Act, and herein set forth; that is to say, it was thereby declared and enacted, That at any Time 'upon three Years Notice, after the five and twentieth Day of *March*, which shall be in the Year of our 'Lord one thousand seven hundred and twenty-six, upon the Expiration of the said three Years, and upon 'Repayment by Parliament, as well of the said Sum of two Millions then before advanced, as of the 'said Sum of one Million two hundred thousand Pounds then to be advanced, and since advanced and paid 'accordingly, making in the whole three Millions two hundred thousand Pounds, and of all Arrears 'which, at the End of the said three Years, shall be due for and upon the said Fund of one hundred and 'sixty thousand Pounds, then and from thenceforth, as well the said Duties upon Salt, as the said Duties 'upon stampt Vellum, Parchment and Paper, and also the said yearly Fund of one hundred and sixty 'thousand Pounds, and all the Corporations erected in pursuance of the said Acts, or the Benefit of Trade 'granted by them, or by any Charters made in pursuance thereof, should absolutely cease and determine:' Now to the Intent that the said United Company of Merchants of *England* trading to the *East Indies*, and their Successors, may be the better incouraged to proceed in their Trade, and to make such lasting Settlements for the Support and Maintenance thereof for the Benefit of the *British* Nation, may it please your Majesty, at the humble Petition of the said United Company of Merchants of *England* trading to the *East Indies*, that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the last-mentioned Proviso for Redemption and Determination of the said several Duties, yearly Fund, Annuities, Corporations, and Benefit of Trade, shall be and is hereby repealed and made void; and that the said Duties upon Salt, and the said Duties upon stampt Vellum, Parchment and Paper, and the Duty of five Pounds in the hundred charged by the said Acts upon Goods imported from the *East Indies*, shall continue, and the said United Company of Merchants of *England*, trading to the *East Indies*, and their Successors, shall have and enjoy the said yearly Sum of one hundred and sixty thousand Pounds *per Annum*, or such Part thereof as they now are or hereafter shall be entitled unto, and all the Benefit of Trade, Franchises, Privileges, and Profits, and Advantages whatsoever, in respect thereof given and granted, or intended to be given or granted unto them by the said Act of the ninth Year of his said late Majesty's Reign, or by the said Charter of the fifth Day of *September* in the tenth Year of his said late Majesty's Reign, or by the said Act of the sixth Year of her present Majesty's Reign, or by any of them, freed and discharged of and from the said former Proviso or Condition of Redemption contained in the said last recited Act, and all other Provisoes, Powers, Acts, Matters or Things, heretofore had, made, done or committed, for redeeming, determining, or making void the said Duties, yearly Fund, Benefit of Trade, Franchises, Privileges, Profits and Advantages, or any of them, subject nevertheless to the Restrictions, Covenants and Agreements in the said recited Acts, and Letters Patents, or any of them contained, now in force, and also subject to the general Provisoes or Condition of Redemption herein after contained; that is to say, Provided always, and it is hereby declared and enacted by the Authority aforesaid, That at any Time, upon three Years Notice after the five and twentieth Day of *March*, which shall be in the Year of our Lord one thousand seven hundred and thirty-three, and upon Repayment by Parliament as well of the said Sum of two Millions, as of the said Sum of twelve hundred thousand Pounds, making in the whole three Millions two hundred thousand Pounds, unto such Companies, Corporations, and Persons, as shall be then entitled thereto, and of all Arrears which, to the End of the said three Years, shall be due for or upon the said yearly Fund of one hundred and sixty thousand Pounds *per Annum*, then and from thenceforth the said Duties upon Salt, and the said Duties upon stampt Vellum, Parchment and Paper, and the said Yearly Fund of one hundred and sixty thousand Pounds, shall absolutely cease and determine.

Recital of the Act 6 Annæ, c. 17.

The Proviso in the last recited Act for Redemption of the Duties on Salt, &c. repealed, and the said Duties shall continue.

And the East India Company shall enjoy the yearly Sum of 160,000 l. &c. discharged of the said Condition.

9 & 10 W. 3. c. 44.

6 Annæ, c. 17.

Proviso that on 3 Years Notice after 25 March 1733. and on Repayment of 2,000,000 l. and 1,200,000 l. and all Arrears due on the said 160,000 l. per Ann. the said Duties on Salt, &c. shall determine.

Further Provisions relating to East India Company, 5 *Geo.* 1 *c.* 21. 7 *Geo.* 1. *c.* 5, & 21. 9 *Geo.* 1. *c.* 26. 3 *Geo.* 2. *c.* 14, & 20. 12 *Geo.* 2. *c.* 22. 17 *Geo.* 2. *c.* 17. 27 *Geo.* 2. *c.* 9. 1 *Geo.* 3. *c.* 14.

CAP.

CAP. XXIX.

An Act for better aſcertaining and ſecuring the Payments to be made to her Majeſty for Goods and Merchandizes to be imported from the *Eaſt Indies*, and other Places within the Limits of the Charter granted to the *Eaſt India* Company.

'WHEREAS the United Company of Merchants of *England* trading to the *Eaſt Indies*, do yearly import great Quantities of Goods, the Species and Quantities whereof cannot be known, nor due Entries made, ſo as to aſcertain the Cuſtoms, without having them firſt landed and examined, to bring the Contents thereof into a Method fit for the Computation of the Cuſtoms and other Duties payable for the ſame; for which Reaſon it hath been the conſtant Practice of all Companies trading to the *Eaſt Indies*, to enter and land their Goods and Merchandizes by Bills at Sight, or Sufferance, and to give Security for Payment of the Cuſtoms, and other Duties thereof, at two ſix Months Time from the Importation: And whereas ſome Doubts have lately ariſen concerning the Legality of the ſaid Practice;' Be it therefore enacted and declared by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That it ſhall and may be lawful for the ſaid Company, and their Succeſſors, from time to time, to enter ſuch Goods as are or ſhall be imported by them at the Cuſtom-houſe by Bills at Sight, or Sufferance, and to give Security under their Common Seal for the Payment of the Cuſtoms, and other Duties laid, or to be laid, upon all ſuch Goods as are rated in the Book of Rates, and upon Coffee, which is to be aſcertained by the Oath of the Importer, *videlicet*, for the Payment of one half Part thereof at the End of ſix Calendar Months next after the Time within which the Report of the Maſter or Purſer of the Ship, in which they ſhall be imported, ſhall or ought to have been made, and for the Payment of the other Half Part thereof, at the End of twelve Calendar Months next after the time within which ſuch Report ſhall or ought to be made, as aforeſaid; and the Commiſſioners and principal Officers of the Cuſtoms, are hereby authorized and required to grant to the ſaid Company ſuch Bills at Sight, or Sufferance, and take ſuch Security, as aforeſaid, and to make them ſuch Allowances and Deductions as are to be made to other Merchants, paying their Cuſtoms and other Duties at or before the landing of their Goods.

9 *W.* 3. *c.* 44. 6 *Ann. c.* 37. & 17.

East India Company may enter the Goods they import, by Bills at Sight, and give Security for Payment of the Cuſtoms, &c.

II. Provided always, and be it further enacted by the Authority aforeſaid, That this Act, or any thing therein contained, ſhall not extend, or be conſtrued to extend, to alter the Method or Manner of paying the Duties of fifteen *per Cent.* on Muſlins and Callicoes, or the Duties upon any other Goods, which are to be aſcertained by Sale at the Candle.

Not to alter the Manner of paying the Duties on Muſlins, &c.

See the References to the foregoing Chapter. And concerning India Goods, ſee farther 7 *Geo.* 1. *c.* 7, & 21. 10 *Geo.* 1. *c.* 11. 9 *Geo.* 2. *c.* 4. 15 *Geo.* 2. *c.* 31.

CAP. XXX.

An Act for continuing the Trade to the *South Seas*, granted by an Act of the laſt Seſſion of Parliament, although the Capital Stock of the ſaid Corporation ſhould be redeemed.

'WHEREAS by an Act of Parliament made in the ninth Year of her Majeſty's Reign, intituled, *An Act for making good Deficiencies, and ſatisfying the publick Debts; and for erecting a Corporation to carry on a Trade to the* South Seas, *and for the Encouragement of the Fiſhery; and for Liberty to trade in unwrought Iron with the Subjects of* Spain; *and to repeal the Acts for regiſtring Seamen*; it is provided and enacted, That at any Time upon one Year's Notice after the five and twentieth Day of *December* one thouſand ſeven hundred and ſixteen, upon Repayment by Parliament of the principal Sum of which the Capital Stock of the Company, which was intended to be eſtabliſhed by virtue of the ſaid Act, ſhould, for the time being, conſiſt, and of all Arrears of the Annuities or yearly Payments therein mentioned, or by Payment thereof by and out of the Surplus Monies of the Fund ſettled by the ſaid Act for Payment of the ſaid Annuities to the ſaid Company, then all the Impoſitions and Duties thereby granted or appropriated, ſhould or might be diſpoſed of by Parliament, and the yearly Fund therein mentioned, and the Annuities iſſuing out of the ſame, ſhall abſolutely ceaſe and determine; and her Majeſty, by Letters Patent under the Great Seal of *Great Britain*, bearing Date the eighth Day of *September* one thouſand ſeven hundred and eleven, grounded on the ſaid Act of Parliament, hath incorporated all and every the Perſon and Perſons, Natives and Foreigners, Bodies Politick and Corporate, who then were or ſhould be intereſted in, or entitled unto any the Bills, Tickets, Debentures, Certificates, or other publick Debts, Deficiencies, or Sums of Money, intended to be provided for by that Act, and all and every Perſon and Perſons, Bodies Politick and Corporate, who as Executors, Adminiſtrators, Succeſſors, or Aſſigns, or by any other lawful Title derived, or to be derived from, by, or under the original Proprietors, at any Time or Times, ſhould have and be entitled to any Part, Share, or Intereſt of or in the yearly Fund, by the firſt Act ſettled, ſo long as they reſpectively ſhould have any Part, Share, or Intereſt therein, to be one Body Politick and Corporate, by the Name of *The Governor and Company of Merchants of* Great Britain, *trading to the* South Seas *and other Parts of* America, *and for encouraging the Fiſhery*; and by that Name to have perpetual Succeſſion, with ſuch Powers, Privileges, and Advantages, as in the ſaid Charter are mentioned, ſubject nevertheleſs to the Condition or Power of Redemption in the ſaid Act expreſſed, as by the ſaid Act of Parliament and Charter may reſpectively appear: And whereas ſome Doubts have ariſen, or may ariſe, concerning the Power of Redemption intended by the ſaid Act and Charter, which might tend to diſcourage the ſaid Company in expending ſuch large Sums of Money as are neceſſary to be

9 Annæ, *c.* 22.

On One Year's Notice after 25 Dec. 1716. and on Repayment of the principal Sum of which the Company's Stock shall then consist, and of all Arrears, &c. the Duties granted by the recited Act may be disposed of by Parliament: But the Corporation shall continue for ever, and enjoy all Forts, &c.

'expended for making new Settlements within the Limits of their Charter, and settling a Trade there, for 'the future Benefit of *Great Britain*:' For Explanation whereof, Be it therefore enacted and declared by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That at any Time upon one Year's Notice, after the five and twentieth Day of *December* one thousand seven hundred and sixteen, upon Repayment by Parliament of the said principal Sum, of which the Capital Stock of the said Company shall, for the Time being, consist, and of all Arrears of the Annuities and yearly Payments aforesaid, or by Payment thereof by and out of the Surplus Money of the Funds settled by the said Act, for Payment of the said Annuities to the said Company, then all the Impositions and Duties by the said Act granted or appropriated, shall and may be disposed of by Parliament; and the said yearly Fund, and the said Annuities out of the same, shall cease and determine: But that the said Corporation by the Name aforesaid, after such Redemption of the said yearly Fund, shall continue for ever, and have perpetual Succession, and shall hold and enjoy all Forts, Factories and Acquisitions that they shall erect, establish, and make within the Limits prescribed by the said Act and Charter, and the Lands, Tenements and Hereditaments, that shall be by them purchased in *Great Britain*, not exceeding one thousand Pounds *per Annum*; and the Members thereof, without having any Share or Interest in the yearly Fund so to be redeemed, shall have and be entitled to have the sole Benefit of Trade in and to the *South Seas*, and elsewhere, and such Power of Trade in the Fishery, as by the said Act is directed, and all other Benefits, Powers, Privileges and Advantages (the Annuities issuing out of the said yearly Fund only excepted) as if no such Redemption were had or made; and from and after such Redemption of the said yearly Fund, all Persons having any Share or Interest in the Money or Stock paid into or gained by the said Company, to carry on the Trade of the said Company, shall be, and be deemed Members of the said Company, and be entitled to all the Benefits, Profits, Privileges and Advantages thereof, in Proportion to their respective Parts and Shares in the said Money or Stock, that is or shall, from time to time, be paid in for Trade, or shall be gained thereby; and the said Money or Stock so paid, or to be paid in for Trade, or gained thereby, shall be assignable and transferrable in such and the like Manner *(mutatis mutandis)* as the Shares in the Capital Stock and yearly Fund are now assignable, or may be assigned; and that from and after such Redemption of the said yearly Fund by Parliament, or after one Moiety thereof, or more, shall be redeemed and discharged, by and out of the Surplus of the Funds settled by the said Act for Payment of the same, the said Governor and Company may, from time to time, by By-Laws or Orders to be made in their General Court, or General Courts, declare and direct how much and what Part or Share in the then remaining Capital Stock or yearly Fund, and the Money or Stock paid in for Trade, or gained thereby, or in both or either of them, shall qualify the Members of the said Company, to give any Vote or Votes in any General Court or General Courts, and for the electing of a Governor, Sub-Governor, Deputy-Governor, and Directors of the said Company, and for the continuing and being elected in the said Offices, or any of them.

and the Company may make By-Laws, &c.

See farther concerning South Sea Company, 1 *Geo.* 1. *stat.* 2. *c.* 21. 3 *Geo.* 1. *c.* 9. 5 *Geo.* 1. *c.* 19. 6 *Geo.* 1. *c* 4 & 11. 7 *Geo.* 1. *c.* 5. 7 *Geo.* 1. *stat.* 2. 8 *Geo.* 1. *c.* 20, 21 & 22. 9 *Geo.* 1. *c.* 6. 1 *Geo.* 2. *c.* 8. 3 *Geo.* 2. *c.* 16 & 20. 4 *Geo.* 2. *c.* 5. 5 *Geo.* 2. *c.* 17. 6 *Geo.* 2. *c.* 25 & 28. 7 *Geo.* 2. *c.* 17. 9 *Geo.* 2. *c.* 34. 10 *Geo.* 2. *c.* 17. 20 *Geo.* 2. *c.* 3. 24 *Geo.* 2. *c.* 2 & 11.

CAP. XXXI.

An Act for the appointing Commissioners to take, examine, and determine the Debts due to the Army, Transport Service, and Sick and Wounded. EXP.

CAP. XXXII.

An Act for enlarging the Time for Ministers, Advocates, and other Members of the College of Justice in *Scotland*, to take the Oaths therein mentioned.

10 Annæ, c. 7. 'WHEREAS by an Act made in this present Session of Parliament, intituled, *An Act to prevent the Disturbing those of the Episcopal Communion, in that Part of* Great Britain *called* Scotland, *in the Exercise of their Religious Worship, and in the Use of the Liturgy of the Church of* England; *and for repealing the Act passed in the Parliament of* Scotland, *intituled*, Act against irregular Baptisms and Marriages; it is enacted, That all Ministers of the Established Church in *Scotland*, and all and every Person or Persons who is or are Pastor or Pastors, Minister or Ministers of any Episcopal Congregation in *Scotland*, shall be obliged, and are thereby required, on or before the first Day of *August* next, to take and subscribe the Oaths therein set forth, in such Manner, and under such Penalties, as all Officers, Civil and Military, in

6 Annæ, c. 14. *Scotland*, are obliged to take the Oath recited in the fourteenth Act of the sixth Year of her Majesty's Reign, intituled, *An Act for the better Security of her Majesty's Person and Government:* And whereas, by the said last mentioned Act, it is amongst other Things enacted, That all Officers, Civil and Military, in that Part of the Kingdom of *Great Britain* called *Scotland*, who are obliged and required to take in *Scotland* an Oath, called the Oath of Allegiance and Assurance, before the Privy Council there, should be obliged, on or before the twentieth Day of *April* one thousand seven hundred and eight, to take and subscribe the Oath by the said Act appointed, before the Privy Council, while it should continue, and after the Determination thereof, before and in the Court of Session, or the Court of Justiciary, or the Court of Exchequer there; and that all others then in any of the Offices aforesaid, who, in Respect thereof, had used and been obliged to take the said Oath of Allegiance and Assurance in any other Court and Place, should be obliged to take and subscribe the same at the next Quarter-Sessions of the Peace that should be held for any County or Place in which any such Officer should be resident and abiding; and

'that

'that all and every Perſon or Perſons whatſoever, who ſhould after be admitted into any Office, Civil or 'Military, within that Part of *Great Britain* called *Scotland*, ſhould, within three Months after his Ad- 'mittance into any ſuch Office, be obliged to take the Oath appointed by the ſaid Act, in the reſpective 'Courts above mentioned, according to the Diſtinction therein and above mentioned, for Perſons then in 'Office: And whereas many of the Miniſters of the Eſtabliſhed Church, and Epiſcopal Perſuaſion in *Scot-* 'land, had not Notice of the Paſſing of the ſaid Act of this preſent Seſſion of Parliament, until after the 'laſt Quarter Seſſions of the Peace, and that there will be no other Quarter-Seſſions of the Peace in *Scotland* 'before the ſecond Day of *Auguſt* next, whereby many of the ſaid Miniſters and Paſtors are rendred incapable 'of taking the Oaths by the ſaid Act required:' For Remedy whereof, Be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by Authority of the ſame, That if any Miniſter or Miniſters of the Eſtabliſhed Church of *Scotland*, or any Perſon or Perſons who is or are Paſtor or Paſtors, Miniſter or Miniſters of any Epiſcopal Congregation in *Scotland*, ſhall, on or before the firſt Day of *November* in the Year of our Lord one thouſand ſeven hundred and twelve, take and ſubſcribe the Oaths in the Act of this preſent Seſſion of Parliament mentioned and ſet forth, in ſuch Manner as all Officers, Civil and Military, in *Scotland*, are obliged to take the Oaths recited in the ſaid Act made in the ſixth Year of her Majeſty's Reign, the ſame ſhall be, to all Intents, Conſtructions and Purpoſes, as effectual as if ſuch Miniſter or Miniſters, Paſtor or Paſtors, had taken the ſaid Oaths within the Time appointed by the Act of this preſent Seſſion of Parliament.

Miniſters in Scotland taking the Oaths mentioned in 10 Annæ, c. 7. before 1 Nov. 1712. ſhall be as effectual as if they had taken them within the Time appointed by that Act.

'II. And whereas by another Act made in this preſent Seſſion of Parliament, intituled, *An Act for pre-* 'ſerving the Proteſtant Religion, by better ſecuring the Church of England as by Law eſtabliſhed, and for con- 'firming of the Toleration granted to Proteſtant Diſſenters, by an Act, intituled, An Act for exempting their 'Majeſties Proteſtant Subjects, diſſenting from the Church of *England*, from the Penalties of certain Laws; 'and for ſupplying the Defects thereof; and for the farther ſecuring the Proteſtant Succeſſion, by requiring the 'Practiſers of the Law in North Britain to take the Oaths, and ſubſcribe the Declaration therein mentioned; It 'is enacted, That all Advocates, Writers to the Signet, Notaries Publick, and other Members of the Col- 'lege of Juſtice, within that Part of *Great Britain* called *Scotland*, ſhall be obliged, on or before the fif- 'teenth Day of *June*, to take and ſubſcribe before the Lords of Seſſion, the Oath appointed by an Act 'made *Anno ſexto Reginæ*, intituled, *An Act for the better Security of her Majeſty's Perſon and Government*; 'and in caſe of their Neglect or Refuſal to take and ſubſcribe the ſaid Oaths, as aforeſaid, ſuch Perſon 'ſhall be *ipſo facto* incapable and diſabled in Law to have, enjoy or exerciſe his ſaid Employment: And 'whereas the Court of Seſſion in *Scotland* does not ſit from the laſt of *February* to the firſt of *June*, and 'that ſeveral of the Advocates, Writers to the Signet, Notaries Publick, and others, Members of the Col- 'lege of Juſtice aforeſaid, have, either by Reaſon of Sickneſs, Indiſpoſition, or Abſence, been rendred in- 'capable of taking the Oath by the ſaid Act required:' For Remedy whereof, Be it further enacted by the Authority aforeſaid, That if any Advocate, Writer to the Signet, Notary Publick, or any Member of the College of Juſtice aforeſaid, ſhall, on or before the ſaid firſt Day of *November*, take and ſubſcribe the aforeſaid Oath, either in her Majeſty's Court of Seſſion, Juſticiary, or Exchequer in *Scotland*, or at the Quarter-Seſſions there, for the City or County where ſuch Perſon or Perſons inhabit or dwell, or in her Majeſty's Court of *Chancery*, *Queen's Bench*, *Common Pleas*, or Court of *Exchequer* at *Weſtminſter*, the ſame ſhall be, to all Intents and Purpoſes, as effectual, as if ſuch Advocate, Writer to the Signet, Notary Publick, or other Member of the College of Juſtice, had taken the ſame within the Time, and in the Manner appointed by the aforeſaid Act; any thing therein contained to the contrary notwithſtanding.

10 Annæ, c. 2.

6 Annæ, c. 14.

Advocates, &c. taking the Oaths in the Act 6 Annæ, c. 14. before the ſaid firſt Day of November ſhall be as effectual as if they had taken the ſame, as appointed by the recited Act.

CAP. XXXIII.

An Act for the appointing the Circuit Courts in that Part of *Great Britain* called *Scotland*, to be kept only once in the Year.

'WHEREAS it has been found by Experience to be ſufficient for the Adminiſtration of Juſtice in 'that Part of *Great Britain* called *Scotland*, that the Circuit Courts ſhould be kept only once in the 'Year;' Be it therefore enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and the Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That in all Time coming the ſaid Circuit Courts in *Scotland* ſhall be kept only once in the Year, and that in the Months of *April* or *May* at the ſeveral Places, and in Manner and Form as by Law eſtabliſhed; and that in all Time coming, the Circuit Courts formerly appointed to be kept in the Month of *October* yearly, be ſuperſeded and ceaſe, excepting only when it ſhall pleaſe her Majeſty or her Succeſſors, by a Proclamation to be iſſued in the Month of *July* preceding, to order the ſaid Circuit Courts for the *October* following to be kept at all or any of the Places mentioned in an Act of Parliament of *Scotland*, paſſed in the third Seſſion of the ſecond Parliament of King CHARLES the Second, in which Caſe, and not otherwiſe, the ſaid *October* Circuit ſhall that Year be kept upon the Days and at the Places ſo appointed by the Proclamation, and in the uſual Form of Law.

The Circuit Courts in Scotland to be kept but once a Year. And the Circuit Court in October ſhall ceaſe, except when the Crown by Proclamation ſhall order it to be kept.

CAP. XXXIV.

An Act for explaining ſeveral Clauſes in an Act paſſed the laſt Seſſion of Parliament, for the Relief of the Sufferers of the Iſlands of *Nevis* and *St. Chriſtophers*, by Reaſon of the Invaſion of the *French* there, in the Year one thouſand ſeven hundred and five.

9 Annæ, c. 23. 'WHEREAS in an Act made in the ninth Year of her Majeſty's Reign, intituled, *An Act for licenſing and regulating Hackney Coaches and Chairs; and for charging certain new Duties on ſtampt Vellum, Parchment and Paper, and on Cards and Dice; and on the Exportation of Rock Salt for* Ireland; *and for Security thereby, and by a weekly Payment out of the Poſt Office, and by ſeveral Duties on Hides and Skins, a yearly Fund of one hundred eighty-ſix thouſand ſix hundred and ſeventy Pounds, for thirty-two Years, to be applied to the Satisfaction of ſuch Orders as are therein mentioned, to the Contributors of any Sum, not exceeding two Millions, to be raiſed for carrying on the War, and other her Majeſty's Occaſions*; a Sum of one hundred and three thouſand and three Pounds, eleven Shillings and four Pence, is appointed to be diſtributed amongſt the Proprietors and Inhabitants of the Iſlands of *Nevis* and *St. Chriſtophers*, who ſuſtained great Loſſes by a late Invaſion and Depredation of the *French*, to encourage them to reſettle in the ſaid Iſlands, in Debentures to be paid and ſatisfied in like Manner as the then unſatisfied Debentures, charged upon the Forfeited Eſtates in *Ireland*, were to be ſatisfied and diſcharged; concerning the Diſtribution whereof ſome Doubts and Difficulties have ariſen, to the great Prejudice and Delay of the poor Sufferers who have reſettled there:' For Remedy and Removal whereof, Be it enacted, *&c.*

"None ſhall be entitled to a Part of the 103,003 *l.* 11 *s.* 4 *d.* granted 9 Annæ, c. 23. but ſuch of the Proprietors or Inhabitants of *Nevis* and *St. Chriſtophers* as were Sufferers and reſettled there before 25 *Dec.* 1711. This Clauſe is confirmed 5 Geo. 1. c. 32. What ſhall be deemed a Reſettlement. The Commiſſioners for Trade and Plantations may, on Proof of ſuch Reſettlement, iſſue out, in the Name of each Sufferer, his Executors, *&c.* Debentures for the third Part of their Loſſes. Sufferers not making Proof of their Loſſes before 25 *Dec.* 1712. ſhall be excluded from any Share of the Bounty. Sufferers may redeem their Shares, if aſſigned, by Payment of the Conſideration Money, *&c.*

See farther, 5 Geo. 1. c. 32. 8 Geo. 1. c. 20. *ſect.* 43. 13 Geo. 1. c. 3. *ſect.* 10.

Anno Regni ANNÆ Reginæ Magnæ Britanniæ, Franciæ, & Hiberniæ, duodecimo. Stat. 1.

'AT the Parliament begun and holden at *Weſtminſter* the twenty-fifth Day of *November Anno Domini* one thouſand ſeven hundred and ten, in the ninth Year of the Reign of our Sovereign Lady ANNE, by the Grace of GOD, of *Great Britain*, *France* and *Ireland*, Queen, Defender of the Faith, *&c.* Being the firſt Seſſion of this preſent Parliament. And from thence continued by ſeveral Prorogations, to the ſeventh Day of *December* one thouſand ſeven hundred and eleven: Being the ſecond Seſſion of this preſent Parliament. And from thence continued by ſeveral Prorogations to the ninth Day of *April* one thouſand ſeven hundred and thirteen: * Being the third Seſſion of this preſent Parliament.

* 'In the Record is added,' and continued by ſeveral Adjournments till the 16th Day of July in the twelfth Year of her Majeſty's Reign.

CAP. I.

An Act for granting an Aid to her Majeſty, to be raiſed by a Land-Tax in *Great Britain*, for the Service of the Year one thouſand ſeven hundred and thirteen. EXP. 2s. in the Pound.

CAP. II.

'Continued annually, and particularly by' 13 Geo. 1. c. 7. and 8 Geo. 2. c. 2.

An Act for granting to her Majeſty Duties upon Malt, Mum, and Cyder and Perry, for the Service of the Year one thouſand ſeven hundred and thirteen; and for making forth Duplicates of Lottery Tickets, loſt, burnt, or deſtroyed; and for enlarging the Time for adjuſting Claims in ſeveral Lottery Acts; and to puniſh the counterfeiting or forging of Lottery Orders; and for explaining a late Act in Relation to Stamp Duties on cuſtomary Eſtates, which paſs by Deed and Copy.

Compounders to continue their Compoſition, &c. before 24 June 1713.

XIII. AND be it further enacted by the Authority aforeſaid, That all and every ſuch Perſon and Perſons, who by Virtue, or in Purſuance of any former Act for laying Duties upon Malt, Mum, Cyder and Perry, have made or ſhall make any Compoſition ſtill in being, for the Duties of their Malt, ſhall on or before the four and twentieth Day of *June* one thouſand ſeven hundred and thirteen, continue ſuch their Compoſition for the Duties hereby granted, and pay the Compoſition Money, or give Bond for the ſame, according to the Purport, true Intent, and Meaning of this preſent Act, or in Default thereof ſhall be, and are hereby charged and made liable to pay unto her Majeſty, her Heirs and Succeſſors, the Sum of

or liable to the Duty, &c.

fix

ſix Pence for every Buſhel of Malt which he, ſhe or they or any other Perſon or Perſons in Truſt for him, her or them, ſhall be poſſeſſed of, on the ſaid four and twentieth Day of *June* one thouſand ſeven hundred and thirteen; and that all and every ſuch Perſon and Perſons who have or hath, or ſhall make ſuch Compoſition for their ſaid Duties on Malt, in Purſuance of the ſaid former Acts or any of them, and who ſhall make Default in continuing ſuch their Compoſition, as aforeſaid, ſhall on or before the tenth Day of *July* one thouſand ſeven hundred and thirteen, make true and particular Entries of all ſuch Malt as they or any of them, or any other Perſon or Perſons in Truſt for them or any of them, ſhall be poſſeſſed of, or have in his or their Cuſtody or Poſſeſſion, at the Office of Exciſe within the Limits of which they ſhall reſpectively inhabit, upon Pain to forfeit the Sum of fifty Pounds and the Malt, of which no ſuch Entry ſhall be made; and within ſix Days after he, ſhe or they ſhall have made or ought to have made ſuch Entry, as aforeſaid, ſhall pay down the Duties hereby charged upon the ſame, or in Default thereof ſhall forfeit and loſe double the Value of the ſaid Malt; and that the Houſes, Out-houſes, and other Places belonging to ſuch Compounders, who ſhall make Default in continuing ſuch their Compoſitions, as aforeſaid, ſhall be and are hereby made liable to the Search and View of the Officers for the ſaid Duties, in the ſame Manner, and under the ſame Penalties for Refuſal, as other Perſons making Malt for Sale are liable.

Malt damaged by the caſting away of the Veſſel, &c.

XIV. And be it further enacted by the Authority aforeſaid, That from and after the ſaid three and twentieth Day of *June* one thouſand ſeven hundred and thirteen, and after the Duty by this Act impoſed on Malt is paid by the Malſter, if any Quantity of Malt ſhall unfortunately happen to be damaged by the caſting away or ſinking of the Barge or Veſſel in which the ſaid Malt ſhall be tranſported from one Part of this Kingdom to another within the ſame, That the Juſtices of the Peace of the County, Riding, or Diviſion, where ſuch Accident ſhall happen, ſhall at the next General Quarter-Seſſions to be held for ſuch County, Riding, or Diviſion, upon Proof of ſuch Damage, and of Payment of the Duty, as aforeſaid, determine and ſettle the Quantity of the Damage done to ſuch Malt by the caſting away or ſinking of the Barge or Veſſel in which the ſame ſhall be tranſported, as aforeſaid, and an Allowance to be made in reſpect thereof, and to give a Certificate under their Hands and Seals of the Sum allowed, which Allowance ſhall bear the ſame Proportion to the whole Duty, as the ſaid Damage ſhall appear to bear to the Value of the ſaid Malt before it was ſo damaged; upon producing of which Certificate to the Officer appointed to collect the ſaid Duty, he ſhall be obliged to repay or allow to the ſaid Proprietor or Proprietors, out of the Duty paid for the ſaid Malt, ſo much Money as the Sum certified by the ſaid Juſtices ſhall amount unto, or in Default thereof, that the Proprietor or Proprietors of the ſaid Malt ſhall and may deduct the Allowance ſo certified out of the next or any other ſubſequent Monies becoming due from ſuch Proprietor or Proprietors by Virtue of this preſent Act.

Juſtices to determine the Damage, &c.

and Officer to repay the Duty, &c.

Notice to be left with the Collector three Days before Quarter-Seſſions.

XV. Provided always, and it is hereby enacted by the Authority aforeſaid, That where any ſuch Loſs or Damage ſhall happen, as aforeſaid, the Perſon or Perſons who ſhall ſuſtain the ſame, ſhall, three Days at leaſt before the next Quarter-Seſſions, give or leave Notice in Writing thereof with the Collectors of Exciſe of the Diſtrict or Collection where ſuch Loſs or Damage ſhall happen, and of his and their Intention of applying at the next General Quarter-Seſſions of the Peace for an Allowance in reſpect of ſuch Damage or Loſs.

No Malſter to mix Corn of one Wetting with Corn of another Wetting, on forfeiture of 5 s. per Buſhel.

'XVI. And whereas many Malſters and Makers of Malt, in order to the defrauding her Majeſty of the 'Duty, and preventing the Officers from taking and keeping a true Account of the Corn or Grain by them 'ſteeping and ſteeped, and making into Malt, do in the Abſence of the Officers remove Part of their Corn 'or Grain out of the Ciſtern or Wetting-Fat, and mix the ſame with Corn or Grain of a former Wetting, 'and ſupply the Place of the Corn or Grain ſo removed with freſh Corn or Grain, and do alſo mix their 'ſeveral Couches and Floors, in ſuch Manner that the Officers for the ſaid Duties cannot diſtinguiſh one 'Wetting from another; For Remedy whereof,' Be it further enacted by the Authority aforeſaid, That during the Continuance of the Duties hereby granted, no Malſter or Maker of Malt, other than Compounders for the ſaid Duties, ſhall, during the Continuance of the ſaid Duties, mix, or cauſe to be mixed, his, her or their Corn or Grain making into Malt, of one Wetting or Steeping, or any Part thereof, with his, her or their Corn or Grain making into Malt, of a former Wetting or Steeping, or any Part thereof, before the ſame is put on the Kiln for drying, on Pain of Forfeiture of the Sum of five Shillings for every Buſhel of Corn ſo mixed, contrary to the true Intent and Meaning hereof.

Gagers to meaſure by the Gage, and not by the Buſhel.

XVII. And be it further enacted by the Authority aforeſaid, That the Gagers and other Officers of Exciſe, for the Time being, or that ſhall be deputed to put this preſent Act into Execution, ſhall, during the Continuance of the Duties hereby charged, meaſure ſuch Corn and Grain making into Malt by the Gage only, and not by the Buſhel; any Thing herein before contained, or in any former Act or Acts, relating to the Duties hereby granted, to the contrary in any wiſe notwithſtanding.

Penalty on Malſters preſſing Malt together in the Ciſtern, &c. 2 s. 6 d. per Buſhel.

'XVIII. And whereas in making of Malt, practiſed before the granting the ſaid Duties, the Barley, or 'other Corn or Grain, during its Steeping in the Ciſtern or Uting-Fat, did uſually riſe and ſwell ſo con'ſiderably, that it was thought reaſonable, upon granting the ſaid Duties, in all Charges to be made by the 'Officers from the Ciſtern or Couch, to allow to the Malſters, upon Payment of the Duty, four Buſhels 'in every twenty Buſhels, and ſo proportionably upon every greater or leſſer Quantity, in Conſideration 'of ſuch Riſe or Swelling of the Corn, which Allowances have been and are made accordingly: And 'whereas many Malſters or Makers of Malt for Sale, by preſſing, treading, ramming, or other Methods, 'do now not only make their Corn lye ſo cloſe in the Ciſtern or Uting-Fat, and alſo in the Couch, that 'the Riſe or Swelling, as aforeſaid, is prevented, but alſo renders it very difficult for Officers to know the 'true Quantity of the Corn ſteeped or in the Couch, and thereby have the Allowance, as aforeſaid, though 'the Reaſon of making the ſame is taken away;' Be it therefore further enacted, That if any Malſter or Maker of Malt for Sale, during the Continuance of the Duties on Malt by this Act granted, ſhall tread, ram, or otherwiſe Force together in the Ciſtern, Uting-Fat, or Couch, any Corn ſteeping or ſteeped, in order to the making into Malt, every ſuch Malſter or Maker of Malt for Sale, ſhall for every ſuch Offence, forfeit and

and loſe the Sum of two Shillings and ſix Pence for every Buſhel of Corn ſteeping or ſteeped, that ſhall be ſo preſſed, trodden, rammed, or forced; any Thing herein or in any former Act or Acts contained to the contrary in any wiſe notwithſtanding.

All Proſecutions to be within five Years.

XIX. Provided always, and be it enacted by the Authority aforeſaid, That no Perſon or Perſons ſhall be ſued or charged with the Duties hereby granted, unleſs ſome Action, Information, or Suit be commenced for the ſame, within five Years after the ſame ſhall become due.

Allowance for Malt charged in the Uting-Fat, &c.

'XX. And in Regard the Quantity of Barley, or other Corn or Grain, taken by the Gage in any Ciſtern, Uting-Fat, or other Veſſel or Utenſil, wherein ſuch Barley, or other Corn or Grain ſhall be found Wetting or Steeping, or which ſhall be found to have been wetted or ſteeped for the making of Malt, is by this Act to be charged and returned by the Gager, as ſo many Buſhels of Malt:' It is hereby further enacted by the Authority aforeſaid, That out of every twenty Buſhels ſo charged by the Gager, there ſhall be an Allowance made to the Maker of ſuch Malt ſo charged in the Uting-Fat, Ciſtern, or other Veſſel, wherein the ſame ſhall be found Wetting or Steeping, as aforeſaid, or upon the Floor within thirty Hours after the ſame ſhall be thrown out of the Uting-Fat, Utenſil, Ciſtern or other Veſſel, of four Buſhels, and out of every greater or leſſer Quantity, a proportionable Allowance ſhall be made in Conſideration of the Difference between the Quantity of ſuch Corn when it is wet and ſwoln, and the Quantity thereof, when it is converted into Dry Malt; any Thing herein contained to the contrary notwithſtanding.

Debentures for Malt unſatisfied, on 24 June 1713. how to be paid.

XXIV. And be it enacted, That all Debentures for Malt exported upon any former Act or Acts for laying Duties upon Malt, Mum, Cyder and Perry, which ſhall remain unſatisfied, on the four and twentieth Day of *June* one thouſand ſeven hundred and thirteen, ſhall (in Caſe the reſpective Commiſſioners or Officers of Exciſe ſhall not have ſufficient in their Hands of the Duties granted by the ſaid former Acts to ſatisfy the ſame) be paid and ſatisfied out of the Duties ariſing by this preſent Act.

An Allowance of 10 Buſhels in 20 on a Floor-Gage.

XXVIII. Provided always, That if any Barley or other Corn or Grain that hath been ſteeped or wetted in any Ciſtern, Uting-Fat, or other Veſſel, ſhall, during the Continuance of this Act, be found working or growing upon the Floor, before it is put upon the Kiln, in order to be made into Malt, after the ſaid three and twentieth Day of *June* one thouſand ſeven hundred and thirteen, which when dried and made into Malt, will not anſwer ſo great a Quantity from the Floor as from the Ciſtern or Fat; is is hereby enacted by the Authority aforeſaid, That out of every twenty Buſhels ſo charged upon the Floor, there ſhall be an Allowance made to the Maker of the ſaid Malt, which ſhall be gaged and charged upon the Floor, after the ſame ſhall have been thrown out of the Uting-Fat, Utenſil, Ciſtern, or other Veſſel before mentioned, by the Space of thirty Hours or more, and before the ſame ſhall be dried, of ten Buſhels, and out of every greater or leſſer Quantity a proportionable Allowance ſhall be made, in Conſideration of the Difference between the Quantity of ſuch Corn when it is making upon the Floor, and the Quantity thereof when it is dried and perfectly made into Malt; any Thing herein contained to the contrary thereof in any wiſe notwithſtanding.

The ſame Allowance on exporting ground Malt, as if whole, &c.

XXX. Provided always, and be it further enacted and declared by the Authority aforeſaid, That in caſe any Perſon or Perſons whatſoever ſhall export any ground Malt from any Port or Place in *Great Britain*, to any foreign Parts, the Duties whereof ſhall have been paid or ſecured to be paid according to this Act, ſuch Perſon and Perſons ſhall have the like Drawback or Allowance out of the Duties on Malt by this Act granted, as if the ſaid Malt had been whole, upon Debentures to be obtained, and upon producing Certificates, making Oath, and doing and performing the other Matters and Things herein before preſcribed and directed, in order to obtain Debentures upon Exportation of Malt for foreign Parts; yet nevertheleſs ſuch ground Malt ſo exported ſhall be computed and eſtimated after the Rate of ſo many Buſhels of Malt as the ſame did contain before it was ground, and no more.

Gager to leave a Copy of each Gage with the Maker.

XXXI. Provided always, and be it further enacted, That every Gager or other Officer, who ſhall be conſtituted or appointed to put this Act in Execution, ſhall be and are hereby required to leave a true Copy of each Gage, and the Quantity thereof, in Writing under his or their Hands, with or for the ſaid Maker or Makers of Malt, at the Time of taking ſuch Gage upon Demand, under the Penalty of forty Shillings.

Concealing Malt forfeits 10 s. per Buſhel.

XXXV. And it is hereby further enacted by the Authority aforeſaid, That if any Maker of Malt ſhall, during the Continuance of the Duties hereby granted, fraudulently hide, conceal or convey any of his Malt from the Sight or View of the Gager or Gagers apointed to take an Account of the ſame, the Perſon or Perſons offending therein, ſhall forfeit and loſe for every Buſhel of Malt ſo hid, concealed, or conveyed away from the Sight and View of ſuch Gager or Gagers, the Sum of ten Shillings, to be recovered and diſtributed, or mitigated, as other Penalties and Forfeitures by this Act, or by any Law herein referred unto, are to be recovered, diſtributed, or mitigated.

Perſons aggrieved may appeal to the Quarter-Seſſions, &c.

XXXVII. And be it enacted by the Authority aforeſaid, That if either Party think him or themſelves agrieved by any Judgment or Order to be given or made by any Juſtices of the Peace, in Purſuance of this preſent Act, touching or concerning the Duties hereby granted, or any Penalty and Forfeiture relating to the ſame, it ſhall and may be lawful to and for ſuch Perſon or Perſons, ſo finding him, her or themſelves agrieved by ſuch Judgment or Order, to appeal from the ſame to the Juſtices aſſembled at the next General Quarter-Seſſions of the Peace, to be holden for the County, Shire or Stuartry where ſuch Judgment or Order ſhall have been made; which ſaid Juſtices of the Peace, or the major Part of them, are hereby impowered to hear and finally determine the ſame; and no Writ of *Certiorari* ſhall be allowed or brought to ſet aſide any Determination or Order of the ſaid Juſtices.

No Certiorari.

Appellor to give Notice thereof ſix Days before Quarter-Seſſions, &c.

XXXVIII. Provided always, and it is hereby enacted by the Authority aforeſaid, That the Party or Parties ſo appealing, as aforeſaid, ſhall give Notice in Writing, by the ſpace of ſix Days next before ſuch Seſſion ſhall be held, as aforeſaid, unto the Party or Parties of the other ſide, of his, her or their Intention to bring ſuch Appeal; and that it ſhall and may be lawful to and for ſuch Juſtices or the major Part of them, in their Quarter-Seſſions, to award Coſts to either Party, as they ſhall in their Diſcretion think fit,

to be levied by Warrant of the Juſtices of the Peace of ſuch County, Shire, or Stuartry, or any two or more of them, on the Goods and Chattels of the Party or Parties, againſt whom the ſame ſhall be awarded. Provided alſo, That in caſe there be not the Space of ſix Days between the firſt Judgment or Order of the two Juſtices and the Quarter-Seſſions then next following, that then the Appeal may be made at the ſecond Quarter-Seſſions after ſuch Judgment or Order made.

Malt made in Scotland, brought by Sea into England, to be entred at the Port of landing, and pay 6 d. per Buſhel, unleſs certified to have paid the Duty. Malt brought by Land, to paſs thro' Berwick or Carliſle, and to be entred there, and to pay 6 d. per Buſhel, on pain of Forfeiture. Such Malt coming by Land, beyond the ſaid Towns, without Entry, &c. forfeited, or the Value.

XXXIX. And it is hereby further enacted by the Authority aforeſaid, That all Malt made in *Scotland*, not to be conſumed there, which at any time or times between the twenty-third Day of *June* one thouſand ſeven hundred and thirteen, and the twenty-fourth Day of *June* one thouſand ſeven hundred and fourteen, ſhall be brought into *England*, *Wales*, or the Town of *Berwick* upon *Tweed*, ſhall, in caſe the ſame be brought by Sea, be entred with the Officer for the ſaid Duties of the Port where the ſame ſhall be ſo brought into *England*, *Wales*, or *Berwick*; and the Sum of ſix Pence *per* Buſhel (unleſs a Certificate from the proper Officer be produced, that it had paid the ſaid Duty in *Scotland*) for the ſame Malt, ſhall be paid to ſuch Officer before landing thereof: And in caſe the ſame ſhall be brought by Land, ſuch Malt ſhall paſs and be carried by and through the Towns of *Berwick* or *Carliſle*, and there entred with the Officer of the ſaid Duties, in ſuch of the ſaid Towns by or through which ſuch Malt ſhall be ſo carried; and the like Duty of ſix Pence *per* Buſhel for the ſame, unleſs ſuch Certificate be produced, as aforeſaid, ſhall be paid down in ready Money to ſuch Officer, on Pain of forfeiting all ſuch Malt, and the Value thereof, as ſhall be landed or put on Shore, or brought into *England*, without ſuch Entry or Payment of ſuch additional Duties, as aforeſaid: And in caſe any Malt made in *Scotland* ſhall, during the ſaid Term, be found coming out of *Scotland*, or brought from thence by Land, by or beyond the Towns before-mentioned, without Entry or Payment of the Duties thereof, or producing ſuch Certificate, as aforeſaid, then all ſuch Malt, or the Value thereof, ſhall be forfeited; the laſt mentioned Forfeiture thereof to be and go, one Moiety thereof to the Queen's Majeſty, the other Moiety thereof to ſuch Perſon or Perſons as will inform, ſeize, or ſue for the ſame, or the Value thereof, and to be recovered and levied by ſuch Ways, Means and Methods, as any other Penalties or Forfeitures, relating to the Malt Duties are by this Act to be recovered and levied.

The Monies ariſing to be paid into the Exchequer.

XL. And be it enacted by the Authority aforeſaid, That all the Monies which ſhall ariſe by this Act of the ſaid Duties on Malt, Mum, Cyder and Perry, over and above the neceſſary Charges of raiſing and paying the ſaid Duties, ſhall from Time to Time be brought and paid into the Exchequer.

A Book to be kept, for tranſferring the Principal Sums on the Malt Act 9 Annæ to the Regiſter of this Act.

" There ſhall be kept in the Office of the Auditor of the Receipt one Book, in which all the Orders for " Money payable upon this Act ſhall be regiſtred; and the Money lent upon the Act of the ninth Year of " her Majeſty's Reign unſatisfied, with Intereſt of ſix *per Cent.* ſhall be placed upon the Regiſter, and ſhall " be paid out of the Monies ariſing by this Act: Intereſt to be paid every three Months. It ſhall be lawful " for any Perſons to lend upon Credit of the ſaid Duties any Sums, as together with the Principal Monies " appointed to be tranſferred, ſhall not exceed ſeven hundred thouſand Pounds; which Lenders ſhall have " Intereſt of five *per Cent.* to be paid every three Months. Where it ſhall appear by Affidavit before any of " the Barons of the Exchequer, that any Exchequer Bills, or Tickets, before the twentieth Day of *May* one " thouſand ſeven hundred and thirteen, have been loſt, burnt, or deſtroyed; It ſhall be lawful for the re- " ſpective Officers, upon producing a Certificate from any of the ſaid Barons, and on Security given to the " ſaid Officers, to make forth Duplicates of the ſaid Bills and Tickets. It ſhall be lawful for the Com- " miſſioners to ſettle and adjuſt the Properties of any Tickets in the Lotteries that have not hitherto been " ſettled, provided the Perſons poſſeſſed of the Tickets do appear on or before the five and twentieth of *De-* " *cember* one thouſand ſeven hundred and thirteen. If any Perſon ſhall forge or counterfeit any of the Lot- " tery Orders, or alter the Number or Principal Sum of any ſuch Order, or counterfeit the Hand of any " Perſon to ſuch Order, thereby to procure a fraudulent Aſſignment, or ſell any ſuch Order, knowing the " ſame to be forged, every ſuch Perſon ſhall be adjudged a Felon, without Benefit of Clergy." EXP.

Concerning Malt, ſee farther 1 *Geo.* 1. *ſtat.* 2. *c.* 2. 4 *Geo.* 1. *c.* 3. 6 *Geo.* 1. *c.* 21. 9 *Geo.* 1. *c.* 3. 12 *Geo.* 1. *c.* 4. 13 *Geo.* 1. *c.* 7. 2 *Geo.* 2. *c.* 1. 8 *Geo.* 2. *c.* 1. 15 *Geo.* 2. *c.* 1. 20 *Geo.* 2. *c.* 5. 27 *Geo.* 2. *c.* 2. 33 *Geo.* 2. *c.* 3 & 7. *And ſee annual Malt Acts.*

Clauſe for Explaining a late Act in relation to Stamp Duties on Cuſtomary Eſtates, which paſs by Deed and Copy. 10 Ann. c. 19.

' XLVIII. And whereas in the tenth Year of her Majeſty's Reign an Act did paſs, For laying ſeveral ' Duties upon all Soap and Paper made in *Great Britain*, or imported into the ſame; and upon chequered ' and ſtriped Linen imported; and upon certain Silks, Callicoes, Linens and Stuffs, printed, painted or ' ſtained; and upon ſeveral Kinds of ſtampt Vellum, Parchment and Paper; and upon certain printed Pa- ' pers, Pamphlets and Advertiſements, for raiſing the Sum of eighteen hundred thouſand Pounds, by way ' of a Lottery, towards her Majeſty's Supply; and for Licenſing an additional Number of Hackney Chaiſs; ' and for charging certain Stocks of Cards and Dice; and for better ſecuring her Majeſty's Duties to ariſe ' in the Office for the Stamp-Duties, by Licences for Marriages and otherwiſe; and for Relief of Perſons ' who have not claimed their Lottery Tickets in due Time, or have loſt Exchequer Bills or Lottery Tick- ' ets; and for borrowing Money upon Stocks, Part of the Capital of the South-Sea Company, for the ' Uſe of the Publick; in which ſaid Act it is enacted, That for every Skin, or Piece of Vellum or Parch- ' ment, or Sheet or Piece of Paper, upon which ſhall be ingroſſed or written, within or during the Term ' of thirty-two Years, to be reckoned from the firſt Day of *Auguſt* in the Year one thouſand ſeven hundred ' and twelve, any Surrender of or Admittance to any Copyhold Land or Tenement, within thoſe Parts of ' *Great Britain* called *England*, *Wales*, and the Town of *Berwick* upon *Tweed*, or any Grant or Leaſe by ' Copy of Court-Roll, or any other Copy of the Court-Roll of any Honor or Manor within the ſame ' Parts of *Great Britain*, or any of them, other than and except the original Surrender to the Uſe of a ' Will, and the Court-Roll or Book wherein the Proceedings of the Court are entred or enrolled, the Sum ' of two Shillings and three Pence Sterling; and a Doubt having ariſen whether by the ſaid Clauſe, Copies ' of Admittances to Cuſtom Right or Tenant-Right Eſtates, not being Copyhold, which paſs by Deed, ' Surrender and Admittance, or by Deed and Admittance, ought to be ſtamped;' It is declared and enacted

Concerning Stamp Duties, ſee farther 12 *Ann. ſtat.* 2. *c.* 9.

acted hereby, That no Copies of any Surrenders or Admittances to ſuch Cuſtom-Right or Tenant-Right Eſtates, as aforeſaid, ought to be ſtamped, nor were they ever deſigned or intended, nor ought they to be deemed or conſtrued to be within the Meaning of the ſaid Act.

5 *Geo.* 1. *c.* 19. *ſect.* 48. 6 *Geo.* 1. *c.* 21. 11 *Geo.* 1. *c.* 8. 12 *Geo.* 1. *c.* 33. 9 *Geo.* 2. *c.* 32. 16 *Geo.* 2. *c.* 26. 29 *Geo.* 2. *c.* 12 & 13. 30 *Geo.* 2. *c.* 19. 32 *Geo.* 2. *c.* 35.

CAP. III.

An Act to revive and continue the Act for taking, examining, and ſtating the publick Accounts of the Kingdom; and alſo to continue the Act for appointing Commiſſioners to take, examine, and determine the Debts due to the Army, Tranſport-Service, and Sick and Wounded. EXP.

CAP. IV.

An Act for making Incloſures of ſome Part of the Common Grounds in the *Weſt-Riding* of the County of *York*, for the Endowing poor Vicaridges and Chapelries, for the better Support of their Miniſters.

'WHEREAS in the *Weſt-Riding* of the County of *York* there are divers Pariſhes of great Extent, 'and very populous, which hath occaſioned the erecting of divers Chapels of Eaſe for the Benefit 'of the Inhabitants: But there being very ſmall or no ſettled Proviſion made for the Maintenance of the 'Miniſters that perform Divine Offices in thoſe Chapels, or for the Vicars of many of the Pariſh-Churches 'within the ſaid *Weſt-Riding*; and there being large Commons or Waſte Grounds, within many of the 'ſaid Pariſhes, which yield little or no Profit or Advantage to any Perſon, it would be a great Advantage 'and Incouragement to the Vicars and Miniſters there, if they might, by incloſing ſome Parts of the ſaid 'Commons and Waſte Grounds, improve the ſame for the Benefit of themſelves and their Succeſſors:' May it therefore pleaſe your moſt Excellent Majeſty, at the humble Suit of the Juſtices of the Peace, Gentlemen, Clergy, Freeholders and other Inhabitants of the ſaid Riding, that it may be enacted; And be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in Parliament aſſembled, and by the Authority of the ſame, That from and after the nine and twentieth Day of *September*, which ſhall be in the Year of our Lord one thouſand ſeven hundred and thirteen, it ſhall and may be lawful for any of the Inhabitants of any Pariſh in the *Weſt-Riding* of the County of *York*, wherein any ſuch Chapels of Eaſe, as aforeſaid, now are, or hereafter ſhall be erected or built, and wherein there are large Waſtes or Commons, with the Conſent of the Lord or Lords of the Manor wherein ſuch Waſte-Ground lies, (and if there be above two Lords of ſuch Manor, then with the Conſent of the major Part of them) and with the Conſent of three Parts of four of all Freeholders and others, who have any Right of Common therein, according to their Number, and the Value of their reſpective Eſtates, to incloſe any Part of the Waſtes or Common Grounds within ſuch Pariſh (or Chapelry therein) not exceeding ſixty Acres, or a ſixth Part of ſuch Common Land, where the ſaid ſixth Part ſhall not exceed ſixty Acres, and to ſettle the ſame in Truſtees and their Heirs, for the Benefit, and as a Maintenance and Support of ſuch Miniſters as ſhall not have a ſettled Proviſion of above forty Pounds *per Annum* for their Maintenance; and ſhall reſide within the ſame Pariſh or Chapelry, and perform Divine Offices in the Pariſh Church or Chapel therein, according to the Uſage of the Church of *England*, and be licenſed by the Archbiſhop of *York*, or the Guardian of the Spiritualties *(Sede Vacante)*; any former Law or Uſage to the contrary notwithſtanding.

After 29 Sept. 1713 the Inhabitants of the Weſt-Riding of Yorkſhire, where there are Chapels of Eaſe, may, with the Conſent of the Lords of Manors, &c. incloſe Part of the Waſtes, and ſettle the ſame in Truſtees for the Support of Miniſters who have not a ſettled Proviſion of above 40 *l.* per Annum.

II. Saving always, and reſerving unto all Lords of Manors, and other Owners and Proprietors of Royalties within the ſaid Riding, their Heirs and Aſſigns, all and all Manner of Mines and Quarries of Stone, Coal and Ore, and other Mines, with full Power, and free Liberty to dig, get, and ſough for the ſame, in and through any ſuch Incloſures that ſhall be made purſuant to this Act; and the ſame ſo got, with Carts, Wains and Carriages to take, lead, and carry away.

Saving to Lords of Manors all Mines, &c.

No Truſtee, &c. ſhall alienate the Profits of ſuch enclоſed Lands to any other Uſe but for Support of the Miniſter.

III. And be it further enacted by the Authority aforeſaid, That after any ſuch Incloſure and Settlement, it ſhall not be in the Power of any Truſtee or Miniſter, or any other Perſon whatſoever, to alienate and imploy any of the Profits of ſuch incloſed Lands to any other Uſe or Uſes, but only for the Support and Maintenance of the Vicar or Miniſter who ſhall ſerve the Cure, (if it belong to a Vicarage) and to the Miniſter that performs Divine Service in the Chapel, according to the Uſage of the Church of *England*, (if it be appropriated to any Chapel) and not otherwiſe.

Truſtees, &c. with Conſent of the Miniſter, may leaſe the Grounds ſo enclоſed for 21 Years, reſerving Rent payableHalf-yearly, for the Uſe of the Miniſter.

IV. And be it further enacted, That it ſhall and may be lawful for any of the ſaid Truſtees and their Heirs, from Time to Time, by any Writing or Writings under their Hands and Seals, with the Conſent of the Vicar or Miniſter, for whoſe Uſe ſuch Incloſure is made, to be teſtified by his being made a Party to, and ſigning and ſealing ſuch Writing, to demiſe or leaſe any Common or Waſte Grounds, or any Parcel or Parcels thereof, that ſhall be incloſed by Virtue of this Act, for any Term or Number of Years not exceeding one and twenty, ſo as upon every ſuch Demiſe or Leaſe there be reſerved, payable Half-yearly, during the ſaid Term, as much Rent as can, at the making ſuch Leaſe, be really gotten for the ſame; and that ſuch Rent be made payable to or for the only Uſe and Benefit of ſuch Vicar and Miniſter of ſuch Vicarage or Chapelry, and their Succeſſors, and ſo as no Fine, Income, or other Conſideration be taken for the ſame.

Leaſe otherwiſe made, void.

V. And it is hereby enacted, That all Leaſes made of ſuch Incloſures in any other Manner, ſhall not be good or available in the Law, but ſhall be *ipſo facto* void.

General Iſſue.

VI. And be it further enacted by the Authority aforeſaid, That if any Action, Suit, or Information, ſhall be commenced or proſecuted againſt any Perſon or Perſons, for any Thing that he or they ſhall do or cauſe

cauſe to be done in Purſuance or in Execution of this Act, ſuch Perſon or Perſons ſo ſued in any Court whatſoever, ſhall and may plead the general Iſſue of not Guilty; and upon any Iſſue joined may give this Act and the ſpecial Matter in Evidence; and if in any ſuch Suit the Plaintiff or Proſecutor ſhall become nonſuit, or forbear Proſecution, or ſuffer a Diſcontinuance, or if a Verdict ſhall paſs againſt him upon a Demurrer, then in any of the ſaid Caſes, the Defendant or Defendants ſhall recover full Coſts, for which he or they ſhall have the like Remedy as is allowed in any Caſe where Coſts are to be recovered by any former Law.

Publick Act.

VII. And be it further enacted, That this Act ſhall be taken and allowed in all Courts within this Kingdom, as a publick Act.

Waſte of Manors belonging to the Queen may be incloſed with Conſent of the Crown, and ſettled in Truſtees for the ſaid Uſes.

'VIII. And whereas ſome Manors within the ſaid *Weſt-Riding*, do belong to her Majeſty in Right of 'the Crown;' Be it further enacted by the Authority aforeſaid, That by and with the Conſent of her Majeſty, her Heirs and Succeſſors, and with the Conſent of three Parts of four of the Freeholders and others, who have Right of Common therein, according to their Number, and the Value of their reſpective Eſtates, it ſhall and may be lawful to incloſe any Part of the Waſte or Common Grounds of ſuch Manors not exceeding ſixty Acres, or a ſixth Part of ſuch Common Land where the ſaid ſixth Part ſhall not exceed ſixty Acres; and to ſettle the ſame in Truſtees and their Heirs, for the charitable Purpoſes aforementioned; any Law or Statute to the contrary thereof in any wiſe notwithſtanding.

CAP. V.

An Act to explain a Clauſe in an Act of the laſt Seſſion of Parliament, intituled, *An Act for the more effectual preventing fraudulent Conveyances, in order to multiply Votes for the electing Knights of Shires to ſerve in Parliament*, as far as the ſame relates to the Aſcertaining the Value of Freeholds of forty Shillings *per Annum*.

10 Ann. c. 23. 18 Geo. 2. c. 18.

'WHEREAS by an Act made in the laſt Seſſion of Parliament, intituled, *An Act for the more effectual preventing fraudulent Conveyances, in order to multiply Votes for electing Knights for Shires to ſerve in Parliament*, it is amongſt other Things enacted, That from and after the firſt Day of *May*, which 'ſhould be in the Year of our Lord one thouſand ſeven hundred and twelve, no Perſon ſhall vote for the 'Electing of any Knight of a Shire within that Part of *Great Britain* called *England*, in Reſpect or in 'Right of any Lands or Tenements which have not been charged or aſſeſſed to the Publick Taxes, Church 'Rates, and Pariſh Duties, in ſuch Proportion as other Lands or Tenements of forty Shillings *per Annum*, 'within the ſame Pariſh or Townſhip, where the ſame ſhall lie or be, are uſually charged, under a Penalty 'therein expreſſed: And whereas ſome Doubts have ariſen whether Parſons, Vicars and other Perſons, ha'ving Meſſuages, Lands, Rents, Tithes, or other Hereditaments, are not thereby reſtrained from voting 'at ſuch Elections, in Regard that ſuch Meſſuages, Lands, Rents, Tithes, or Hereditaments, have not 'been uſually charged or aſſeſſed to the publick Taxes, Church Rates, and Pariſh Duties, and to every of 'them:' Now foraſmuch as it was only intended thereby to aſcertain the Value of Lands or Tenements, by making the Proportion paid to the publick Taxes, Church Rates, and Pariſh Duties, or ſuch of them, to which the ſame were uſually charged or aſſeſſed, the Meaſure of the Value thereof; and for the removing ſuch Doubts, Be it enacted and declared by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the ſaid Act, or any Thing therein contained, ſhall not extend, or be conſtrued to reſtrain any Perſon from voting in ſuch Election of any Knight of a Shire within that Part of *Great Britain* called *England*, in Reſpect or in Right of any Rents, Tithes, or other incorporeal Inheritances, or any Meſſuages or Lands in extraparochial Places, or any Chambers in the Inns of Court or Inns of Chancery, or any Meſſuages or Seats belonging to any Offices, in Regard or by Reaſon that the ſame have not uſually been, or ſhall not be charged or aſſeſſed to all or any the publick Taxes, Church Rates, and Pariſh Duties, as mentioned in the above recited Act, or in Reſpect or in Right of any other Meſſuages or Lands not herein before ſpecified, in Regard, or by Reaſon that the ſame have not been uſually charged or aſſeſſed to all and every the publick Taxes, Church Rates, and Pariſh Duties aforeſaid: Provided, That ſuch Meſſuages or Lands have uſually been charged or aſſeſſed to ſome one or more of the ſaid publick Taxes, Rates or Duties, in ſuch Proportion as other Meſſuages or Lands of forty Shillings *per Annum*, within the ſame Pariſh or Townſhip, where the ſame ſhall lie or be, are uſually charged to the ſame; any Thing contained in the ſaid recited Act to the contrary thereof in any wiſe notwithſtanding.

The Act 10 Ann. c. 23. not to reſtrain any Perſon from voting in reſpect of any Rents, &c. or Chambers in Inns of Court, in Regard of their not being charged to publick Taxes, &c.

Provided they have been aſſeſſed as other Meſſuages of 40 s. per Ann. in the ſame Pariſh, &c.

Farther Proviſions relating to Parliament, 1 *Geo.* 1. c. 38 & 56. 2 *Geo.* 2. c. 24. 6 *Geo.* 2. c. 23. 8 *Geo.* 2. c. 30. 9 *Geo.* 2. c. 38. 11 *Geo.* 2. c. 24. 13 *Geo.* 2. c. 20. 15 *Geo.* 2. c. 22. 18 *Geo.* 2. c. 18. 19 *Geo.* 2. c. 28. 31 *Geo.* 2. c. 14. *and* 33 *Geo.* 2. c. 20.

CAP. VI.

An Act for the better Regulating the Elections of Members to ſerve in Parliament for that Part of *Great Britain* called *Scotland*.

'WHEREAS of late ſeveral Conveyances of Eſtates have been made in Truſt or redeemable for 'eluſory Sums, no ways adequate to the true Value of the Lands, on Purpoſe to create and mul'tiply Votes in Elections of Members to ſerve in Parliament for that Part of *Great Britain* called *Scotland*, 'contrary to the true Intent and Meaning of the Laws in that Behalf:' Be it therefore enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal,

After the End of the Parliament no Con-

veyance whereon Infeoffment is not taken, and Seiſin regiſtred a Year before the Teſte of the Writ, ſhall intitle to vote or be elected in Scotland; nor if any Election happen during the Continuance of a Parliament.

ral, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the Determination of this preſent Parliament, no Conveyance or Right whatſoever, whereupon Infeoffment is not taken, and Seiſin regiſtrated one Year before the *Teſte* of the Writs for calling a new Parliament, ſhall, upon Objection made in that Behalf, entitle the Perſon or Perſons ſo infeoft, to vote or to be elected at that Election in any Shire or Stewartry in that Part of *Great Britain* called *Scotland*; and in caſe any Election happen, during the Continuance of a Parliament, no Conveyance or Right whatſoever, whereupon Infeoffment is not taken one Year before the Date of the Warrant for making out a new Writ for ſuch Election, ſhall, upon Objection made in that Behalf, entitle the Perſon or Perſons ſo infeoft to vote or be elected at that Election; and that from and after the ſaid Day, it ſhall or may be lawful to or for any of the Electors preſent, ſuſpecting any Perſon or Perſons to have his or their Eſtates in Truſt, and for the Behoof of another, to require the Preſes of the Meeting to tender the following Oath to any Elector; and the ſaid Preſes is hereby impowered and required to adminiſter the ſame in the Words following, *viz.*

Any Elector may require the Preſes to tender an Oath to one whom he ſuſpects to have an Eſtate in Truſt.

The Oath.

'I *A. B.* do, in the Preſence of God, declare and ſwear, That the Lands and Eſtate of for which I claim to give my Vote in this Election, are not conveyed to me in Truſt, or for the Behoof of any other Perſon whatſoever; and I do ſwear before God, that neither I, nor any Perſon to my Knowledge, in my Name, or by my Allowance, hath given, or intends to give, any Promiſe, Obligation, Bond, Back-bond, or other Security, for re-diſponing or re-conveying the ſaid Lands and Eſtate, any Manner of Way whatſoever: And this is the Truth, as I ſhall anſwer to God.'

Refuſing, ſhall not vote.

And in caſe ſuch Elector refuſe to ſwear, and alſo to ſubſcribe the ſaid Oath, ſuch Perſon or Perſons ſhall not be capable of voting, or being elected at ſuch Election.

Other Objections as allowable by Law.

II. Provided always, That notwithſtanding ſuch Oath taken, it ſhall be lawful to make ſuch other Objections as are allowed by the Laws of *Scotland* againſt ſuch Electors.

No Infeoffment on any redeemable Right (except proper Wadſetts, &c.) ſhall entitle to vote or be elected.

III. And be it further enacted and declared by the Authority aforeſaid, That no Infeoffment taken upon any redeemable Right whatſoever (except proper Wadſetts, Adjudications, or Appriſings, allowed by the Act of Parliament relating to Elections in one thouſand ſix hundred eighty-one) ſhall entitle the Perſon ſo infeoft to vote or be elected at any Election in any Shire or Stewartry; and that no Perſon or Perſons, who have not been inrolled and voted at former Elections, ſhall, upon any Pretence whatſoever, be inrolled or admitted to vote at any Election, except he or they firſt produce a ſufficient Right or Title to qualify him or them to vote at that Election, to the Satisfaction of the Freeholders formerly inrolled, or the Majority of them preſent; and the returning Officers are hereby ordained to make their Returns of the Perſons elected by the Majority of the Freeholders inrolled, and thoſe admitted by them, reſerving always the Liberty of objecting againſt the Perſons admitted to, or excluded from the Roll, as formerly.

And Perſons not enrolled at former Elections, ſhall not vote without producing a Right.

This Clauſe is repealed by 16 *Geo.* 2. *c.* 11.

Sheriffs, &c. ſhall, on Penalty of 50 l. make publick Intimations three Days before the Day of Election.

IV. And be it further enacted by the Authority aforeſaid, That all Sheriffs of Shires, and Stewarts of Stewartries, ſhall be obliged, under the Pain of fifty Pounds Sterling, one Moiety whereof ſhall be to the Queen's moſt Excellent Majeſty, her Heirs and Succeſſors, and the other Moiety to the Perſon or Perſons who ſhall ſue for the ſame, to be recovered before the Court of Seſſion, by any Action ſummarily, without abiding the Courſe of the Roll, to make the publick Intimations required by the Laws of *Scotland*, at the ſeveral Pariſh Churches within their reſpective Juriſdictions, at leaſt three Days before the Dyet of Elections.

Saving the Rights of Heirs and Husbands.

V. Provided always, That the Right of apparent Heirs in voting at Elections by Virtue of their Predeceſſors Infeoffments, and the Right of Huſbands by Virtue of their Wives Infeoffments, be and is hereby reſerved to them, as formerly; any Thing in this Act contained to the contrary notwithſtanding.

Any Right whereon Infeoffment is taken before 1 June 1713. ſhall entitle to vote for Members of Parliament.

VI. Provided alſo, That any Conveyance of Right, which by the Laws of *Scotland* is ſufficient to qualify any Perſon to vote in the Elections of Members to ſerve in Parliament for Shires or Stewartries, and whereupon Infeoffment is taken, on or before the firſt Day of *June* in the Year of our Lord one thouſand ſeven hundred and thirteen, ſhall entitle the Perſon or Perſons, ſo infeoft, to vote at the Elections of Members to ſerve in the next enſuing Parliament; any Thing herein contained to the contrary notwithſtanding.

Huſbands not to vote by Virtue of their Wives Infeoffments, unleſs they are Heireſſes, &c.

VII. Provided always, and it is hereby declared to be the true Intent and Meaning of this Act, That no Huſbands ſhall vote at any enſuing Election by Virtue of their Wives Infeoffments, who are not Heireſſes, or have not Right to the Property of the Lands on Account whereof ſuch Vote ſhall be claimed.

CAP. VII.

25 *H.* 8. *c.* 3. 5 & 6 *Ed.* 6. *c.* 9 & 10. 3 *W.* & *M. c.* 9. 10 & 11 *W.* 3. *c.* 23. 5 *Ann. c.* 31. After 1 July 1713. Perſons ſtealing to the

An Act for the more effectual preventing and puniſhing Robberies that ſhall be committed in Houſes.

'FORASMUCH as divers wicked and ill-diſpoſed Servants, and other Perſons, are incouraged to commit Robberies in Houſes by the Privilege, as the Law now is, of demanding the Benefit of their Clergy;' Be it therefore enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That all and every Perſon or Perſons that ſhall, at any Time, from and after the

the first Day of *July* in the Year one thousand seven hundred and thirteen, feloniously steal any Money, Goods or Chattels, Wares or Merchandizes, of the Value of forty Shillings or more, being in any Dwelling-house or Out-house thereunto belonging, although such House or Out-house be not actually broken by such Offender, and although the Owner of such Goods, or any other Person or Persons, be or be not in such House or Out-house, or shall assist or aid any Person or Persons to commit any such Offence, being thereof convicted or attained by Verdict or Confession, or being indicted thereof shall stand mute, or will not directly answer to the Indictment, or shall peremptorily challenge above the Number of twenty returned to be of the Jury, shall, by Virtue of this Act, be absolutely debarred of and from the Benefit of Clergy; any Law or Custom to the contrary notwithstanding.

Value of 40s. being in a Dwelling-house, tho' such House, &c. be not broken, &c. and being thereof convicted, shall be debarred the Benefit of Clergy.

II. Provided always, That nothing in this Act shall extend to Apprentices under the Age of fifteen Years, who shall rob their Masters, as aforesaid.

Not to extend to Apprentices under 15 Years of Age.

'III. And whereas there has been some Doubt, whether the entring into the Mansion-house of another, 'without breaking the same, with an Intent to commit some Felony, and breaking the said House in the 'Night-time to get out, be Burglary;' Be it declared and enacted by the Authority aforesaid, That if any Person shall enter into the Mansion or Dwelling-house of another, by Day or by Night, without breaking the same, with an Intent to commit Felony, or being in such House shall commit any Felony, and shall in the Night-time break the said House to get out of the same, such Person is and shall be adjudged and taken to be guilty of Burglary, and shall be ousted of the Benefit of his and her Clergy, in the same Manner as if such Person had broke and entred the said House in the Night-time, with an Intent to commit Felony there.

Entring into a House without breaking it, or being there committing Felony, and breaking the House in the Night to get out, shall be Burglary. *Farther Provisions concerning Burglary,* 4 *Geo.* 1. *c.* 11. *and* 6 *Geo.* 1. *c.* 23.

CAP. VIII.

An Act for raising the Militia for the Year one thousand seven hundred and thirteen, although the Month's Pay formerly advanced be not repaid. EXP.

CAP. IX.

An Act for continuing an Act made in the third and fourth Years of the Reign of her present Majesty, intituled, *An Act for encouraging the Importation of Naval Stores from her Majesty's Plantations in* America; and for encouraging the Importation of Naval Stores from that Part of *Great Britain* called *Scotland*, to that Part of *Great Britain* called *England*.

'WHEREAS An Act was made in the third and fourth Years of her present Majesty's Reign, intituled, *An Act for encouraging the Importation of Naval Stores from her Majesty's Plantations in* America; which hath been found to be very advantageous for furnishing with Naval Stores the Royal Navy and Shipping of this Kingdom, wherein, under God, the Wealth, Safety, and Strength of this Nation is so much concerned, and depends on the due Supply of Stores necessary for the same; which by a due Encouragement may be had from her Majesty's Colonies and Plantations in *America*, which were at first settled, and are still maintained and protected at a great Expence from this Kingdom; and in Regard the said Colonies and Plantations may (as they have done) commodiously afford great Quantities of all Sorts of Naval Stores, by continuing the Encouragement given in the said Act for importing the same into *England*:' And whereas the said Act is near expiring;' Be it therefore enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said Act made in the third and fourth Years of her present Majesty's Reign, intituled, *An Act for encouraging the Importation of Naval Stores from her Majesty's Plantations in* America, and every Part thereof, shall be and is hereby continued from the Time of the Expiration of the same, for and during the Space and Term of eleven Years, and from thence to the End of the next Session of Parliament.

3 & 4 Annæ, c. 10.

12 *Car.* 2. *c.* 18. 15 *Car.* 2. *c.* 7. 25 *Car.* 2. *c.* 7.

The Act 3 & 4 Ann. c. 10. continued for 11 Years from the Expiration thereof, &c.

The Premium for Hemp Water-rotted is continued for 16 Years by 8 Geo. 1. c. 12. §. 1.

'II. And whereas there are in several Parts of *North Britain*, commonly called *Scotland*, great Store of 'Pine and Fir-trees, fit for Masts, and for the making of Pitch, Tar, Rozin, and other Naval Stores; but 'the Lands and Woods which may yield such Naval Stores are mostly in Parts mountainous and remote 'from navigable Rivers;' Therefore for the Encouragement of the Proprietors of such Lands and Woods, in the making the Roads, Passages, and Rivers in those northern Parts useful and commodious to the Publick, as well as for conveying such Naval Stores to Sea Ports in *North Britain*, to be brought by Sea to that Part of *Great Britain* called *England*; Be it enacted, *&c.*

Premiums for bringing Naval Stores from Scotland, after 1 Sept. 1713. For the Encouragement relating hereto, see 2 Geo. 2. c. 35.

" Tar 4 l. *per* Tun. Pitch 4 l. *per* Tun. Rosin 3 l. *per* Tun. Masts, &c. 20 s. *per* Tun. To be paid " by the Officers of the Navy on Certificate from the Custom Officers where landed. By 5 Geo. 1. c. 11. " §. 16, 17. and 8 Geo. 1. c. 12. §. 4. farther Provisions are made concerning such Certificate. And on " Certificate from the Comptroller of the Customs, &c. in *North Britain* where such Stores shall be im- " barked, that such Naval Stores were of the Growth of *Scotland*, &c. The Preemption to be tendred to " the Commissioners of the Navy. Making a false Oath, or counterfeiting Certificate, *&c.* to suffer the " Penalties of wilful Perjury, and forfeit 100 l. Comptroller, *&c.* making false Certificate, liable to the

Further Provisions relating to the Plantations, 4 Geo. 1. c. 11. 12 Geo. 2. c. 30.

" Penalties in 13 & 14 Car. 2. c. 11. Maſter, &c. importing Foreign Stores, as of the Growth of *Scotland*, " to forfeit 100l. as alſo the Ship, &c." EXP.

8 Geo. 1. c. 12 & 15. 13 Geo. 1. c. 5. 3 Geo. 2. c. 12 & 28. 4 Geo. 2. c. 15. 5 Geo. 2. c. 7 & 9. 6 Geo. 2. c. 13. 8 Geo. 2. c. 19. 15 Geo. 2. c. 31 & 33. 24 Geo. 2. c. 51 & 53. 29 Geo. 2. c. 5 & 35. and 30 Geo. 2. c. 9.

CAP. X.

An Act for continuing the Acts therein mentioned, for preventing Theft and Rapine upon the Northern Borders of *England*.

13 & 14 Car. 2. c. 22. 18 Car. 2. c. 3. 29 & 30 Car. 2. c. 2. 1 Jac. 2. c. 14. 7 & 8 W. 3. c. 17. 12 & 13 W. 3. c. 6.

'WHEREAS in the Seſſion of Parliament holden in the thirteenth and fourteenth Years of the 'Reign of our late Sovereign King CHARLES the Second, an Act was made, intituled, *An Act 'for preventing of Theft and Rapine upon the Northern Borders of* England; which was thereby to continue 'in Force for and during the Term of five Years: And whereas another Act was made in the eighteenth 'Year of the ſaid late intituled, *An Act to continue a former Act to prevent Theft and Rapine upon the 'Northern Borders of* England; both which Acts were revived and continued by another Act made in the 'twenty-ninth and thirtieth Years of the Reign of the ſaid late King, intituled, *An Act for continuing two 'former Acts, for preventing of Theft and Rapine upon the Northern Borders of* England, for and during the 'Space and Term of ſeven Years, and alſo from thence until the End of the firſt Seſſion of the then next 'Parliament; which three aforementioned Acts, by an Act made in the firſt Year of the Reign of King 'JAMES the Second, intituled, *An Act for Continuance of three former Acts, for preventing of Theft and 'Rapine upon the Northern Borders of* England, were continued for and during the Space and Term of ele-'ven Years, and from thence unto the End of the firſt Seſſion of the then next Parliament; and were fur-'ther continued by an Act made in the ſeventh and eighth Years of the Reign of the late King WILLIAM 'the Third, intituled, *An Act to continue four former Acts for preventing Theft and Rapine upon the Northern 'Borders of* England, for and during the Space and Term of five Years, and from thence unto the End of 'the firſt Seſſion of the next Parliament; all which Acts and every of them, by an Act made in the twelfth 'and thirteenth Years of the ſaid late King WILLIAM, intituled, *An Act for continuing the Acts therein men-'tioned, for preventing Theft and Rapine upon the Northern Borders of* England; and all and every Matter, 'Clauſe and Clauſes therein contained, and all and every the Powers and Authorities thereby given, were 'enacted to continue and be in full Force from and after the Expiration of the therein laſt mentioned Act, 'for and during the Space and Term of eleven Years, and from thence to the End of the firſt Seſſion of the 'next Parliament: And it was alſo by the laſt herein mentioned Act provided and enacted, That the ſaid 'Acts ſhall be accepted, taken and reputed to be general and publick Acts of Parliament, of which all and 'every the Judge and Judges of this Kingdom, in all Courts, ſhall take Notice on all Occaſions whatſo-'ever, as if they were publick Acts of Parliament relating to the whole Kingdom: All which Acts have 'been found neceſſary for the Preſervation of thoſe Places from that great Number of lewd and diſorderly 'Perſons that uſually frequented and infeſted thoſe Parts, and are now near expiring;' Be it therefore en-acted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That all the ſaid Acts, and every of them, and all and every Matter, Clauſe and Clauſes in them or any of them contained, and all and every the Powers and Authorities thereby given, ſhall continue and be in full Force from and after the Expiration of the ſaid Act, made in the twelfth and thirteenth Years of the ſaid late King WILLIAM, for and during the Space and Term of eleven Years, and from thence to the End of the firſt Seſſion of the next Parliament, and no longer. [Farther continued by 24 Geo. 2. c. 57. to 1 Sept. 1757, &c. See 6 Geo. 2. c. 37.]

CAP. XI.

An Act to raiſe twelve hundred thouſand Pounds for publick Uſes, by circulating a further Sum in Exchequer Bills; and for enabling her Majeſty to raiſe five hundred thouſand Pounds on the Revenues appointed for Uſes of her Civil Government, to be applied for or towards Payment of ſuch Debts and Arrears owing to her Servants, Tradeſmen, and others, as are therein mentioned.

Preamble reciting the Acts 7 Ann. c. 7. & 8 Ann. c. 1. relating to Exchequer Bills.

'MAY it pleaſe your moſt Excellent Majeſty; Whereas in Purſuance of an Act of Parliament made 'in the ſeventh Year of your Majeſty's Reign (amongſt other Things) for enlarging the Capital 'Stock of the Bank of *England*, ſeveral Bills commonly called Exchequer Bills, were made forth, amount-'ing in Principal Money to two Millions and five hundred thouſand Pounds, for your Majeſty's Supply; 'and in Purſuance of another Act of the ſame Seſſion of Parliament made (amongſt other Things) for cir-'culating a further Sum in Exchequer Bills; and of an Act made in the eighth Year of your Majeſty's 'Reign, intituled, *An Act for granting an Aid to her Majeſty to be raiſed by a Land-Tax in* Great Britain, *for 'the Service of the Year one thouſand ſeven hundred and ten*, further Exchequer Bills, to the Amount of four 'hundred thouſand Pounds in Principal Money, have alſo been iſſued for your Majeſty's Supply: And 'whereas Proviſion was made in the Acts before mentioned, That the ſaid Bills ſhould bear an Intereſt of 'two Pence *per Cent. per Diem*, when they reſpectively ſhould not be in the publick Receipts; and that the 'Governor and Company of the Bank of *England*, for circulating the ſaid Bills (by exchanging ſuch of

'them for ready Money as ſhould, from Time to Time, have paſſed through your Majeſty's Revenue or 'Taxes, and alſo through the Exchequer in the Manner therein mentioned) ſhould have an Allowance after 'the Rate of three Pounds *per Cent. per Ann.* for the whole Sum of the ſaid Bills, amounting to two Mil-'lions and nine hundred thouſand Pounds: And whereas in and by the ſaid Act of the ſeventh Year of your 7 Ann. c. 7.
'Majeſty's Reign, certain Duties were granted, continued, or made payable to your Majeſty, your Heirs 'and Succeſſors, for ever (ſubject to ſuch Redemption as is therein expreſſed) that is to ſay, the Duties 'called the two Thirds of a Subſidy of Tonnage and Poundage therein mentioned, which were to take 'Effect by that Act, from the ſeventh Day of *March* one thouſand ſeven hundred and eleven, certain Du-'ties upon Coffee, Cocoa Nuts, Chocolate, Cocoa Paſte, Tea, Nutmegs, Cinnamon, Cloves, Mace, Pic-'tures and Muſlins, and certain increaſed Duties upon Coffee, Cocoa Nuts, Chocolate, Cocoa Paſte, Tea, 'Nutmegs, Cinnamon, Cloves, Mace and Pictures, and certain further Rates or Duties upon all white 'Callicoes, Porcelan, commonly called *China* Ware, and Drugs; all which are to take Effect by the Act 'laſt mentioned, from the twenty-third Day of *June* one thouſand ſeven hundred and fourteen; and one Half 'of another Subſidy of Tonnage and Poundage therein mentioned, which is to take Effect from and after 'the laſt Day of *July* one thouſand ſeven hundred and fourteen; and all the ſaid Duties ſo granted, conti-'nued, or made payable, together with the Surplus which ſhould, from Time to Time, ariſe of or from 'the other Half of the ſame Subſidy of Tonnage and Poundage (over and above eighty thouſand Pounds '*per Ann.* formerly charged thereupon for Payment of Annuities) and divers Arrears and other Sums of Mo-'ney or Revenues more largely deſcribed in the ſaid Act of the ſeventh Year of your Majeſty's Reign, are 'thereby, and by the other Acts abovementioned, or ſome of them, made a general Fund or Security for 'paying the ſaid Intereſt which was to be born on the ſaid Bills, and the ſaid Allowance after the Rate of 'three Pounds *per Cent. per Ann.* and for or towards raiſing a yearly Sum of two hundred thouſand Pounds 'for paying off and cancelling the ſaid Bills; and by the aforeſaid Acts, or ſome of them, it was provided, 'that Quarterly at the four uſual Feaſts of the Year, until the ſaid Duties ſhould take Effect, and be ſuffi-'cient for Payment of the ſaid Intereſt and Allowance, there ſhould be a Computation made of the Sum 'which on every of the ſaid Feaſt Days ſhould be due and owing (over and above ſo much as ſhould 'have been applied of the ſaid Duties to thoſe Purpoſes) for the ſaid Intereſt and Allowance, and that 'other Exchequer Bills ſhould be made out for ſo much as ſhould be ſo computed to be due, bearing the 'like Intereſt, and for circulating whereof the ſaid Governor and Company were to have the like Allow-'ance of three Pounds *per Cent. per Ann.* and the Quarterly Bills ſo made forth until and for the Quarter 'ended at *Lady-Day* one thouſand ſeven hundred and thirteen, have amounted to the further Sum of four 'hundred and eighty thouſand three hundred and twelve Pounds, and ten Shillings, or thereabouts, and more 'Quarterly Bills of the like Nature may further be iſſuable on the ſaid former Acts: And by the ſame Acts, 'or ſome of them, it was declared and enacted, That out of the Remainder of the ſaid Duties and Reve-'nues, when and as the ſame ſhould reſpectively take Effect (Regard being firſt had to the ſaid Payments 'for Intereſt and Circulation, which are always to be preferred) the full Sum of two hundred thouſand 'Pounds, or ſo much thereof as the ſaid Remainder would from Time to Time extend unto, ſhould be 'appropriated for paying off all the Principal Money which ſhould be contained in the ſaid Bills, and for 'cancelling the ſame, until all the ſaid Bills ſhould be diſcharged and cancelled: And whereas by an Act Recital of
'made and paſſed in the ninth Year of your Majeſty's Reign, for enabling and obliging the Bank of *England* 9 Ann. c. 7.
'to exchange all Exchequer Bills for ready Money upon Demand, it was enacted, That the full Sum of 'forty-five thouſand Pounds *per Ann.* ſhould be paid to and for the Uſe of the ſaid Governor and Com-'pany, and their Succeſſors, by Quarterly Payments, and by ſuch Ways and Means, and in ſuch Manner 'and Form, as in that Act are preſcribed, until ſuch Time as all the ſaid Quarterly Exchequer Bills made or 'to be made for Intereſt or Allowance, as aforeſaid, together with a Million of the ſaid Bills for two Mil-'lions nine hundred thouſand Pounds ſhall be paid off and cancelled, or until ſuch Time as there ſhall not 'be ſtanding out and uncancelled more than one million and nine hundred thouſand Pounds in the 'whole of the ſaid Bills for two millions and nine hundred thouſand Pounds, and Quarterly Bills taken 'together (which of the Limitations aforeſaid ſhall firſt happen) as by the ſaid ſeveral Acts, Relation 'being thereunto reſpectively had, may more fully appear: And whereas the ſaid Governor and Com-'pany of the Bank of *England* are willing (for the Publick Service) to undertake the Circulation of the 'further Sum of twelve hundred thouſand Pounds in other Exchequer Bills to be iſſued for your Majeſty's 'Supply, and of ſuch Quarterly Bills for Intereſt and other Allowances, as ſhall and may be made forth 'in Purſuance of this preſent Act, ſo as the ſaid Governor and Company may have ſuch Encouragements, 'and ſuch Terms and Advantages as are hereafter in this Act expreſſed:' Now we your Majeſty's moſt du-tiful and loyal Subjects, the Commons of *Great Britain* in Parliament aſſembled, do humbly beſeech your Majeſty that it may be enacted, *&c.*'

" Treaſury may iſſue out 1,200,000l. in Exchequer Bills. Bills to bear Intereſt at 2d. *per Cent. per Diem*
" to the Bearer, and to the Bank 3l. *per Cent. per Ann.* 8000l. above the 45000l. of 9 *Ann. c.* 7. to be paid
" to the Bank yearly, to commence 31 *July* 1713. and paid Quarterly. To be paid till no more than
" 1,900,000l. ſtand out uncancelled. 9 *Ann. c.* 7. Subſidies, Duties, *&c.* 7 *Ann. c.* 7. ſhall be the gene-
" ral Fund and Security. The 3l. *per Cent.* to be paid weekly. Treaſury to direct Impreſt Money for
" diſcharging Intereſt on Exchequer Bills. After paying the Intereſt of 2d *per Cent. per Diem*, an Allowance
" of 3l. *per Cent. per Ann.* the Monies grown due on the 8000l. and 45,000l. *per Ann.* ſhall Quarterly be paid
" to the Bank, *&c.* Remainder appropriated for paying off and diſcharging Exchequer-Bills. See 1 *Geo.* 1.
" *Stat.* 2. *c.* 12. *Sect.* 15. Till the Fund eſtabliſhed takes Effect, Treaſury to compute Quarterly the In-
" tereſt due and owing, *&c.* And to make out other Bills for ſo much as ſhall be due, with like Intereſt
" and Currency, *&c.* Deficiency to be made good by Parliament. Surplus diſpoſable by Parliament.
" Theſe Bills ſhall be ſubject to the Rules, *&c.* of the former Acts, *&c.* The Powers, *&c.* of the former

" Acts

" Acts relating to Exchequer-Bills, to be in Force. Yearly Sums, Allowance, and Intereſt, Tax-free. " Bank obliged to exchange for Ready Money all Exchequer-Bills, in Default may be ſued. Bank may " contract with others for furniſhing Monies: Such Contracts not chargeable with the Stamp-Duties. Fur- " ther ſealed Bills may be iſſued to the Amount of the Contracts. Bank may call in Money from their " Members, for circulating, &c. Monies ſo called in may be made Part of the Capital Stock. All Rules, " &c. relating to the Capital Stock, to be extended to the ſame ſo enlarged. Bank continued till all the " Exchequer-Bills be diſcharged. After all the Bills, &c. are diſcharged, the ſeveral Subſidies, &c. ſhall " be underſtood to be redeemed by Parliament. The ſaid Subſidies, &c. may be redeemed, without re- " deeming the other Funds." E X P.

7 Annæ, c. 7.

' XXIII. And whereas by the ſaid Act made in the ſeventh Year of her Majeſty's Reign, it was declared ' and enacted, That the ſaid Governor and Company of the Bank of *England*, and their Succeſſors, for ever, ' ſhould continue and be one Body Corporate and Politick, and ſhould for ever have, receive and enjoy the ' intire yearly Fund of one hundred thouſand Pounds therein mentioned, out of certain Rates and Duties of ' Exciſe therein deſcribed, and ſuch Abilities, Capacities, Powers, Authorities, Franchiſes, Exemptions, Pri- ' vileges, Profits, and Advantages, as are therein expreſſed, ſubject nevertheleſs to a Power and Condition ' of Redemption, in that Act contained in that Behalf: And it was thereby provided and enacted, That at ' any Time upon twelve Months Notice after the firſt Day of *Auguſt*, which ſhould be in the Year of our ' Lord one thouſand ſeven hundred and thirty-two, and not before, and upon Repayment by Parliament to ' the ſaid Governor and Company of the Bank of *England*, or their Succeſſors, of the ſeveral Sums, amount- ' ing to ſixteen hundred thouſand Pounds, therein mentioned, without any Deduction, Diſcount, or Abate- ' ment whatſoever, to be made out of the ſaid Sum of ſixteen hundred thouſand Pounds, or any Part there- ' of, and upon Payment to the ſaid Governor and Company, and their Succeſſors, of all Arrears of the ſaid ' one hundred thouſand Pounds *per Annum*, and all the Principal and Intereſt Money, which ſhould be ' owing unto them upon all ſuch Tallies, Exchequer-Orders, or Parliamentary Funds, which the ſaid Go- ' vernor and Company, or their Succeſſors, ſhould have remaining in their Hands, or be entitled to, at the ' Time of ſuch Notice to be given, as aforeſaid, (ſuch Funds, for Redemption whereof other Proviſion ' was made in the ſame Act, only excepted) then, or in ſuch Caſe, and not till then, the ſaid yearly Fund ' of one hundred thouſand Pounds ſhould ceaſe and determine, as by the ſame Act (Relation being thereunto ' had) may more plainly appear:' Now for the better Encouragement of the ſaid Governor and Company of the Bank of *England*, to perform the Service of circulating all the Exchequer-Bills, according to the true Meaning of this Act, It is hereby declared and enacted by the Authority aforeſaid, That the ſaid recited Proviſo or Condition for determining the ſaid yearly Fund of one hundred thouſand Pounds, upon twelve Months Notice, after the ſaid firſt Day of *Auguſt* one thouſand ſeven hundred thirty-two, upon ſuch Payments, as aforeſaid, ſhall be, and is hereby repealed and made void; and that the ſaid Governor and Company of the Bank of *England*, and their Succeſſors, for ever, ſhall remain, continue and be one Body Corporate and Politick, by the Name of the Governor and Company of the Bank of *England*, and ſhall for ever have, receive and enjoy the ſaid entire yearly Fund of one hundred thouſand Pounds out of the ſaid Rates and Duties of Exciſe, together with a perpetual Succeſſion, and all Abilities, Capacities, Powers, Authorities, Franchiſes, Exemptions, Privileges, Profits and Advantages whatſoever, whereunto the Governor and Company of the Bank of *England* are, or before the making of this Act were entitled by any Act or Acts of Parliament, Grants or Charters whatſoever, now in Force; ſubject nevertheleſs to ſuch Reſtrictions, Rules, Directions, Agreements, Matters and Things, as in the ſaid Acts and Charters, or any of them, now in Force are contained or preſcribed; and alſo ſubject to the Power and Condition of Redemption, hereafter in this Act contained in this Behalf.

Proviſo in 7 Annæ for determining the yearly Fund and Corporation, on twelve Months Notice after 1 Auguſt 1732. repealed.

XXIV. Provided always, and it is hereby further enacted by the Authority aforeſaid, That at any Time upon twelve Months Notice after the firſt Day of *Auguſt*, which ſhall be in the Year of our Lord one thouſand ſeven hundred forty-two, and not before, and upon Repayment by Parliament to the ſaid Governor and Company of the Bank of *England*, or their Succeſſors, of the ſaid Sum of ſixteen hundred thouſand Pounds, without any Deduction, Diſcount or Abatement whatſoever, and upon Payment to the ſaid Governor and Company, and their Succeſſors, of all Arrears of the ſaid one hundred thouſand Pounds *per Annum*, and all the Principal and Intereſt Money which ſhall be owing unto them upon all ſuch Tallies, Exchequer-Orders, or Parliamentary Funds, which the ſaid Governor and Company, or their Succeſſors, ſhall have remaining in their Hands, or be entitled to at the Time of ſuch Notice to be given, as aforeſaid (ſuch Funds, for Redemption whereof other Proviſion is made in the ſaid former Acts, or any of them, or in this Act, always excepted) then and in ſuch Caſe, and not till then, the ſaid yearly Fund of one hundred thouſand Pounds ſhall ceaſe and determine.

On 12 Months Notice after 1 Aug. 1742. and on Payment to the Bank of 3,600,000 l. &c. the yearly Fund of 100,000 l. to ceaſe. *Repealed by* 1 *Geo.* 2. *c.* 13. *ſect.* 3.

XXV. Provided alſo, and it is hereby enacted, That from and after ſuch Redemption of the ſaid one hundred thouſand Pounds *per Annum*, and from and after Redemption ſhall alſo be made by Parliament of the Annuity of one hundred and ſix thouſand five hundred and one Pounds, thirteen Shillings and five Pence *per Annum*, by the ſaid Act of the ſeventh Year of her Majeſty's Reign, ſettled and payable to the ſaid Governor and Company, in the Manner therein mentioned, and from and after Redemption ſhall likewiſe be made of the Fund eſtabliſhed by this Act, in Relation to the ſaid Exchequer Bills, then, and not till then, the ſaid Corporation of the Governor and Company of the Bank of *England* ſhall ceaſe and determine, but till then, the ſaid Governor and Company ſhall continue a Corporation, and ſhall have and enjoy all the Powers and Privileges they are now entitled unto, as aforeſaid.

After Redemption, &c. Corporation to determine. *Farther Proviſions concerning Bank*, 12 *Ann. ſtat.* 2. *c.* 3. 3 *Geo.* 1. *c.* 8. 11 *Geo.* 1. *c.* 9 1 *Geo.* 2. *ſtat.* 2. *c.* 8. 2 *Geo.* 2. *c.* 3. 11 *Geo.* 2. *c.* 27. *ſect.* 16. 15 *Geo.* 2. *c.* 13. 19 *Geo.* 2. *c.* 6. 24 *Geo.* 2. *c.* 4.

Publick Act.

XXVI. And be it further enacted and declared, That this Act ſhall be eſteemed in all Courts of Law and Equity to be a publick Act, and Notice thereof ſhall be taken as ſuch by all Courts and Perſons accordingly.

' XXVII. And

'XXVII. And whereas by an Act of Parliament made and paſſed in the firſt Year of her Majeſty's Reign, intituled, *An Act for the better Support of her Majeſty's Houſhold, and of the Honour and Dignity of the Crown*, It was enacted and declared, That the Hereditary Rates and Duties of Exciſe upon Beer, Ale, and other Liquors, which were granted to the Crown in the twelfth Year of the Reign of his late Majeſty King CHARLES the Second, and the Duties of Exciſe upon Beer, Ale, and other Liquors, by the ſaid Act of the firſt Year of her Majeſty's Reign granted to her Majeſty for the Term of her Life (ſubject nevertheleſs to ſuch weekly Payments or Incumbrances as were thereby appointed to be charged upon, and payable out of the ſeveral Duties of Exciſe before mentioned) and the Revenue of the General Letter-Office or Poſt-Office, and divers ſmall Branches of her Majeſty's Revenues therein enumerated, and the Monies ariſing by the further Subſidy of Tunnage and Poundage, and other Duties upon Wines, Goods, and Merchandizes, by the ſaid Act granted or made payable to her Majeſty during her Life, ſhould be for the Support of her Majeſty's Houſhold, and of the Honour and Dignity of the Crown; and in the ſaid Act ſeveral Proviſions are made to reſtrain Granting or Aliening the Revenues aforeſaid, or any of them: ſince which Time the Revenues of Firſt-fruits and Tenths of the Clergy (being Part of the ſaid ſmall Branches) have been otherwiſe diſpoſed by or in Purſuance of an Act of Parliament in that Behalf; and the Revenue ariſing in the General Letter-Office or Poſt-Office hath been ſince regranted and increaſed, and Part of that Revenue ſo regranted and increaſed hath been appropriated to raiſe Money for the publick Uſe, and other Part thereof is applicable to the Support of her Majeſty's ſaid Houſhold, and the Honour and Dignity of the Crown, purſuant to another Act of Parliament made for thoſe Ends and Purpoſes, as by the ſaid reſpective Acts, Relation being thereunto had, may more fully appear: And whereas by Occaſion of ſeveral extraordinary Expences ſince the ſaid Act of the firſt Year of her Majeſty's Reign, divers Arrears of Salaries, Wages, Diet-Monies, and other Allowances, and ſundry Debts for Emptions, Proviſions, and other Cauſes, have incurred, and grown due to her Majeſty's Servants, Tradeſmen, and others, and do now remain unſatisfied, which Debts and Arrears do amount to a very conſiderable Sum in the Whole, and are properly chargeable upon the ſaid Branches or Revenues which were appointed for the Support of her Majeſty's Houſhold, and of the Honour and Dignity of the Crown, as aforeſaid: Now her Majeſty's ſaid moſt dutiful and loyal Subjects, the Commons of *Great Britain* in Parliament aſſembled, being deſirous that her Majeſty, in the Adminiſtration of her Civil Government, may not remain under any Difficulties, in Reſpect of the Arrears or Debts contracted, as aforeſaid, and being therefore deſirous that a Sum not exceeding five hundred thouſand Pounds may be raiſed, by ſuch Ways and Means, as in this Act are authoriſed or appointed, the better to enable her Majeſty to diſcharge the ſaid Debts and Arrears, do, for that End and Purpoſe, moſt humbly pray that it may be enacted, &c.'

Recital of the Act 1 Annæ, Stat. 1. c. 7.

12 Car. 2. c. 23.

5 Annæ, c. 24.

9 Anne, c. 10.

"Her Majeſty, by Letters Patents, may appoint 35,000 l. *per Annum* for 32 Years, to be iſſued out of the Exchequer, chargeable on the Revenues of the Crown, *&c.* and preferable to all other Payments, but not to prejudice any Diſpoſitions, *&c.* ſince 1 *Annæ*, of the Firſt-Fruits, Poſt-Office, *&c.* Letters Patents to direct how the ſaid Sum ſhall be paid, and to impower Perſons to advance the ſame, *&c.* and to direct how the Monies may be transferred. The Letters Patents good in Law. No Fee to be taken, nor Money to be diverted, on Pain of Incapacity, and treble Damages. Money advanced, Tax-free. EXP."

XXXII. And be it enacted by the Authority aforeſaid, That all the Money lent, and to be lent to her Majeſty upon one Act of this Seſſion of Parliament, intituled, *An Act for granting an Aid to her Majeſty, to be raiſed by a Land-Tax in* Great Britain, *for the Service of the Year one thouſand ſeven hundred and thirteen*, and ſo much Money (if any ſuch be) of the Tax thereby granted, as ſhall ariſe and remain after all the Loans made or to be made upon that Act, or thereby transferred or directed to be transferred thereunto, and the Intereſt thereof, and the Charges thereby allowable for raiſing the ſaid Tax, ſhall be ſatisfied, or Money ſufficient ſhall be reſerved to diſcharge the ſame; and all the Monies lent, or to be lent unto her Majeſty upon another Act of this Seſſion of Parliament, for granting to her Majeſty Duties upon Malt, Mum, Cyder and Perry, for the Service of the Year one thouſand ſeven hundred and thirteen; and ſo much Money of the ſaid Duties of Malt, Mum, Cyder and Perry thereby granted, as ſhall ariſe and remain after all the Loans made or to be made upon that Act, or thereby transferred or directed to be transferred thereunto, and the Intereſt thereof, and the Charge thereby allowable for the raiſing the ſaid Duties thereby granted, ſhall be ſatisfied, or Money ſufficient ſhall be reſerved to diſcharge the ſame; and all the Sums (not exceeding twelve hundred thouſand Pounds) authorized by this Act to be iſſued in Exchequer-Bills, ſhall be appropriated for or towards the ſeveral Uſes, Intents and Purpoſes herein after expreſſed, (that is to ſay) For or towards defraying the Charges of the Ordinary of her Majeſty's Navy, and for Victuals, Wages, Wear and Tear, and other Services of the Navy, and Victualling thereof, performed and to be performed, and for Sea Service in the Ordnance, performed and to be performed, ſo as all the Iſſues to be made out of the ſaid Aids or Supplies, for all the Naval or Marine Services beforementioned, do not in the whole exceed one Million and two hundred thouſand Pounds, over and above the Money to be made good to the *South Sea* Company, as is herein after mentioned; and for or towards defraying the Charge of Half-Pay, to ſuch Officers as have ſerved well at Sea in the late War, and ſhall be out of Imployment by Sea or Land in Time of Peace, ſo as ſuch Half-Pay, within the Year one thouſand ſeven hundred and thirteen, do not exceed ſeventeen thouſand Pounds, out of the ſame Aids or Supplies; and for or towards defraying the Charge of the Land Forces in her Majeſty's Service for ſix Months, from the two and twentieth Day of *December* one thouſand ſeven hundred and twelve to the three and twentieth Day of *June* one thouſand ſeven hundred and thirteen, both incluſive, and for reducing their Numbers; and for or towards the Charge of her Majeſty's Guards and Garriſons in *Great Britain*, from the three and twentieth Day of *June* one thouſand ſeven hundred and thirteen to the five and twentieth Day of *December* following, including General

Appropriation of the ſeveral Supplies granted this Seſſion.

12 Annæ, Stat. 1. c. 2.

12 Annæ, Stat. 1. c. 2.

Ordinary of the Navy, &c.

Half-pay for Sea-Officers.

Land-Forces for ſix Months.

Guards and Garriſons.

neral Officers and Contingencies; and for or towards the Charge of her Majesty's Forces in the Island of *Minorca*, from the four and twentieth Day of *June* one thousand seven hundred and thirteen to the four and twentieth Day of *December* following; and for or towards the Charge of her Majesty's Forces in *Gibraltar*, from the four and twentieth Day of *June* one thousand seven hundred and thirteen to the four and twentieth Day of *December* following; and for or towards the Charge of her Majesty's Forces at *Dunkirk* for five Months, from the four and twentieth Day of *June* one thousand seven hundred and thirteen; and for or towards defraying her Majesty's Part of the Charge of the Pay of the *Saxe Gotha* Troops, from the two and twentieth Day of *December* one thousand seven hundred and twelve to the Time of their Dismission, with one Month's Pay from that time, according to the Treaty in that Behalf; and for or towards defraying the Charge of her Majesty's Forces in the Plantations for six Months, from the four and twentieth Day of *June* one thousand seven hundred and thirteen to the four and twentieth Day of *December* following; so as all the Issues to be made out of the said Aids or Supplies, for the said Guards, Garrisons, and Land-Forces, as aforesaid, for or upon Account of such respective Services, as are before mentioned, do not in the whole exceed nine hundred thirty-seven thousand six hundred and eight Pounds eleven Shillings and six Pence; and for or towards defraying the Charge of Half-pay to the Officers (who have served well in the said War) of four Marine Regiments to be disbanded, from the first Day of *July* one thousand seven hundred and thirteen to the four and twentieth Day of *December* following, so as such Half-pay for the said Marine Officers do not exceed four thousand eight hundred seventy-nine Pounds and six Shillings, out of the Aids or Supplies aforesaid; and for or towards defraying the Charge of Half-pay to the Land-Officers who have served well in the said War, and are disbanded, or are to be disbanded, to the five and twentieth Day of *December* one thousand seven hundred and thirteen, so as such Half-pay to the said Land-Officers do not exceed ninety-nine thousand twenty and eight Pounds six Shillings and eleven Pence, out of the same Aids or Supplies; and for or towards defraying the Charge of the Out-Pensioners of the Royal Hospital at *Chelsea*, to the four and twentieth Day of *December* one thousand seven hundred and thirteen, so as the Charge last mentioned do not exceed the Sum of sixty-one thousand four hundred sixty and four Pounds five Shillings and seven Pence, out of the Aids or Supplies aforesaid; and for or towards defraying extraordinary Charges incurred in relation to the late War, so as such extraordinary Charges do not exceed in the whole twenty thousand five hundred seventy and two Pounds five Shillings and ten Pence, out of the Aids or Supplies before mentioned; and for or towards the Charge of the Office of her Majesty's Ordnance for Land-Service, performed and to be performed, not to exceed in the whole sixty-six thousand six hundred ninety and eight Pounds three Shillings and five Pence, out of the same Aids or Supplies, including so much (not exceeding two thousand Pounds) as shall be necessary to defray the Charge of covering the Works of the Fortifications already begun in *North Britain*; and for or towards making good the Deficiency of the Fund granted for the Payment of Principal and Interest of the Class Lottery in the Year one thousand seven hundred and eleven, for the Year ended at *Michaelmas* one thousand seven hundred and twelve, so as the Sum to be supplied out of the Aids or Supplies aforesaid, for or towards the same Deficiency, do not exceed sixty-two thousand Pounds; and for or towards Satisfaction of the Sum of six thousand Pounds to defray the Salaries and incident Charges of the seven Commissioners, continued by an Act of this Session of Parliament for stating the publick Accounts of the Kingdom, from the four and twentieth Day of *March* one thousand seven hundred and twelve to the five and twentieth Day of *March* one thousand seven hundred and fourteen; and the further Sum of four thousand and five hundred Pounds, to defray the Salaries and incident Charges of the same Commissioners, continued by the same Act for stating and determining the Debts to the Army, from the four and twentieth Day of *June* one thousand seven hundred and thirteen to the four and twentieth Day of *June* one thousand seven hundred and fourteen; the said respective Sums to be issued and paid by Quarterly Payments to the said Commissioners, for themselves, and for Payment of their Clerks, and other incident Charges, without Account, Imprest, or other Charge to be set upon them or any of them for the same, or any Part thereof; and to none other Uses, Intents and Purposes whatsoever.

Forces in Minorca.
Forces in Gibraltar.
Forces at Dunkirk for five Months.
Troops of Saxe Gotha.
Forces in the Plantations.
Half-pay for the Marines.
Half-pay for Land-Officers.
Out-Pensioners of Chelsea Hospital.
Extraordinaries of the late War.
Ordnance for Land Service.
Deficiency of the Class Lottery.
Salaries, &c. of Commissioners of Accounts. 12 Annæ, Stat. 1. c. 3.
Salaries, &c. of the Commissioners for stating the Debts to the Army.

XXXIII. Provided always, and it is hereby enacted and declared, That no Appropriation, or other Matter or Thing in this Act contained, shall obstruct or hinder any Payment or Payments, which, by and in Pursuance of an Act made in the ninth Year of her Majesty's Reign, intituled, *An Act for making good Deficiencies, and satisfying the publick Debts; and for erecting a Corporation to carry on a Trade to the* South Seas; *and for the Incouragement of the Fishery; and for Liberty to trade in unwrought Iron with the Subjects of* Spain, *and to repeal the Acts for registring Seamen*, and of her Majesty's Charter grounded thereupon, are or shall be required and authorized to be made by the Treasurer or Paymaster of the Navy, for the Time being, or by any other Persons to be intrusted with the Publick Monies for the Service of the Navy, out of such Publick Monies, Tallies, Orders, or Parliamentary Securities in their Hands or Power respectively, as are or shall thereby be charged or chargeable to make good any Deficiency or Deficiencies to the Corporation erected in Pursuance of the Act last mentioned, called by the Name of the Governor and Company of Merchants of *Great Britain*, trading to the *South Seas*, and other Parts of *America*, and for incouraging the Fishery, or to their Treasurer, for their Use; any thing herein contained to the contrary notwithstanding.

No Appropriation to obstruct any Payment by the Treasurer of the Navy, to make good Deficiencies to the South Sea Corporation in Pursuance of 9 Annæ, c. 21.

XXXIV. And be it further enacted and declared, That all such of the said Arrears and Debts (intended by this Act to be satisfied out of the said Sum not exceeding five hundred thousand Pounds, to be raised, as aforesaid) and all Debentures for the same, or any of them, as have been, at any Time or Times before the thirtieth Day of *June* one thousand seven hundred and thirteen, sold, assigned or granted, or covenanted to be assigned or granted, or for which any Authority hath heretofore been given or granted by any of her Majesty's Servants, or by any Husband of any her Majesty's Servants, or by any Tradesman, or other Person, who served Provisions or Goods for her Majesty's Service, or by any of their Executors or Administrators, to receive the same, or any Part thereof, to the Use of such Buyer, Assignee or Grantee, or of such Person or Persons so authorized, shall and may be redeemed, and are hereby redeemable by the Persons

All Debts intended by this Act to be satisfied, assigned before 30 June 1713, may be redeemed, &c.

Perſons who made ſuch Sales, Aſſignments or Grants, or that gave ſuch Authority reſpectively, or by their reſpective Executors or Adminiſtrators, on Payment of the Principal Sum of Money paid in Conſideration of making ſuch Sales, Aſſignments, Grants, Covenants or Authorities reſpectively, with the Charges and Intereſt for the ſame, from the Time of the Payment thereof, after the Rate of ſix Pounds *per Centum per Annum*, diſcounting for what hath been received, for or in reſpect of the Arrear or Debt, by any ſuch Perſon or Perſons, to whom ſuch Sale, Aſſignment or Authority was made or given; and upon Payment, or Tender of the ſaid Principal Money, Intereſt and Charges, ſuch Sale, Grant, Aſſignment or Authority, and all Covenants and Agreements concerning the ſame ſhall be void.

Redemption to be within ſix Months after this Seſſion.

XXXV. Provided nevertheleſs, That ſuch Redemption, as aforeſaid, be made within the Space of ſix Months from and after the End of this Seſſion of Parliament.

Claim to be entered in the Office where the Debt became due before 29 Sept. 1713.

XXXVI. Provided always, That no ſuch Redemption ſhall be allowed, unleſs the Party, who ſhall claim the Benefit thereof, do enter or cauſe to be entred a Note or Memorandum of ſuch Claim in the Office where the ſaid Arrear or Debt became due, in a Book to be kept in every ſuch Office for that Purpoſe, on or before the nine and twentieth Day of *September* one thouſand ſeven hundred and thirteen.

Saving Clauſe.

XXXVII. Saving always to all and every Perſon and Perſons, Bodies Politick and Corporate, their Heirs and Succeſſors, Executors, Adminiſtrators and Aſſigns (other than to her Majeſty, her Heirs and Succeſſors) all ſuch Rights, Titles, Eſtates, Cuſtoms, Intereſts, Claims and Demands whatſoever, of, in, to or out of any of the Revenues or Hereditaments, charged or chargeable by virtue of this Act with any Sum not exceeding thirty-five thouſand Pounds, as they or any of them had or ought to have had, before the making of this Act, as fully to all Intents and Purpoſes, as if this Act had never been made; any Thing herein contained to the contrary notwithſtanding.

Appropriation of 500,000 l. *See farther concerning Exchequer-Bills,* 12 *Geo.* 1. *c.* 12. 16 *Geo.* 2. *c.* 12. 33 *Geo.* 2. *c.* 1, 16, 21, & 23. 1 *Geo.* 3. *c.* 18.

XXXVIII. Provided always, and it is hereby enacted by the Authority aforeſaid, That the ſaid Sum of five hundred thouſand Pounds, or ſo much thereof as ſhall be raiſed, as aforeſaid, is hereby appropriated, and ſhall be applied and diſpoſed in Aid of the ſaid Revenues or Branches, which were appointed for Support of her Majeſty's Houſhold, and of the Honour and Dignity of the Crown, for or towards the Paying and Diſcharging of ſuch Arrears of Salaries, Wages, Diet Money, and other Allowances, and ſuch Debts for Emptions, Proviſions, and other Cauſes, as ſhall appear to be juſtly due and owing to her Majeſty's Servants, Tradeſmen, and others, as aforeſaid, and to none other Uſe, Intent or Purpoſe whatſoever.

CAP. XII.

An Act for the better Regulating the Forces to be continued in her Majeſty's Service; and for the Payment of the ſaid Forces, and of their Quarters. EXP.

CAP. XIII.

An Act to enable ſuch Officers and Soldiers as have been in her Majeſty's Service, during the late War, to exerciſe Trades, and for Officers to account with their Soldiers.

For former Laws concerning Soldiers, refer to 18 *H.* 6. *c.* 18, & 19. 7 *H.* 7. *c.* 1. 2 & 3 *Edw.* 6. *c.* 2. 43 *El. c.* 3. 31 *Car.* 2. *c.* 1. 5 *Eliz. c.* 4.

'WHEREAS there hath been and are divers Officers and Soldiers who have ſerved her Majeſty in the late Wars, and were Inſtrumental, by the Bleſſing of Almighty God, in obtaining an advantageous Peace for theſe Kingdoms, ſome of which are Men that uſed Trades, others that were Apprentices to Trades, who had not ſerved out their Times, and others who by their own Induſtry have made themſelves apt and fit for Trades, many of which (the Wars being now ended) would willingly imploy themſelves in thoſe Trades which they were formerly accuſtomed to, or which they are apt or able to follow, and make Uſe of, for the getting their Living by their own Labour, but are or may be hindred from exerciſing thoſe Trades in certain Cities and Corporations, and other Places within this Kingdom, becauſe of certain By-Laws and Cuſtoms of thoſe Places, and of the Statute made in the fifth Year of Queen *Elizabeth*, prohibiting the Uſe of certain Trades by any Perſon who hath not ſerved as an Apprentice to ſuch Trade for the Space of ſeven Years:' For Remedy whereof, Be it enacted, *&c.*

"Officers and Soldiers who have not deſerted the Service, having uſed any Trade, or that were Apprentices, and did not ſerve out their Times, may ſet up and exerciſe Trades: That is to ſay, Apprentices may ſet up their Trades, though they have not ſerved out their Times, and others any Trade in the Counties where they were born. And if indicted, may plead the General Iſſue, and ſhall recover treble Coſts. Service how to be proved. Penalty of producing a forged Commiſſion, or falſe Certificate. Paymaſters to ſtate Accounts of diſbanded Regiments, and pay the Arrears to the Colonels. Colonels to ſtate Accounts with the Captains; and the Captains with inferior Officers, *&c.* and pay what is due, on Forfeiture of double the Sum. Diſbanded Soldiers ſetting up Trades ſhall be freed from Arreſts for three Years, and their Stock, *&c.* from being taken in Execution. Executors of Colonels, Agents, *&c.* who died indebted to the Officers and Soldiers, ſhall pay ſuch Debts, preferably to all others. Executors having paid Debts before the making of this Act, ſuch Payment ſhall be good. Neither this nor the 10 & 11 *W.* 3. *c.* 11. ſhall prejudice the Privileges of *Oxford* and *Cambridge*." EXP.

Concerning Soldiers ſee farther 1 *Geo.* 1. *ſat.* 2. *c.* 47. 3 *Geo.* 1. *c.* 2. 9 *Geo.* 2. *c.* 30. 22 *Geo.* 2. *c.* 44. 28 *Geo.* 2. *c.* 1. 33 *Geo.* 2. *c.* 6, 8, & 18. *And the yearly Mutiny Acts.*

CAP. XIV.

An Act for explaining the Acts for Licensing Hackney Chairs.

9 Ann. c. 23. 'WHEREAS by an Act of Parliament made in the ninth Year of her now Majesty's Reign, 'intituled, *An Act for licensing and regulating Hackney Coaches and Chairs, and for charging certain 'new Duties on stampt Vellum, Parchment and Paper, and on Cards and Dice, and on the Exportation of Rock 'Salt for* Ireland, *and for securing thereby, and by a weekly Payment out of the Post-Office, and by several 'Duties on Hides and Skins, a yearly Fund of one hundred eighty-six thousand six hundred and seventy Pounds, 'for thirty-two Years, to be applied to the Satisfaction of such Orders as are therein mentioned, to the Contribu-'tors of any Sum not exceeding two Millions, to be raised for carrying on the War, and other her Majesty's Oc-'casions*, a Power was given to the Commissioners therein mentioned, for licensing two hundred Chairs 'within the Cities of *London* and *Westminster*, and Suburbs thereof, and all Parishes and Places within the 'weekly Bills of Mortality, for the Term of thirty-two Years, from the four and twentieth Day of *June* 10 Ann. c. 19. § 158. 'one thousand seven hundred and eleven; and by another Act of Parliament, made in the tenth Year of 'the Reign of her said Majesty, the said Commissioners had a Power for the licensing an additional Num-'ber of Chairs, not exceeding one hundred, from the twenty-fourth of *June* one thousand seven hundred 'and twelve, for the Term of thirty-one Years, within the Cities and Liberties aforesaid, so that the whole 9 Ann. 23. 'shall not exceed three hundred: And whereas by the aforesaid Act, made in the ninth Year of her said 'Majesty's Reign, it is, amongst other Things enacted, That the said Commissioners should, in the first 'Place, license all such Persons as had then been ancient Coachmen, or ancient Chairmen, or the Widows 'of any of them, unless they should neglect or refuse to take such Licences, upon the respective Terms 'thereby allowed, within a reasonable Time to be limited by the said Commissioners, not less than twenty 'Days: And whereas several Doubts have arisen, whether the said Commissioners are obliged by the said 'Act of the ninth of the Queen, to license the Widows of Chairmen, or to let them have the Benefit of 'such Licences as were granted to their Husbands whilst living, and several Suits of Law have been com-'menced thereupon, to the great Oppression and Grievance of the Parties concerned;' Be it therefore

The Commissioners shall in the first Place license the Widows of Hackney Chairmen, unless they neglect to take out such Licence in a reasonable Time.

enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the Commissioners for the Time being, for licensing Coaches and Chairs, pursuant to the recited Acts mentioned, shall and are hereby required, in the first Place, to license all and every the Widow and Widows of such Hackney Chairman or Chairmen respectively, who have died or shall die possessed of any Licence or Licences, granted by the said Commissioners in Pursuance of the said Acts, unless such Widow or Widows shall neglect or refuse to take such Licences upon the respective Terms allowed by the said recited Acts, within a reasonable Time to be limited by the said Commissioners, not less than twenty Days.

Such Widows, their Chairs and Servants, liable to such Rules, &c. as other licensed Chairmen.

II. Provided always, and be it further enacted by the Authority aforesaid, That such Widow or Widows, their Chairs, Servants, and every other Person or Persons carrying the same, shall be subject and liable to such Rules, Penalties, Punishments, Orders, and Bye-Laws, made, or to be made, concerning licensed Hackney Chairs, by Virtue of the said recited Acts, as any other licensed Chairman is by the said Acts liable unto; any Thing in this Act, or in the said recited Acts, contained to the contrary in any wise notwithstanding.

Continued by 16 Geo. 2. c. 26. to 24 June 1760, &c. *And farther by* 33 *Geo.* 2. *c.* 25, *Farther Provisions concerning Coaches and Chairs,* 1 *Geo.* 1. *c.* 57. 12 *Geo.* 1. *c.* 12. 20 *Geo.* 2. *c.* 10. 30 *G.o.* 2. *c.* 22. *sect.* 6. 33 *Geo.* 2. *c.* 25.

CAP. XV.

An Act for making perpetual an Act made in the seventh Year of the Reign of the late King WILLIAM, intituled, *An Act to prevent false and double Returns of Members to serve in Parliament*.

7 & 8 W. 3. c. 7. 'WHEREAS in the seventh Year of the Reign of the late King WILLIAM the Third, an Act 'was made, intituled, *An Act to prevent false and double Returns of Members to serve in Parliament*, 'and was thereby enacted to continue for the Term of seven Years, and from thence to the End of the 12 & 13 W. 3. c. 5. 'next Sessions of Parliament, and no longer; which Act by another Act made in the twelfth Year of the 'Reign of the said late King, intituled, *An Act for continuing a former Act to prevent false and double Returns 'of Members to serve in Parliament*, was enacted, should thereafter be in Force for and during the Term of 'eleven Years, and from thence to the End of the first Sessions of the next Parliament, and no longer; 'which said Act has been found by Experience to be very useful for the Preservation of the Rights of the 'several Counties, Cities and Boroughs of this Kingdom, in the Election of Members to serve in Parlia-'ment, and being near expiring:' Be it therefore enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said Act made in the seventh Year of the

The Act 7 & 8 W. 3. c. 7. made perpetual.

Reign of the late King WILLIAM the Third, intituled, *An Act to prevent false and double Returns of Members to serve in Parliament*, and every Clause, Matter and Thing therein contained, shall be, and is hereby declared to be in full Force, and is hereby made perpetual.

CAP. XVI.

An Act for the better Encouragement of the making of Sail Cloth in *Great Britain*.

Most Gracious Sovereign,

'WHEREAS the making of Sail-Cloth in *Great Britain* is of great Use and Benefit to the Nation, being set up in several Parts of this united Kingdom, imploying many thousands of the Poor, and is brought to great Perfection; but by the Duties on Hemp and Flax imported, and Drawback on Foreign made Sail-Cloth exported, the Makers of *British* Sail-Cloth have not a sufficient Encouragement for so useful and beneficial a Manufacture;' Therefore we your Majesty's most dutiful and loyal Subjects, the Commons of *Great Britain* in Parliament assembled, have given and granted to your Majesty such additional Duty upon Foreign Sail-Cloth to be imported, as is herein after mentioned; and do most humbly beseech your Majesty, That it may be enacted; And be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the one and twentieth Day of *July* one thousand seven hundred and thirteen, over and above all Subsidies, Duties, Impositions and Payments, already due and payable, or which ought to be paid to her Majesty, for or upon such Foreign made Sails and Sail-Cloth, or Canvas usually entred as *Hollands-Duck* or *Vitry* Canvas, which shall be fit and proper to be made use of, for making of Sails for navigating Ships and Vessels, and which shall be imported into *Great Britain* by Way of Merchandize, except such Canvas as is of the Product and Manufacture of *Ireland*, there shall be raised and levied, collected, and paid unto her Majesty, her Heirs and Successors, a further Duty of one Penny *per* Ell, and after that Rate for greater or lesser Quantities, during the Term of seven Years, and from thence to the End of the then next Session of Parliament, and no longer; the same to be raised, levied, collected and recovered, by such Ways, Means and Methods, and subject to such Penalties and Forfeitures, and in such Manner and Form, as any Subsidy payable to her Majesty, for any other Goods or Merchandizes imported, or to be imported, may by any Law or Laws now in Force be raised, levied, collected and recovered.

1 *Jac.* 1. *c.* 24. 7 & 8 *W.* 3. *c.* 10, & 39.

After 21 July 1713. a further Duty of 1 d. per Ell, laid on Foreign Sail-Cloth, &c. imported for seven Years. Except Canvas of the Product of Ireland. *Continued by* 33 *Geo.* 2. *c.* 17, *to* 29 *Sept.* 1767.

'II. And whereas Hemp and Flax imported draws back nothing of the Duties paid for the same, when wrought up into *British* Sail-Cloth;' Be it enacted by the Authority aforesaid, That out of the said additional Duty of one Penny *per* Ell, a Reward or Recompence of one Penny be given and paid for every Ell of *British* made Sail-Cloth or Canvas, fit for or made into Sails, which from and after the one and twentieth Day of *July* one thousand seven hundred and thirteen, and within the said Term of seven Years, or at any Time before the End of the then next Session of Parliament, shall be exported out of *Great Britain* by Way of Merchandize: Provided always, That the Exporter of such *British* made Sail-Cloth shall always, before he receives any such Reward, make Oath (which the proper Officers of the Customs have hereby Power to administer) that such Sail-Cloth was made in *Great Britain*, is actually exported or shipped to be exported, without any Intention to be relanded in any Part of *Great Britain*, and that no former Reward upon this Act was made for the same Sail-Cloth.

Out of the said Duty shall be allowed a Reward of 1 d. per Ell for Sail-Cloth made in Great Britain, which within the said Time shall be exported. The Exporter to make Oath that it was made in Great Britain, is actually exported, &c.

III. And it is hereby enacted, That if any *British* made Sail-Cloth, for which such Reward shall be given, shall be relanded in *Great Britain*, the same shall be forfeited; and every Person concerned in bringing back or relanding the same, shall forfeit two Shillings for every Ell so brought back or relanded; one Moiety of which Forfeitures shall be to her Majesty, and the other Moiety thereof to such as will seize, inform or sue for the same, or the Value thereof, to be recovered by Action, Bill, Suit or Information, in any her Majesty's Courts of Record at *Westminster*, or in the Exchequer at *Edinburgh*, wherein no Essoin, Protection, Wager of Law, or more than Imparlance shall be allowed. [This Act is continued for seven Years by 10 Geo. 1. c. 17. §. 4. and by 20 Geo. 2. c. 45. to 1 June 1754, &c.]

Penalty of relanding Sail-Cloth for which such Reward has been given. *Farther Provisions concerning Sail-Cloth*, 4 *Geo.* 2. *c.* 27. 9 *Geo.* 2. *c.* 37. 10 *Geo.* 2. *c.* 27. 19 *Geo.* 2. *c.* 27. 23 *Geo.* 2. *c.* 21, & 32. 26 *Geo.* 2. *c.* 32.

CAP. XVII.

An Act to vest in the Commissioners for building fifty new Churches in and about *London* and *Westminster*, and Suburbs thereof, as much of the Street near the *May Pole* in the *Strand* in the County of *Middlesex*, as shall be sufficient to build one of the said Churches upon; and for restoring to the Principal and Scholars of *King's Hall*, and College of *Brazen Nose* in the University of *Oxon*, their Right of Presentation to Churches and Chapels in *Stepney* Parish.

'WHEREAS by an Act of Parliament passed in the ninth Year of her Majesty's Reign, intituled, *An Act for granting to her Majesty several Duties upon Coals, for building fifty new Churches in and about the Cities of* London *and* Westminster, *and Suburbs thereof, and other Purposes therein mentioned*, it is (amongst other Things) enacted, That it should and might be lawful to and for her Majesty, by Letters Patent under the Great Seal of *Great Britain*, to nominate, constitute and appoint such Persons as her Majesty should think fit, to be Commissioners, to enquire and inform themselves in what Parishes the said new Churches (except one for *Greenwich*) were most necessary to be built, and of proper Places for the Sites of the said respective new Churches; and also a Cemetery or Church-yard for each of the said Churches; and also which of the Chapels within the said Parishes are fit to be made Parish Churches; and that they

9 Ann. c. 22.

'ſhould aſcertain the ſeveral Houſes, Lands, Tenements and Hereditaments, and the Bounds and Limits 'which in their Judgments or Opinion might be fit to be made diſtinct Pariſhes: And whereas her Majeſty, 'by Letters Patent under the Great Seal of *Great Britain*, bearing Date at *Weſtminſter* the one and twentieth 'Day of *September* in the tenth Year of her Reign, did nominate, conſtitute, authorize and appoint *Thomas* 'Lord Archbiſhop of *Canterbury*, *John* Lord Archbiſhop of *York*, *John* Lord Biſhop of *Briſtol*, *Henry* 'Lord Biſhop of *London*, *Jonathan* Lord Biſhop of *Wincheſter*, *Nathaniel* Lord Biſhop of *Durham*, and 'divers other Perſons, to be Commiſſioners for the Purpoſes aforeſaid: And whereas by another Act of
10 Ann. c. 11. 'Parliament paſſed in the tenth Year of her Majeſty's Reign, intituled, *An Act for enlarging the Time given* '*to Commiſſioners appointed by her Majeſty, purſuant to an Act for granting to her Majeſty ſeveral Duties on Coals* '*for building fifty new Churches in and about the Cities of* London *and* Weſtminſter, *and Suburbs thereof, and* '*other Purpoſes therein mentioned; and for giving the ſaid Commiſſioners further Power for better effecting the* '*ſame; and for appointing Monies for rebuilding the Pariſh Church of St.* Mary Woolnoth *in the City of* 'London, it is, amongſt other Things, enacted, That the Commiſſioners, or any five or more of them, 'ſhould proceed to do and perform all and every the Matters and Things in and by the ſaid Acts intended 'to be done and performed: And it is thereby provided and enacted, That it ſhould and might be lawful to 'and for her Majeſty, her Heirs and Succeſſors, at any Time before the twenty-ninth Day of *September* one 'thouſand ſeven hundred and twelve, by Letters Patent under the Great Seal of *Great Britain*, to nominate, 'conſtitute and appoint ſuch Perſons to be Commiſſioners to execute all and every the Powers in the firſt 'recited Act, and in the ſaid laſt Act mentioned, as her Majeſty ſhould think fit: And whereas her Majeſty 'did, in Purſuance of the ſaid laſt recited Act, by Letters Patent under the Great Seal of *Great Britain*, 'bearing Date the ſeven and twentieth Day of *September* one thouſand ſeven hundred and twelve, nominate, 'conſtitute and appoint *Thomas* Lord Archbiſhop of *Canterbury*, *John* Lord Archbiſhop of *York*, *Simon* 'Lord *Harcourt*, then Lord Keeper of the Great Seal of *Great Britain* (now Lord High Chancellor of '*Great Britain*) *John* Duke of the County of *Buckingham* and *Normanby*, *Henry* Viſcount *Bolingbroke*, the 'Right Reverend Father in God *William* Lord Biſhop of *Cheſter*, and the Right Reverend Father in God '*Philip* then Lord Biſhop of *St. Davids* (now Lord Biſhop of *Hereford*) and divers other Perſons, to be 'Commiſſioners; and that they, or any five or more of them, ſhould do, perform, and execute all and 'every the Powers, Matters and Things, in and by the ſaid recited Acts, and either of them, appointed to 'be done and performed: And whereas the vacant Piece of Ground at and about the *May-Pole* in the '*Strand* in the County of *Middleſex*, is a proper Place for the building one of the ſaid fifty new Churches 'upon, which cannot be appropriated to that Uſe, without the Aid of Parliament;' Be it therefore enacted, &c.

"The Waſte Ground in the Strand on which the new Church is to be built, veſted in the Commiſſioners "appointed by Letters Patent bearing Date 27 Sept. 1712. Such Church to be deemed one of the fifty "new ones. A Street way and Paſſage to be left on the North Side and Eaſt End of the ſaid Church." P R.

9 Ann. c. 16. a private Act. 'IV. And whereas by an Act made in the firſt Seſſion of this preſent Parliament, intituled, *An Act for* '*confirming to the Principal and Scholars of* King's Hall *and College of* Brazen Noſe *in the Univerſity of* Oxon, '*the Purchaſe of the Advowſons of* Stepney *and other Churches, and for ſettling the ſame to the Benefit of the* '*ſaid College*, it is provided, That it ſhall and may be lawful to and for the ſaid Principal and Scholars, 'and their Succeſſors, upon every Vacancy, from Time to Time, to nominate and appoint reſpectively fit 'Clerks to officiate in the Chapel of *Stratford-Bow*, and in all other Churches or Chapels that then were or 'ſhould be built, within the Pariſh of *Stebunheath* alias *Stepney* in the County of *Middleſex*, and to receive 'the Profits belonging to the ſame: And whereas by a Clauſe in an Act made in the ſecond Seſſions of this
30 Ann. c. 11. 'preſent Parliament, intituled, *An Act for enlarging the Time given to the Commiſſioners appointed by her* '*Majeſty, purſuant to an Act for granting to her Majeſty, ſeveral Duties on Coals, for Building fifty new Churches,* '*in and about the Cities of* London *and* Weſtminſter *and Suburbs thereof, and other Purpoſes therein mentioned;* '*and alſo for giving the ſaid Commiſſioners further Powers for better effecting the ſame, and for appointing* '*Monies for rebuilding the Pariſh Church of* Saint Mary Woolnoth *in the City of* London; it is enacted, That 'in every new Church and Pariſh to be erected or conſtituted purſuant to the ſame Act (other than ſuch 'Chapels as, according to the ſame Act, ſhould be converted into Parochial Churches) the firſt Rector ſhould 'be nominated and appointed by her Majeſty, of and in ſuch new Church and Pariſh; in which Act there 'being no expreſs Saving to the ſaid Principal and Scholars, and their Succeſſors, of their Right upon every 'Vacancy, from Time to Time, to nominate or preſent reſpectively fit Clerks to officiate, as aforeſaid, it 'may happen to be controverted, whether the firſt Rector in every new Church and Pariſh, to be erected or 'conſtituted purſuant to the ſame Act, in the ſaid Pariſh of *Stebunheath* alias *Stepney*, and alſo in ſuch Cha-'pels within the ſame Pariſh as ſhould be converted into Parochial Churches, purſuant to the ſame Act, 'might belong to the ſaid Principal and Scholars, and their Succeſſors, to nominate and appoint:' Now for the preventing of all ſuch Controverſies, it is hereby enacted, &c.

"The Principal and Scholars of *Brazen Noſe* in *Oxford*, ſhall nominate the firſt Rector in every new Church "or Chapel turned into a Church in *Stepney* Pariſh. Nothing in this Act ſhall prejudice the Right, &c. of "*John Walker*, &c." P R.

CAP.

CAP. XVIII.

An Act for making perpetual the Act made in the thirteenth and fourteenth Years of the Reign of the late King CHARLES the Second, intituled, *An Act for the better Relief of the Poor of this Kingdom*; and that Perſons bound Apprentices to, or being hired Servants with Perſons coming with Certificates, ſhall not gain Settlements by ſuch Services or Apprenticeſhips: And for making perpetual the Act made in the ſixth Year of her preſent Majeſty's Reign, intituled, *An Act for the Importation of Cochineal from any Ports in* Spain, *during the preſent War, and ſix Months longer*: And for reviving a Clauſe in an Act made in the ninth and tenth Years of the Reign of the late King WILLIAM, intituled, *An Act for ſettling the Trade to* Africa, for allowing Foreign Copper Bars imported, to be exported.

'WHEREAS an Act made in the thirteenth and fourteenth Years of the Reign of the late King CHARLES the Second, intituled, *An Act for the better Relief of the Poor of this Kingdom*, was enacted, to have Continuance (except what related to the Corporations therein mentioned, and thereby conſtituted) only until the twenty-ninth Day of *May* one thouſand ſix hundred ſixty-five, and from thence to the End of the firſt Seſſions of the next Parliament; which ſaid Act, by an Act made in the firſt Year of the Reign of the late King JAMES the Second, (except what related to the Corporations therein mentioned, and thereby conſtituted) was enacted to be in Force from the firſt Day of *May* one thouſand ſix hundred eighty-five, and ſo to continue for the Space of ſeven Years, and from thence to the End of the next Seſſions of Parliament; and by an Act made in the third and fourth Years of the Reign of King WILLIAM and Queen MARY, the ſaid Act (as to what therein related to the Settlement of the Poor) was enacted to be in Force from the firſt Day of *March* one thouſand ſix hundred ninety-one; but no Proviſion was thereby made for continuing divers other Parts of the ſaid Act, which ſaid Act, intituled, *An Act for the better Relief of the Poor of this Kingdom*, as to all Parts thereof, not mentioned and continued in and by the ſaid Act made in the third and fourth Years of their late Majeſties (other than and except what relates to the Corporations mentioned in the ſaid Act, [*For the better Relief of the Poor of this Kingdom*,] and thereby conſtituted, was, by an Act made in the fourth and fifth Years of the Reign of their late Majeſties, continued only for the Space of ſeven Years, from the thirteenth Day of *February* one thouſand ſix hundred ninety-two, and from thence to the End of the next Seſſion of Parliament; which ſaid Act afterwards by an Act of the eleventh and twelfth Years of the Reign of the late King WILLIAM the Third, intituled, *An Act for continuing ſeveral Laws therein mentioned*, was continued only for ſeven Years, from the twenty-ninth Day of *September* one thouſand ſeven hundred; and which ſaid Act of the thirteenth and fourteenth Years of the Reign of the ſaid late King CHARLES the Second, intituled, *An Act for the better Relief of the Poor of this Kingdom*, by an Act made in the fifth Year of the Reign of her preſent Majeſty, intituled, *An Act for continuing the Laws therein mentioned relating to the Poor, and to the Buying and Selling of Cattle in* Smithfield, *and for ſuppreſſing of Piracy*, was enacted to be in Force from the twenty-fifth Day of *March* one thouſand ſeven hundred and ſeven (except what relates to the Corporations therein mentioned, and thereby conſtituted) only for ſeven Years, and from thence to the End of the next Seſſions of Parliament; which ſaid Act of the thirteenth and fourteenth Years of the Reign of the ſaid late King CHARLES the Second, intituled, *An Act for the better Relief of the Poor of this Kingdom*, being found to be a very uſeful and neceſſary Law, and being near expiring;' Be it therefore enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the ſaid Act, made in the thirteenth and fourteenth Years of the ſaid late King CHARLES the Second, intituled, *An Act for the better Relief of the Poor of this Kingdom*, ſhall be and is hereby made perpetual.

13 & 14 Car. 2. c. 12.

1 Jac. 2. c. 17.

3 & 4 W. & M. c. 11.

4 & 5 W. & M. c. 24. §. 11.

11 & 12 W. 3. c. 13.

5 Ann. c. 34.

The Act 13 & 14 Car. 2. c. 12. made perpetual.

'II. And whereas by an Act made in the eighth and ninth Years of the Reign of the late King WILLIAM the Third, intituled, *An Act for ſupplying ſome Defects in the Laws for the Relief of the Poor of this Kingdom*, It was amongſt other Things enacted, in the Words following, *(viz.)* That if any Perſon or Perſons whatſoever, that from and after the firſt Day of *May* one thouſand ſix hundred ninety-ſeven ſhall come into any Pariſh, or other Place, there to inhabit or reſide, ſhall, at the ſame Time, procure, bring, and deliver to the Churchwardens or Overſeers of the Poor of the Pariſh or Place where any ſuch Perſon ſhall come to inhabit, or to any or either of them, a Certificate under the Hands and Seals of the Churchwardens and Overſeers of the Poor of any other Pariſh, Townſhip or Place, or the major Part of them, or under the Hands and Seals of the Overſeers of the Poor of any other Place, where there are no Churchwardens, to be atteſted reſpectively by two or more credible Witneſſes, thereby owning and acknowledging the Perſon or Perſons mentioned in the ſaid Certificate, to be an Inhabitant or Inhabitants legally ſettled in that Pariſh, Townſhip or Place, every ſuch Certificate having been allowed of and ſubſcribed by two or more of the Juſtices of the Peace of the County City, Liberty, Borough, or Town Corporate, wherein the Pariſh or Place, from whence any ſuch Certificate ſhall come, doth lie, ſhall oblige the ſaid Pariſh or Place to receive and provide for the Perſon mentioned in the ſaid Certificate, together with his or her Family, as Inhabitants of that Pariſh, whenever he, ſhe, or they ſhall happen to become chargeable to, or be forced to aſk Relief of the Pariſh, Townſhip or Place, to which ſuch Certificate was given; and then, and not before, it ſhall and may be lawful for any ſuch Perſon, and his or her Children, though born in that Pariſh, not having otherwiſe acquired a legal Settlement there, to be removed, conveyed, and ſettled in the Pariſh or Place from whence ſuch Certificate was brought: And

8 & 9 W. 3. c. 30.

'whereas many Persons obtaining and bringing such Certificates, do frequently take Apprentices, bound 'by Indenture, and hire and keep Servants by the Year, who, by Reason of such Apprenticeships and 'Services, do gain Settlements in, and become a great Burthen to such Parishes, Townships and Places, 'though such Masters coming with such Certificates have, by Virtue thereof, no Settlements in such Pa- 'rishes, Townships or Places:' For Remedy whereof, It is declared and enacted by the Authority aforesaid, That if any Person whatsoever, who, upon or after the four and twentieth Day of *June* one thousand seven hundred and thirteen, shall be an Apprentice, bound by Indenture to, or shall, upon or after the said four and twentieth Day of *June* one thousand seven hundred and thirteen, be a hired servant to or with any Person whatsoever, who did come into or shall reside in any Parish, Township or Place, in that Part of *Great Britain* called *England*, by Means or Licence of such Certificate, and not afterwards having gained a legal Settlement in such Parish, Township or Place, such Apprentice, by Virtue of such Apprenticeship, Indenture or Binding, and such Servant by being hired by, or serving as a Servant, as aforesaid, to such Person, shall not gain or be adjudged to have any Settlement in such Parish, Township or Place, by Reason of such Apprenticeship or Binding, or by Reason of such Hiring or Serving therein; but every such Apprentice and Servant shall have his and their Settlements in such Parish, Township or Place, as if he or they had not been bound Apprentice or Apprentices, or had not been an hired Servant or Servants to such Person, as aforesaid; any Act or Acts of Parliament to the contrary notwithstanding.

After 24 June 1713. any Person bound Apprentice, or being a hired Servant, to one who came into a Parish by Certificate, shall not gain a Settlement there by Reason of such Apprenticeship, &c.

Farther Provisions concerning Poor.

5 *Geo.* 1. *c.* 8. 9 *Geo.* 1. *c.* 7. 2 *Geo.* 2. *c.* 28. 3 *Geo.* 2. *c.* 29. 17 *Geo.* 2. *c.* 3. 37 & 38. *and* 31 *Geo.* 2. *c.* 11.

'III. And whereas Cochineal being of the Growth of the *Spanish West Indies*, is of Principal Use in 'Dying of Clothes, and other the Woollen Manufactures of this Kingdom, Scarlets, Purples, and other 'Colours called Grain Colours, to the great Improvement thereof, and imploying of great Numbers of her 'Majesty's Subject, in finishing and perfecting such Woollen Manufacture: And whereas before the Act 'passed in the sixth Year of her present Majesty's Reign, intituled, *An Act for the Importation of Cochineal 'from any Ports in* Spain, *during the present War, and six Months longer*, Cochineal could not be imported 'into this Kingdom, but from the Places of its Growth, although the same was then, and is now sold at 'cheaper Rates in several Parts of *Europe*, and used as well in Dying the said Manufactures of this King- 'dom abroad, as also foreign Manufactures, at lower Prices than her Majesty's Subjects can, to the Incou- 'ragement of Foreign Woollen Manufactures, and the great Prejudice of those of this Kingdom, and Impo- 'verishment of many of her Majesty's Subjects imployed therein, if the said Act should not be further conti- 'nued;' Be it therefore enacted by the Authority aforesaid, That the said Act made in the sixth Year of her present Majesty's Reign, intituled, *An Act for the Importation of Cochineal from any Ports in* Spain, *during the present War, and six Months longer*, shall be and is hereby made perpetual; any Act or Acts of Parliament to the contrary notwithstanding.

The Act 6 Ann. c. 33. made perpetual.

'IV. And whereas in an Act made in the ninth and tenth Years of the Reign of the late King *William*, 'intituled, *An Act to settle the Trade to* Africa, a Clause was enacted in the Words following, *viz.* And 'whereas by an Act of Parliament made in the fifth and sixth Years of the Reign of his present Majesty, 'and the late Queen *Mary*, amongst other Things, it was enacted, That no other Copper than what is 'made of *English* Ore only, should be exported, which proving very prejudicial to the Trade of *England*, 'by enabling Foreigners to export Copper much cheaper than it can be carried from *England*; Be it en- 'acted by the Authority aforesaid, That it shall and may be lawful to and for any of his Majesty's Subjects 'to export from *England* all such Copper Bars, as hath or shall be imported into *England* from Foreign 'Parts, and upon Exportation shall draw back all Duties, or vacate the Securities, saving the Half of the 'old Subsidy, as is usual in other Commodities: Which Clause being expired; and forasmuch as the Cop- 'per Manufacture of this Kingdom is brought to such Perfection, that there is more made than can be ex- 'pended here and in the Plantations;' Be it therefore enacted by the Authority aforesaid, That the said Clause, and every Matter and Thing therein contained, shall be and is hereby immediately, from and after the Time of the Expiration thereof, revived in full Force, and shall be and is hereby continued for and during the Space and Term of fourteen Years, and from thence to the End of the next Session of Parliament, and no longer.

9 & 10 W. 3. c. 26.

The Clause in the Act 6 & 10 W. 3. c. 26. relating to the Exportation of Copper Bars imported, continued for 14 Years, &c.

V. Provided nevertheless, and be it enacted, That no Drawback shall be allowed on the Exportation of any Copper, but such as hath been or shall be imported from the *East Indies* and the Coast of *Barbary* only. [Continued with 9 & 10 W. 3. c. 26. §. 19.] *Farther continued by* 32 *Geo.* 2. *c.* 23.

No Drawback except for East India and Barbary Copper. See 13 Geo. 1. c. 27.

Anno Regni ANNÆ Reginæ Magnæ Britanniæ, Franciæ & Hiberniæ, duodecimo. Stat. 2.

'AT the Parliament summoned to be held at *Westminster* the twelfth Day of *November Anno Domini* 'one thousand seven hundred and thirteen, in the twelfth Year of the Reign of our Sovereign Lady 'ANNE, by the Grace of GOD, of *Great Britain*, *France* and *Ireland*, Queen, Defender of the 'Faith, &c. And by several Writs of Prorogation begun and holden on the sixteenth Day of *February* one 'thousand seven hundred and thirteen, * and by several Adjournments continued to the ninth Day of *July* 'in the thirteenth Year of her Majesty's Reign. Being the first Session of this present Parliament.'

* 'The following Words are added from the Inrolment.'

CAP.

CAP. I.

An Act for granting an Aid to her Majeſty, to be raiſed by a Land-Tax in *Great Britain*, for the Service of the Year one thouſand ſeven hundred and fourteen. EXP. 2s. in the Pound.

CAP. II.

An Act for allowing a Drawback upon the Exportation of Salt, to be made uſe of for the Curing of Fiſh taken at North Seas, or at *Iſleland*.

'WHEREAS the Fiſhing for Cod in the North Seas, and at *Iſleland*, gives great Employment to the 'Navigation of this Kingdom, and breeds up great Numbers of hardy and induſtrious Mariners for 'Defence of the Realm, and Improvement of Commerce; and whereas the ſaid Fiſhing Trade cannot 'be ſo effectually carried on, unleſs Salt for curing Cod taken there, may be had free of Exciſe; For the 'Preſervation therefore, and Incouragement of the ſaid Trade,' Be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the Maſter of any Boat or Veſſel bound on a fiſhing Voyage to the North Seas, or *Iſleland*, may take on Board his ſaid Boat or Veſſel, in any Port of *Great Britain*, ſuch Quantities of *Britiſh* Salt, as he ſhall judge proper and neceſſary for his ſaid Voyage, ſuch Maſter paying or giving Security to pay the Duties due and payable for the ſame; which Money ſhall be repaid, or Security ſhall be diſcharged, in ſuch Manner as is herein after mentioned.

Maſter of a Veſſel bound to the North Seas, &c. may take Britiſh Salt on Board, giving Security to pay the Duties.

5 *W. & M. c.* 7. 7 & 8 *W.* 3. *c.* 31. 9 & 10 *W. c.* 6 & 44. 10 & 11 *W.* 3. *c.* 22. 1 *Ann. ſtat.* 1. *c.* 21. 2 & 3 *Ann. c.* 14. 4 *Ann. c.* 12. 5 *Ann. c.* 29. 6 *Ann. c.* 12. 9 *Ann. c.* 23.

II. And be it enacted by the Authority aforeſaid, That the Officer of the Place where the ſaid Salt was made, and the Duties thereof paid, or ſecured to be paid, ſhall, upon Demand, deliver *gratis* to ſuch Maſter of the Veſſel, a Certificate, under his Hand and Seal, of the particular Quantity of Salt ſhipped on Board his Veſſel for the North Seas, or *Iſleland*, and that the Duties on ſuch Salt have been paid or ſecured to be paid.

Officer where the Salt was made, &c. to give the Maſter a Certificate of the Quantity ſhipped.

III. And be it enacted by the Authority aforeſaid, That Codfiſh, Ling or Hake, which have been caught and cured at the North Seas, or at *Iſleland*, may be imported and landed, ſo as Oath be firſt made before the Landing thereof, by the Owner or Proprietor of ſuch Fiſh, or the Maſter of the Veſſel, before the Officer for the ſaid Duties in the Port or Place where ſuch Fiſh ſhall be imported, brought in, or landed, (who is hereby impowered and required to adminiſter the ſame, without Fee or Charge) That all the Fiſh ſo imported came from the North Seas, or *Iſleland*, and were caught and cured there, and ſo as the ſaid Fiſh be, at the Landing thereof, and before the ſame be removed from the Shore, tendred to the Officer of the Port for the ſaid Duties, to have Part of the Tail of every ſuch Codfiſh, Ling or Hake, cut off, that no Allowance for ſuch Fiſh be obtained upon Exportation; and the ſaid Officer is hereby impowered and required to cut off Part of the Tail of all ſuch Fiſh on the Importation thereof; and in Caſe any ſuch Fiſh ſhall be landed before the ſame ſhall be tendred to the Officer, to have Part of the Tail cut off, as aforeſaid, all the Fiſh ſo landed ſhall be forfeited, and double the Value thereof, to be recovered of the Importer or Proprietor thereof.

Codfiſh, &c. may be imported, on Oath made that it came from the North Seas, &c. and ſo as the Fiſh be tendred to the Officer of the Duties, to have Part of the Tail cut off.

Fiſh landed before ſo tendred, ſhall be forfeited.

IV. And be it enacted by the Authority aforeſaid, That if any of the Salt ſo made uſe of in curing of Fiſh ſhall remain, ſuch foul Salt ſhall be thrown over Board and deſtroyed, in the Preſence of the Officer for the Salt-Duties for ſuch Port, before the Collector ſhall ſign his Certificate.

Foul Salt to be thrown over Board.

V. And be it enacted by the Authority aforeſaid, That if it ſhall happen, that any of the Salt ſo taken on Board for curing of Fiſh, ſhall not have been uſed for that Purpoſe, it ſhall and may be lawful to and for the Maſter of ſuch Ship or Veſſel to land the ſaid Salt, ſo as an Entry be made thereof within ten Days after his coming into any Port in *Great Britain* that he ſhall arrive at, and the Duties paid down for the ſame, before ſuch Salt, or any Part thereof, ſhall be landed or taken out of any ſuch Ship or Veſſel: And if ſuch Maſter ſhall neglect or refuſe to enter ſuch Salt, in ſuch Port where he ſhall firſt arrive, and pay down the Duties for the ſame within the ſaid ten Days (except in Caſe of his being driven into any Port, or detained there by Streſs of Weather or contrary Winds, or other unavoidable Neceſſities) then and in ſuch Caſe all the Salt on Board ſuch Ship or Veſſel ſhall be forfeited, and double the Value thereof, to be recovered of the Owner or Proprietor of ſuch Fiſh, or the Maſter of the Veſſel, or the Perſon commanding the ſame in that Voyage.

Salt not uſed, may be relanded, ſo as an Entry be made thereof.

Maſter neglecting to enter the Salt, it ſhall be forfeited and double the Value.

VI. And be it enacted, by the Authority aforeſaid, That the Maſter of ſuch Boat or Veſſel, upon producing to the Collector of the Salt-Duties for the Port where he imports his Fiſh, ſuch Certificate of the Quantity of Salt taken on Board, and that the Duties of it were paid or ſecured to be paid, and making Oath before the ſaid Collector, of the particular Quantity of the Salt in ſuch Certificate mentioned, that was made uſe of in curing of Codfiſh, Ling or Hake, caught and cured at the North Sea, or at *Iſleland*, and that the ſaid Fiſh have been all marked, as aforeſaid, that there may be no Allowance obtained for the ſame upon Exportation (which Oath the ſaid Collector is hereby impowered and required to adminiſter without Fee or Charge) ſhall receive *gratis* from the ſaid Collector a Certificate of the ſame, which, together with a Certificate of Payment of the Duty of the Remainder of the Salt taken in for that Voyage, if there ſhall be any Remainder, (which Certificate he ſhall alſo receive *gratis*) being produced to the Collector of the Salt-Duties for the Place where the Duties on the ſaid Salt were paid or ſecured to be paid, ſuch

On producing a Certificate of the Quantity taken on Board, &c. and on Oath made of how much was uſed in Curing, &c. the Security given for the Payment of the Duties ſhall be diſcharged, and the Collector ſhall

repay the Duties without Fee.

such Security shall be discharged, and all and every Sum and Sums of Money paid for the Duty of the said Salt, shall be repaid upon Demand by the said Collector, without Fee or Reward.

The Duties of Salt that perished at Sea, or was taken by the Enemy, shall be repaid.

VII. And be it further enacted by the Authority aforesaid, That if the Master of any such Boat or Vessel shall have taken in any Quantity of *British* Salt, for the curing of Fish in the North Seas, or at *Island*, as aforesaid, the Duties of the Salt having been paid or secured to be paid, and the Vessel on which such Salt, as aforesaid, is shipped, shall either perish at Sea, or be taken by Enemies with such Salt on Board her, that in such Case any Merchant or Person, Owner of the said Salt, shall, upon Proof made before the Justices of the Peace at the Quarter-Sessions held for the County, Riding, Division or Town, wherein he doth inhabit, of the Loss of such Salt so shipped, receive from the said Sessions a Certificate that such Proof was made before them, and upon producing the said Certificate to the Officer of the Place, where the Duty on such Salt shall have been paid or secured to be paid, such Security shall be discharged, and so much Money, as was actually paid for the Duty of the said Salt, shall be repaid upon Demand by the said Officer, without Fee or Reward, provided such Proof be made within nine Months after such Loss or Taking, as aforesaid.

One Half of the Forfeitures shall be to the Crown, the other to the Seizor, &c. to be recovered as by the Laws of Excise.

VIII. And be it further enacted by the Authority aforesaid, That all Penalties and Forfeitures given by this or any former Law, relating to the Duties of Excise upon Salt, shall be distributed in Manner following, (that is to say) one Moiety thereof to her Majesty, her Heirs and Successors, and the other Moiety to the Officer or Officers who shall seize, sue or inform for the same, to be sued for, recovered and levied, in such Manner and Form, and with such Power of Mitigation, as any Fine, Penalty or Forfeiture may be sued for, recovered, levied, and mitigated by any Law of Excise, or by Action of Debt, Bill, Plaint or Information, in any of her Majesty's Courts of Record at *Westminster*; and all and every Officer and Officers for the said Duties on Salt, are hereby authorized and impowered to seize all Salt and other Things which by this or any former Act or Law relating to the Duties on Salt are declared to be forfeited.

General Issue.

Double Costs.

Farther Provisions concerning Salt, 5 *Geo.* 1. 18.

IX. And be it enacted by the Authority aforesaid, That if any Person or Persons shall at any Time be sued or prosecuted for any Thing by him or them done or executed in Pursance of this or any other of the Statutes relating to the Duties of Excise upon Salt, or the Powers thereby given, he or they shall or may plead the General Issue, and give this Act and the special Matter in Evidence for his Defence; and if upon a Trial, a Verdict shall pass for the Defendant or Defendants, or the Plaintiff or Plaintiffs become nonsuit, discontinue or forbear prosecuting the said Actions, then such Defendant and Defendants shall have double Costs to him or them awarded, against such Plaintiff or Plaintiffs, for which Costs he shall have Remedy, as in other Cases where Costs are by Law given to Defendants.

8 *Geo.* 1. *c.* 4 & 16. 11 *Geo.* 1. *c.* 30. 3 *Geo.* 2. *c.* 20. 5 *Geo.* 2. *c.* 6. 8 *Geo.* 2. *c.* 12. 14 *Geo.* 2. *c.* 22. 26 *Geo.* 2. *c.* 3 & 32.

CAP. III.

An Act for charging and continuing the Duties upon Malt, Mum, Cyder and Perry, for the Service of the Year one thousand seven hundred and fourteen; and for the Encouragement of the distilling Brandy from malted Corn and Cyder; and for making forth Duplicates of Exchequer Bills and Lottery Tickets, lost, burnt or destroyed; and to enable the Governor and Company of the Bank of *England*, and others, to lend Money upon *South Sea* Stock.

5 Eliz. c. 4. § 31.

'IX. AND whereas in and by one Act of Parliament made in the fifth Year of the Reign of Queen ELIZABETH, intituled, *An Act containing divers Orders for Artificers, Labourers, Servants of Husbandry and Apprentices*, it is enacted in the Words following; Be it further enacted by the Authority aforesaid, That after the first Day of *May* next coming, it shall not be lawful to any Person or Persons, other than such as now do lawfully use or exercise any Art, Mystery, or Manual Occupation, to set up, occupy, use or exercise any Craft, Mystery or Occupation, now used or occupied within this Realm of *England* or *Wales*, except he shall have been brought up therein seven Years at the least as an Apprentice, in Manner and Form aboveſaid, nor to set any Person on Work in such Mystery, Art or Occupation, being not a Workman at this Day, except he shall have been Apprentice, as is aforesaid, or else having served as an Apprentice, as is aforesaid, shall or will become a Journeyman, or hired by the Year, upon Pain that every Person willingly offending or doing the contrary, shall forfeit and lose for every Default forty Shillings for every Month: Upon which aforesaid Statute, several Distillers of Brandy or Spirits made from *British* Malt or Cyder, stand indicted for not having served seven Years, as aforesaid, to the great Discouragement of the Consumption of malted Corn and Cyder, and destructive to her Majesty's Revenue of Excise;' Be it therefore enacted by the Authority aforesaid, That any Person or Persons shall or may distil Brandy or Spirits made from *British* Malt or Cyder, and such Person or Persons shall not be prosecuted for so doing by Virtue of the aforesaid Statute, or any Clause, Matter or Thing contained therein to the contrary notwithstanding.

For the Application of the Duties granted by this Act, see c. 9. of this Session, § 69.

Any Person may distil Brandy from British Malt, &c. See 3 *Geo.* 1. c. 4.

'X. And whereas in and by an Act of Parliament made and passed in the tenth Year of her Majesty's Reign, for laying Duties upon Soap, and other Matters therein mentioned, it was amongst other Things enacted, That it should and might be lawful to and for the respective Treasurers of the Navy and Ordinance, and the respective Paymasters of the Guards, Garrisons and Land Forces for the Time being, or any other Officers or Persons, who then were or afterwards should be entitled (for the publick Use and Benefit) to any Parts or Shares of the Capital Stock of the Corporation erected by the Name of the Governor and Company of Merchants of *Great Britain*, trading to the *South Seas* and other Parts of *America*,

Clause to enable the Bank of England, and

'and

'and for encouraging the Fiſhery (not being abſolutely ſold, applied or diſpoſed for ſome of the publick Uſes in that Act mentioned) from Time to Time, by any Warrant or Warrants in Writing from the High Treaſurer of *Great Britain* then being, or the High Treaſurer of *Great Britain*, or any three or more of the Commiſſioners of the Treaſury for the Time being, (and not otherwiſe) to borrow any Sum or Sums of Money, from any Perſon or Perſons, Natives or Foreigners, Bodies Politick or Corporate, who were or ſhould be willing to advance or lend the ſame upon Credit of the ſaid publick Stock, or any Part thereof, and to allow Intereſt, not exceeding the Rate of ſix Pounds *per Cent. per Ann.* for the Forbearance thereof, as is therein mentioned, and to aſſign, mortgage, and transfer ſuch reſpective Shares of the ſaid Stock, whereupon ſuch Sums of Money ſhould be agreed to be ſo lent, to the reſpective Lenders thereof or ſuch as they ſeverally and reſpectively ſhould appoint, and to their Executors, Adminiſtrators, Succeſſors and Aſſigns reſpectively, upon ſuch Conditions of Redemption, and under ſuch Agreements for the Sale of the Stock ſo mortgaged, for making Default in the Repayment of the Money to be borrowed thereupon, or for Non-payment of the Intereſt thereof, and ſubject to ſuch other Conditions, and in ſuch Manner and Form as in ſuch Warrant and Warrants reſpectively ſhould be preſcribed in that Behalf; and that all the Money which ſhould be borrowed upon Credit of ſuch Stock, as aforeſaid, ſhould be applied and diſpoſed by the ſaid Treaſurers, Paymaſters, or others reſpectively chargeable therewith, to ſuch publick Uſes whereunto the ſaid Stock ſo to be mortgaged would have been applicable by or in Purſuance of another Act in the ſaid recited Act mentioned, if no ſuch Mortgage, Aſſignment or Transfer had been made, and to no other Uſe, Intent or Purpoſe whatſoever; and that the ſaid Treaſurers, Paymaſters and other Officers, borrowing the ſaid Monies, ſhould be anſwerable for the Application thereof accordingly; and that the ſaid Company ſhould not be reſponſible for permitting the Stock to be ſo transferred, as if the ſame were unduly transferred; and that the Lenders of ſuch Money ſhould not be chargeable with the Application thereof to the ſaid Uſes, as by the ſaid Act of the tenth Year of her Majeſty's Reign may more fully appear: And whereas ſome Doubt hath been made, whether the Governor and Company of the Bank of *England* (with Regard to certain Reſtrictions contained in former Acts of Parliament) might lawfully lend Money upon Credit of the ſaid publick Stock, purſuant to the ſaid Act in that Behalf:' For obviating of which Doubt, it is declared and enacted by this preſent Act, That it ſhall and may be lawful, as well to and for the Governor and Company of the Bank of *England*, as to and for any other Perſon or Perſons, Natives and Foreigners, Bodies Politick or Corporate, to advance and lend ſuch Sum and Sums of Money, as they, or any of them, ſhall think fit, to the ſaid Treaſurers, Paymaſters and others, or any of them, upon Credit of the publick Stock before mentioned, or any Part thereof, at ſuch Intereſt, and upon ſuch Aſſignments, Mortgages or Transfers, ſubject to ſuch Conditions of Redemption, and with ſuch Agreements for ſelling the Stock ſo mortgaged, in Caſe of Non-payment of the Principal or Intereſt, and in all other Reſpects according to the Forms preſcribed in the ſaid recited Act of Parliament in that Behalf; any former Act or Acts of Parliament, or any Reſtrictions, Prohibitions, Penalties, Forfeitures, Clauſes, Matters or Things therein contained to the contrary in any wiſe notwithſtanding.

10 Ann. c. 19.

10 Ann. c. 19.

10 Ann. c. 19. *Farther Proviſions reſpecting Bank*, 3 Geo. 1. c. 8. 11 Geo. 1. c. 9. 1 Geo. 2. *ſtat.* 2. c. 8. 2 Geo. 2. c. 3. 11 Geo. 2. c. 27. 15 Geo. 2. c. 13. 19 Geo. 2. c. 6. 24 Geo. 2. c. 4.

CAP. IV.

An Act for the better regulating the Forces to be continued in her Majeſty's Service, and for the Payment of the ſaid Forces, and of their Quarters. EXP.

CAP. V.

An Act for taking away the new additional Duty of thirty Pounds *per Centum ad Valorem*, impoſed upon all Books and Prints imported into *Great Britain*, by an Act made in the tenth Year of the Reign of her preſent Majeſty Queen ANNE.

'WHEREAS by divers Acts of Parliament heretofore made, ſeveral Duties have been laid upon all Books and Prints imported into *Great Britain*: And whereas by an Act made in the tenth Year of the Reign of her preſent Majeſty Queen ANNE, a further Duty of thirty Pounds *per Centum ad Valorem*, was laid upon all Books and Prints imported into *Great Britain*; which ſaid Additional Duty of thirty Pounds *per Centum* has been found, by Experience, to have tended very much to the Diſcouragement of Learning, and to have been prejudicial to the other Duties formerly laid:' Be it therefore enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the four and twentieth Day of *June* one thouſand ſeven hundred and fourteen, the ſaid Duty of thirty Pounds *per Centum ad Valorem* ſhall not be charged, levied, or collected upon any Books or Prints imported into *Great Britain*, but the ſaid Duty is hereby abſolutely diſcharged and taken away; and the ſaid Act, ſo far only as it relates to the ſaid Duty of thirty Pounds *per Centum ad Valorem*, ſhall be and is hereby abſolutely repealed.

10 Annæ, c. 19. ſect. 33.

After 24 June 1714 the Duty of 30 l. per Cent. ad Valorem, laid on Books and Prints imported by 10 Annæ, c. 19. taken away.

CAP. VI.

An Act for taking away Mortuaries within the Dioceſes of *Bangor*, *Landaff*, *St. Davids*, and *St. Aſaph*, and giving a Recompenſe therefore to the Biſhops of the ſaid reſpective Dioceſes: And for confirming ſeveral Letters Patents granted by her Majeſty, for perpetually annexing a Prebend of *Glouceſter* to the Maſterſhip of *Pembroke* College in *Oxford*; and a Prebend of *Rochſter* to the Provoſtſhip of *Oriel* College in *Oxford*; and a Prebend of *Norwich* to the Maſterſhip of *Catherine* Hall in *Cambridge*.

21 H. 8. c. 6. ſect. 7.

'WHEREAS by an Act of Parliament paſſed in the one and twentieth Year of the Reign of the late King HENRY the Eighth, intituled, *An Act where Mortuaries ought to be paid, for what Perſons, and how much, and in what Caſe none is due*, and by a Proviſo or Clauſe therein contained, it is provided (among other Things) That it ſhall be lawful to the Biſhops of *Bangor*, *Landaff*, *St. Davids*, and *St. Aſaph*, to take ſuch Mortuaries of the Prieſts within their Dioceſes and Juriſdictions as thentofore had been accuſtomed; and the Biſhops of the ſaid Dioceſes for the Time being have accordingly uſed to demand and take, and continue to demand and take Mortuaries upon the Death of any Clergyman within their ſaid Dioceſes and Juriſdictions; which ſaid Mortuaries conſiſting of ſeveral of the beſt Goods of the deceaſed, do oftentimes amount to a very conſiderable Part of his Eſtate, and the Payment thereof does very much leſſen that ſmall Proviſion which generally the Clergy of thoſe Dioceſes are able to make for the Support of their Families, and tends to the great impoveriſhing of the ſame: For the Remedying whereof for the future, and for aboliſhing and taking away all Mortuaries or Corſe-preſents, and the Cuſtom or Uſage of taking and paying Mortuaries or Corſe-preſents upon the Death of Clergymen within the ſaid Dioceſes and Juriſdictions: And to the End a reaſonable Recompenſe and Satisfaction for the ſame may be provided and eſtabliſhed for the Biſhops of the ſaid Dioceſes for ever;' Be it therefore enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and of the Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the ſaid Proviſo or Clauſe in the ſaid Act, and all and every Proviſo or Clauſe in the ſame Act, ſo far as the ſame do or doth relate to the taking any Mortuary or Corſe-preſent upon the Death of any Clergyman within the ſaid reſpective Dioceſes or Juriſdictions, ſhall immediately, from and after the reſpective Times herein after mentioned, that is to ſay, within the ſaid Dioceſe of *St. Aſaph* from and after the four and twentieth Day of *June* in the Year of our Lord one thouſand ſeven hundred and fourteen; and within the ſaid Dioceſe of *Bangor*, immediately from and after ſuch Time any Rectory *Sine Cura* ſhall next happen to be void and be in the Collation of the preſent Biſhop of the ſaid Dioceſe of *Bangor*, or of any of his Succeſſors; and within the ſaid Dioceſe of *Landaff*, immediately from and after ſuch Time as the Treaſurerſhip, with the Prebend thereto annexed, founded in the Cathedral Church of *Landaff*, ſhall next happen to be void, ſuch Treaſurerſhip and Prebend being in the Collation of the Biſhop of the ſaid Dioceſe of *Landaff*; and within the ſaid Dioceſe of *St. Davids*, immediately from and after ſuch Time as the Prebend of *Langamarch*, founded in the Collegiate Church of *Brecon*, now enjoyed by *John Medley* Arch-Deacon of *St. Davids*, ſhall next happen to be void, the ſame being in the Collation of the Biſhop of *St. Davids*, ſtand and be abſolutely repealed, annulled, and void, and all and every, and any Cuſtom, and Uſage of and for paying, demanding, or taking any Mortuary or Corſe-preſent, or any Goods, Thing or Things, for or in the Name of a Mortuary or Corſe-preſent, upon the Death of any Clergyman within the ſaid reſpective Dioceſes or Juriſdictions, ſhall, from the reſpective Times aforeſaid, for ever, be abſolutely aboliſhed and void; and no Mortuary or Corſe-preſent, or Sum or Sums of Money for or in Lieu of the ſame, or in the Name thereof, ſhall be yielded, paid, anſwered or ſatisfied, or be due or payable by any Perſon or Perſons, to any Biſhop of either of the ſaid Dioceſes, or other Perſon or Perſons claiming by, from, or under any ſuch Biſhop: And that from and after the reſpective Times aforeſaid, it ſhall not be lawful to or for the reſpective Biſhops of the ſaid Dioceſes or any of them, their or any or either of their Succeſſors, Farmers, Bailiffs or Leſſees, or any of them, or any other Perſon or Perſons whatſoever, claiming by or under ſuch Biſhops, or any or either of them, to take, receive or demand of any Perſon or Perſons, any Manner of Mortuary or Corſe-preſent, or any Sum or Sums of Money, or other Thing, for or in the Name, Lieu or Stead of any Mortuary or Corſe preſent, or to convene, cite, ſue or proſecute any Perſon or Perſons before any Judge Spiritual, or in any of her Majeſty's Courts of Law, or other Court whatſoever, for the Recovery of, or for, touching or concerning any Mortuary or Corſe-preſent, or any Thing in Lieu thereof, for or by Reaſon or on Account of the Death of any Prieſt or Clergyman within the ſaid reſpective Dioceſes or Juriſdictions, at any Time after the reſpective Times aforeſaid; any Thing in the ſaid recited Act, or any Law, Cuſtom or Uſage whatever, to the contrary notwithſtanding.

The Clauſe in the recited Act, ſo far as it relates to the taking any Mortuary in the Dioceſes of Bangor, Landaff, St. David's, and St. Aſaph, repealed.

And the Biſhops of the ſaid Dioceſes ſhall not take any Mortuaries after the Times limited above.

Recompenſe to the Biſhop of St. Aſaph and his Succeſſors, for ſuch Mortuaries.

II. And be it further enacted by the Authority aforeſaid, That in Recompenſe and Satisfaction to the Biſhop of *St. Aſaph* and his Succeſſors, for ſuch Mortuaries as might ariſe or become due or payable to the ſaid Biſhop of *St. Aſaph*, or his Succeſſors, by Virtue of the ſaid recited Act, upon the Death of any Prieſt or Clergyman, the Rectory *Sine Cura*, which ſhall firſt after the ſaid four and twentieth Day of *June* one thouſand ſeven hundred and fourteen, happen to be void, and be in the Collation of the Biſhop of the ſaid Dioceſe of *St. Aſaph*, or any of his Succeſſors, ſhall immediately upon ſuch Vacancy, and from thenceforth be annexed and united to the ſaid Biſhoprick of *St. Aſaph* for ever, and all and every the Profits, Rights, Dues, Benefits and Advantages whatſoever of the ſame Rectory, or thereto in any wiſe belonging or appertaining, ſhall or may be had, received, taken and injoyed by the Biſhop of the ſaid Dioceſe and his Succeſſors for ever.

III. And be it further enacted by the Authority aforesaid, That in Recompense and Satisfaction to the Bishop of *Bangor* and his Successors, for such Mortuaries as might arise or become due or payable to the said Bishop of *Bangor* or his Successors, by Virtue of the said recited Act, upon the Death of any Priest or Clergyman, the Rectory *Sine Cura*, which shall next happen to be void, and be in the Collation of the Bishop of the said Diocese of *Bangor*, or any of his Successors, shall, immediately upon such Vacancy, and from thenceforth be annexed and united to the said Bishoprick of *Bangor* for ever; and all and every the Profits, Rights, Dues, Benefits and Advantages whatsoever of the same Rectory, or thereto in any wise belonging or appertaining, shall or may be had, received, taken and enjoyed by the Bishop of the said Diocese of *Bangor* and his Successors for ever. Recompense to the Bishop of Bangor, &c.

IV. Provided always, That nothing in this Act shall extend to enable any Bishop in either of the said Dioceses of *St. Asaph* and *Bangor*, to demise, let or set; and that it shall not be lawful to or for the Bishops of either of the said Dioceses, or any of their Successors, to demise, lease, set, or let to Farm, or otherwise, either of such Rectories *Sine Cura*, annexed and united to the respective Bishopricks of *St. Asaph* and *Bangor*, as aforementioned, or any the Rights, Dues, Benefits or Profits thereof, for any longer Time than such Bishop, by whom any Lease of either of the said Rectories *Sine Cura* shall be made, shall continue Bishop of the said Diocese; any Statute, Law, or Usage whatsoever to the contrary notwithstanding. The Bishops of St. Asaph and Bangor, shall not lease the Rectories united to their Bishopricks for any longer Term than they continue Bishops.

V. And be it further enacted by the Authority aforesaid, That in Recompense and Satisfaction to the Bishop of *Landaff* and his Successors, for such Mortuaries as might arise or become due or payable to the said Bishop of *Landaff*, or his Successors, by Virtue of the said recited Act, upon the Death of any Priest or Clergyman, whensoever the Treasurership, with the Prebend thereto annexed, founded in the Cathedral Church of *Landaff*, shall next happen to be void, the said Treasurership and Prebend shall, immediately upon such Vacancy, and from thenceforth be annexed and united to the said Bishoprick of *Landaff* for ever; and all and every the Profits, Rights, Dues, Benefits and Advantages whatsoever, of the said Treasurership and Prebend, or thereto in any wise belonging or appertaining, shall or may be had, received, taken and enjoyed by the Bishop of the said Diocese of *Landaff* and his Successors for ever. Recompense to the Bishop of Landaff;

VI. And be it further enacted by the Authority aforesaid, That in Recompence and Satisfaction to the Bishop of *St. Davids* and his Successors, for such Mortuaries as might arise or become due or payable to the said Bishop of *St. Davids*, or his Successors, by Virtue of the said recited Act, upon the Death of any Priest or Clergyman, whensoever the said Prebend of *Langamarch* shall next happen to be void, the said Prebend shall, immediately upon such Vacancy, and from thenceforth be annexed and united to the said Bishoprick of *St. Davids* for ever; and all and every the Profits, Rights, Dues, Benefits and Advantages whatsoever, of the same Prebend, or thereto in any wise belonging or appertaining, shall or may be had, received, taken and enjoyed by the Bishop of the said Diocese of *St. Davids* and his Successors for ever, in as full and ample Manner as the said *John Medley* now hath or enjoyeth, or might or ought to have and enjoy the same. To the Bishop of St. Davids.

'VII. And whereas her Majesty has been graciously pleased, by her Letters Patents under the Great 'Seal of *Great Britain*, bearing Date at *Westminster* the eleventh Day of *November* in the twelfth Year of 'her Reign, to incorporate *Collwell Brickenden* Doctor in Divinity, the Master of *Pembroke* College in the 'University of *Oxford*, and his Successors, Masters of the same College, by the Name, Stile and Title of 'Master of *Pembroke* College in the University of *Oxford*; and did thereby grant to the said Master and his 'Successors, Masters of the same College, for their better Support and Maintenance, that Canonship or 'Prebend in the Cathedral Church of the Holy and Undivided *Trinity* of *Glouceſter*, which should first 'happen to be void, and in the Gift of her Majesty, her Heirs and Successors, from and after the Date of 'the said Grant; to have and to hold the said Canonship or Prebend, to the said *Collwell Brickenden* Ma'ster of the said College, and his Successors, Masters of the same College, of her Majesty, her Heirs and 'Successors, in pure and perpetual Alms, for and during his and their respective Continuance in the said Ma'stership; and did thereby likewise unite such Canonship or Prebend, as aforesaid, to the said Corporation 'for ever: And whereas her Majesty has been also graciously pleased, by other her Letters Patents under 'the Great Seal of *Great Britain*, bearing Date at *Westminster* the fourteenth Day of *January* in the twelfth 'Year of her Reign, to incorporate *George Carter* Doctor in Divinity, the Provost of *Oriel* College in the 'University of *Oxford*, and his Successors, Provosts of the same College, by the Name, Stile and Title 'of Provost of the House of the Blessed Virgin *Mary* in *Oxon*, commonly called *Oriel* College, of the 'Foundation of *Edward* the Second, some Time King of *England*, of famous Memory; and did thereby 'grant to the said Provost, and his Successors, Provosts of the same College, for their better Support and 'Maintenance, that Canonship or Prebend in the Cathedral-Church of *Christ*, and of the Blessed Virgin 'Mary, of *Rochester*, which should first happen to be void, and in the Gift of her Majesty, her Heirs and 'Successors, from and after the Date of the said Grant; Saving always the Right of the Arch-Deacons of 'the said Church for the Time being, to one of the said Canonships, by Virtue of a former Grant; to 'have and to hold the said Canonship or Prebend, to the said *George Carter*, Provost of the said College, 'and his Successors, Provosts of the same College, of her Majesty, her Heirs and Successors, in pure and 'perpetual Alms, for and during his and their Continuance in the said Provostship; and did thereby like'wise unite such Canonship or Prebend, as aforesaid, to the said Corporation for ever: And whereas her 'Majesty has been further graciously pleased, by other her Letters Patents under the Great Seal of *Great* 'Britain, bearing Date at *Westminster* the six and twentieth Day of *April* in the thirteenth Year of her 'Reign, to incorporate *Thomas Sherlock* Doctor in Divinity, Master or Warden of *St. Catherine*'s College or 'Hall in the University of *Cambridge*, and his Successors, Masters or Wardens of the same College or Hall, 'by the Name, Stile and Title of Master or Warden of *St. Catherine*'s College or Hall in the University of 'Cambridge; and did thereby grant to the said Master or Warden, and his Successors, Masters or Wardens 'of the same College or Hall, for their better Support and Maintenance, that Canonship or Prebend in 'the The Queen's Letters Patents to the Master of Pembroke College, and to the Provost of Oriel College in Oxon, and to the Warden of Katherine Hall in Cambridge, confirmed.

'the Cathedral Church of the Holy and Undivided *Trinity* in *Norwich*, of the Foundation of King *Edward* 'the Sixth, which ſhould firſt happen to be void, and in the Gift of her Majeſty, her Heirs and Succeſſors, 'from and after the Date of the ſaid Grant; to have and to hold the ſaid Canonſhip or Prebend to the 'ſaid *Thomas Sherlock*, Maſter or Warden of the ſaid College or Hall, and his Succeſſors, Maſters or Wardens of the ſame College or Hall, of her Majeſty, her Heirs and Succeſſors, in pure and perpetual Alms 'for and during his and their Continuance in the ſaid Maſterſhip or Wardenſhip; and did thereby likewiſe 'unite ſuch Canonſhip or Prebend, as aforeſaid, to the ſaid Corporation for ever; as by the ſaid ſeveral and 'reſpective recited Letters Patents (Relation being thereunto had) may more fully and at large appear:' Be it therefore enacted by the Authority aforeſaid, That the ſaid ſeveral and reſpective recited Letters Patents, and all and ſingular the Clauſes, Articles and Things therein reſpectively contained, ſhall be and are hereby ratified and confirmed, and the ſaid ſeveral and reſpective Canonſhips or Prebends ſhall be, from Time to Time, for ever, held and enjoyed, according to the true Intent and Meaning of the ſeveral and reſpective Letters Patents above recited.

A publick Act.

VIII. And be it further enacted, That this Act ſhall be taken and allowed in all Courts within this Kingdom as a publick Act.

Saving to the Crown all First Fruits, &c. for ſuch Rectories, &c.

IX. Saving nevertheleſs, and always reſerved unto her Majeſty, her Heirs and Succeſſors, all and ſingular Firſt-fruits and Tenths, in any wiſe due or payable to her Majeſty, her Heirs and Succeſſors, for or in reſpect of ſuch Rectories *Sine Cura*, and Treaſurerſhip, and Prebend thereunto annexed, founded in the Cathedral Church of *Landaff*, and the ſaid Prebend of *Langamarch*, and all ſuch Right and Title, as her ſaid Majeſty hath in or to ſuch Firſt-fruits and Tenths, or any of them, and which ſhall continue to be levied and paid in like Manner as heretofore; any Thing herein contained to the contrary in any wiſe notwithſtanding.

Another Saving to the Leſſees, &c.

See 28 *Geo.* 2. *c.* 6. *for taking away Mortuaries in Cheſter.*

X. Saving alſo to the Queen's Majeſty, her Heirs and Succeſſors, and to the reſpective Leſſee or Leſſees of the ſaid Treaſurerſhip, and Prebend thereunto annexed, founded in the Cathedral Church of *Landaff*, and to the ſaid Prebend of *Langamarch*, and to all and every other Perſon or Perſons whatſoever, all ſuch Eſtate, Right, Title and Intereſt, in, to or out of the ſaid Treaſurerſhip and Prebend thereto annexed, and the ſaid Prebend of *Langamarch*, as any ſuch Leſſee or Leſſees, or other Perſon or Perſons, have or might have or claim, in, to, or out of the ſaid Treaſurerſhip and Prebend thereunto annexed, and the ſaid Prebend of *Langamarch*, if this Act had not paſſed.

CAP. VII.

An Act to prevent the Growth of Schiſm, and for the further Security of the Churches of *England* and *Ireland*, as by Law eſtabliſhed.

13 & 14 Car. 2. c. 4.

'WHEREAS by an Act of Parliament made in the thirteenth and fourteenth Years of his late Ma- 'jeſty King CHARLES the Second, intituled, *An Act for the Uniformity of publick Prayers, and Adminiſtration of Sacraments, and other Rites and Ceremonies; and for eſtabliſhing the Form of making, ordaining, and conſecrating Biſhops, Prieſts and Deacons in the Church of* England, it is, amongſt other Things enacted, 'That every Schoolmaſter keeping any publick or private School, and every Perſon inſtructing or teaching 'any Youth in any Houſe or private Family, as a Tutor or Schoolmaſter, ſhould ſubſcribe before his or 'their reſpective Archbiſhop, Biſhop or Ordinary of the Dioceſe, a Declaration or Acknowledgment, in 'which, amongſt other Things was contained, as follows, *viz. I* A. B. *do declare, That I will conform to the 'Liturgy of the Church of* England, *as it is now by Law eſtabliſhed*; and if any Schoolmaſter, or other Perſon inſtructing or teaching Youth in any private Houſe or Family, as a Tutor or Schoolmaſter, ſhould inſtruct or teach any Youth as a Tutor or Schoolmaſter before Licence obtained from his reſpective Archbiſhop, Biſhop or Ordinary of the Dioceſe, according to the Laws and Statutes of this Realm, for which 'he ſhould pay twelve Pence only, and before ſuch Subſcription and Acknowledgment made, as aforeſaid, 'then every ſuch Schoolmaſter and other inſtructing and teaching, as aforeſaid, ſhould, for the firſt Of- 'ence, ſuffer three Months Impriſonment without Bail or Mainprize, and for every ſecond and other ſuch 'Offence ſhould ſuffer three Months Impriſonment without Bail or Mainprize, and alſo forfeit to his Majeſty the Sum of five Pounds: And whereas notwithſtanding the ſaid Act, ſundry Papiſts and other Perſons diſſenting from the Church of *England*, have taken upon them to inſtruct and teach Youth as Tutors or Schoolmaſters, and have for ſuch Purpoſe openly ſet up Schools and Seminaries, whereby, if due and ſpeedy Remedy be not had, great Danger might enſue to this Church and State: For the making the ſaid recited Act more effectual, and preventing the Danger aforeſaid, &c. [Repealed, 5 Geo. 1. c. 4.]

See farther 23 *Geo.* 2. *c.* 28.

CAP. VIII.

An Act for encouraging the Tobacco Trade.

7 & 8 W. 3. c. 10. and 1 Jac. 2. c. 4.

'WHEREAS by an Act made in the ſeventh Year of the Reign of the late King WILLIAM the 'Third, intituled, *An Act for continuing ſeveral Duties granted by former Acts upon Wines and Vinegar, and upon Tobacco and* Eaſt India *Goods, and other Merchandizes imported, for carrying on the War againſt* France, the Methods preſcribed for collecting the Impoſt Duty upon Tobacco, granted by an Act paſſed 'in the firſt Year of the Reign of King JAMES the Second, are altered, and, among other Things, it is 'enacted, That on any Payment of the ſaid Duty for Tobacco to be conſumed here, there be an Allowance of eight Pounds *per Cent.* for the Merchants Encouragement, in Conſideration of Waſte and Shrinkage in the Cellars, and an Allowance of four Pounds *per Cent.* in Conſideration of Waſte that may ariſe 'on any Tobacco exported within the Time allowed by Law, to be ſtruck off only from the Entries, and 'not to be paid where the whole Quantity entred ſhall happen to be exported; both which Acts are

ſince

'since continued, and are now in Force: And whereas by Law there are several other Duties payable on 12 *Car.* 2. *c.* 34.
'the Importation of Tobacco, but no Provision is made thereby for giving any Allowance out of the same, 1 *Car.* 2. *c.* 7.
'in Consideration of Waste or Shrinkage, as aforesaid; and it being reasonable that the Manner of col- 22 & 23 *Car.* 2.
'lecting the several Duties upon Tobacco should be in one uniform Method, and that the same Allowance *c.* 26. 10 & 11
'for Waste and Shrinkage on the Consumption here, should be granted to the Exporters, for the Preser- *W.* 3. *c.* 21.
'vation and Improvement of that most beneficial Trade, which, for many Years past, hath greatly declined;' 2 *Ann. c.* 9. *sect.* 11. 6 *Ann. c.*
Be it enacted and declared by the Queen's most Excellent Majesty, by and with the Advice and Consent of 22. *sect.* 12.
the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Autho- 8 *Ann. c.* 13.
rity of the same, That from and after the first Day of *June* one thousand seven hundred and fourteen, du- *sect.* 18.
ring the Term of five Years, and from thence to the End of the then next Session of Parliament, there After 1 June
shall, for the better Encouragement of the said Consumption and Export Trade, be an Allowance of eight 1714. for five
Pounds *per Cent.* made to the Merchant at Importation, out of all the Duties payable upon Tobacco, in- Years, 8 l. per
stead of the aforesaid eight Pounds, and four Pounds *per Cent.* which by the before recited Acts are to be Cent. allowed
allowed only out of the Impost Duty, and which said Allowance of eight Pounds *per Cent.* out of all the out of all the
said Duties, shall not be deducted from the Merchants on Exportation; any Law or Custom to the contrary Duties on To-
notwithstanding. bacco.
Not to be de-
ducted on Ex-
portation.

'II. And whereas by the Act of Tonnage and Poundage made in the twelfth Year of the Reign of King
'CHARLES the Second, and by the Book of Rates thereunto annext, an additional Duty of one Penny *per* 12 Car. 2. c. 4.
'Pound was made payable for all Tobacco of the *English* Plantations, upon giving Security for Payment of
'the same at nine Months after the Importation: And whereas by the said Act made in the first Year of the
'Reign of the late King JAMES the Second, a Duty or Impost of three Pence *per* Pound was laid on the 1 Jac. 2. c. 4.
'same Tobacco, and six Pence *per* Pound on all Tobacco of Foreign Plantations, the Method of collecting
'which Impost Duty was altered by the said Act made in the seventh Year of the Reign of the late King
'WILLIAM the Third, and thereby the Payment thereof was to be at the End of eighteen Months, with 7 & 8 W. 3.
'certain Discounts at different Rates for Prompt Payment within the respective Times thereby limited: c. 10.
'And whereas by an Act made in the ninth Year of the Reign of his said late Majesty King WILLIAM the 9 & 10 W. 3.
'Third, a further Subsidy of one Penny *per* Pound was laid on all Tobacco of the *English* Plantations, c. 23.
'payable in three Months from the Importation, upon Security: And whereas by one other Act made in
'the second Year of her Majesty's Reign, a Duty of one third Part of one Penny *per* Pound was made 2 & 3 Ann. c.
'payable on the same Tobacco, and the Importer to have nine Months for the Payment thereof, on suffi-
'cient Security; all which Acts before mentioned are, by several subsequent Acts, since continued, and are
'now in Force: And whereas the Payment of the said several Duties, at the different Times, as before
'mentioned, according to the respective Acts of Parliament, has by Experience been found prejudicial and
'burthensome to Trade, and a Loss to the Revenue:' For Prevention whereof for the future, Be it fur- All Duties on
ther enacted by the Authority aforesaid, That from and after the first Day of *June* one thousand seven hun- Tobacco to be
dred and fourteen, during the Term of five Years, and from thence to the End of the then next Session of paid at the End
Parliament, all the said several and respective Duties on Tobacco, granted by the aforementioned Acts of of 18 Months.
Parliament, and since continued, shall be due and payable, during the Term aforesaid, at the End of By 5 Geo. 1.
eighteen Months, to commence at the End of thirty Days after the Master's Report of the Ship, or to com- c. 7. this Act is
mence from the Merchant's Entry of the Goods within those thirty Days, which shall first happen, and continued as
the Bond or Bonds to be given for the same, shall be made payable at the End of eighteen Months accord- long as the Du-
ly; any Statute or Law to the contrary notwithstanding. ties on Tobacco
shall continue.

III. Provided always, That if the Importer or Proprietor of Tobacco shall, upon Entry thereof, pay Allowance for
ready Money for all or any Part of the said Duties within the said thirty Days, or at any Time or Times ready Money.
within any of the first fifteen Months of the said eighteen Months, to commence at the End of the said
thirty Days after the Master's Report of the Ship, he shall, in lieu of all former Discounts made for Prompt
Payment, out of all the said Duties have an Allowance made of ten Pounds *per Cent. per Ann.* for the said
fifteen Months, or proportionably for so many intire Months of the said fifteen Months as shall then re-
main unexpired, but not to be allowed any Discount after the End of fifteen Months, nor for any less
Time than a Month; and in case after the Importer or Proprietor shall have given Security, as aforesaid,
(which at his Election may be in one or more Bond or Bonds) to pay the said several Duties in eighteen
Months, and shall be desirous to discharge his Bond or Bonds, or any Part thereof, in ready Money, sooner
than fifteen Months, he shall be abated upon the Bond or Bonds for such Prompt Payment, so much as the
said Discount shall amount to, in Proportion to such Time, but not to be allowed any Discount after the
End of fifteen Months.

IV. Provided also, That nothing in this Act contained, is intended to take away the said Allowance of Not to take away
eight Pounds *per Cent.* to be made out of the several Duties for the Merchants Encouragement, and in Con- 8 l. per Cent.
sideration of Waste and Shrinkage, nor the Allowance of five in the Hundred out of the several Subsidies, for Shrinkage,
and the said additional Duty, by Virtue of the respective Act of Tonnage and Poundage, and other Acts nor 5 l. in the
before recited. Hundred out of
the Subsidies.

'V. And whereas several Merchants and other Persons concerned in the Importation of Tobacco of the On paying down
'*English* Plantations, are frequently under Difficulties, and unable to give good and sufficient Security for the Duty of 1 d.
'the Payment of the several Duties imposed thereon: And whereas putting the same into proper Ware- per lb. Tobacco
'houses may not only be an Ease and Convenience to the Importers thereof, but also a Security to her may be ware-
'Majesty's Revenue,' Be it therefore enacted by the Authority aforesaid, That from and after the first Day housed at Mer-
of *June* one thousand seven hundred and fourteen, during the Term of five Years, and from thence to the chants Charge.
End of the then next Session of Parliament, in case any Person importing any of the said Tobacco, shall 12 Car. 2. c. 4.
pay down in ready Money the Subsidy of one Penny *per* Pound due and payable to her Majesty by the
Act of the twelfth Year of the Reign of his late Majesty King CHARLES the Second, or by any Act or
Acts continuing the same, and shall then desire to have the said Tobacco put into Warehouses, under the

Queen's and the Merchant's Locks, for the Security of the Remainder of the Duties, the Merchant or his Servants shall have free Access into the said Warehouses, at all seasonable Times; and the Custom-house Officers are hereby required to attend, without Fee or Reward: And it shall and may be lawful for the Commissioners or Principal Officers of the Customs, to permit and cause the said Tobacco to be lodged and put into Warehouses (to be provided by and at the Charge of the Merchants, and to be first approved by the said Commissioners or Officers) upon the Merchant's giving his own Bond for Payment of the Duties at the End of fifteen Months; and if the Importer or Importers of such Tobacco, as has been so lodged in the Warehouses, shall not, within the said Time of fifteen Months, offer good and sufficient Security for Payment of the Duties at the End of the said eighteen Months, or by Debentures on Exportation of such Tobacco, or Payment of the several Duties for which his own Bond hath been given, discharge his or their Obligations, or any Part thereof, but that the Tobacco, or any Part thereof, shall continue and be still remaining in the said Warehouses, for Want of the Payment of the Duties due thereon; in such Case it shall be lawful for the said Commissioners, or Principal Officers of the Customs for the Time being, and who are hereby required and impowered, to cause the said Tobacco so remaining to be publickly sold by Inch of Candle, first giving the Proprietor or Proprietors fourteen Days Notice, or leaving the same in Writing at the Place of his or their last Abode, the Product thereof, after such Sale, first to be applied towards Payment of the Customs and Charges that have been expended thereon, and the Overplus, if any, to be rendred and paid to the Proprietor, or other Person lawfully authorised to receive the same.

Merchant to give his own Bond to pay the Duties at 15 Months End,

Tobacco to be sold by Inch of Candle.

VI. Provided always, That in case any Tobacco put into the said Warehouses, and so locked up, as aforesaid, shall be burnt or destroyed by Fire, during the Time it remains in the said Warehouses, the Proprietors or Owners of such Tobacco shall be allowed the Duties paid, and the Bond shall be discharged for so much thereof as shall have been so burnt or destroyed.

Tobacco burnt in the Warehouses, Duties to be allowed, and Bond discharged.

'VII. And whereas divers great Quantities of Tobacco of the *English* Plantations have been imported 'for some Time, but by Reason of the Deadness of the Tobacco Trade, occasioned by the Length of the 'late War, the Importers or Proprietors thereof have not entred the said Tobacco, and paid or secured 'the Duties for the same, as the Law requires;' For Relief therefore of the said Importers or Proprietors of the said Tobacco in this special Case, Be it further enacted by the Authority aforesaid, That the Time of Importation of all such Tobaccoes, as are already imported, and not entred, shall be reckoned to be from the second Day of *June* one thousand seven hundred and fourteen, in like Manner as if the Masters of the said Ships or Vessels had made Report of their several Ladings on that Day; and the Importers or Proprietors of such Tobacco shall pay or secure the Duties, and have and enjoy the several Allowances and Discounts, and be entituled to drawback the Duties, as fully and in like Manner as if the said Tobacco had been imported, and the Masters of the Ships had made their respective Reports of their Ladings, on the said second Day of *June* one thousand seven hundred and fourteen; any Law, Usage or Custom, to the contrary in any wise notwithstanding.

For Tobacco in the River unentred,

Time of Importation to be reckoned from 2 June 1714.

'VIII. And whereas it hath been found by Experience, that her Majesty's Revenue suffers great Preju- 'dice, as well by Allowances for damaged Tobacco, as by the obtaining a Drawback by Debenture on the 'Re-shipping the same, as if such Tobacco had been sound and good, and paid the Duties at Importation;' For preventing the like Abuses for the future, Be it further enacted by the Authority aforesaid, That from and after the first Day of *August* one thousand seven hundred and fourteen, within or during the Term of five Years thence next ensuing, or at any Time before the End of the then next Session of Parliament, no Merchant or other Person whatsoever shall have any Allowance or Abatement for the Subsidies or other Duties made him, for any Sort of Tobacco imported, or to be imported, under Pretence of such Tobacco being corrupt or unmerchantable: But in case any Merchant or other Person shall refuse to make Entry of such damaged Tobacco, and to pay and secure the whole Duties due and payable for the same, then he or they shall have Liberty to separate from his or their Tobacco, so much thereof as they shall refuse to pay Custom for; and the Principal Officers of her Majesty's Customs, or any two or more of them, shall cause all such corrupt Tobacco to be weighed and publickly burnt, or otherwise destroyed as not wholsome and fit for Use; and the Owner or Importer thereof shall be discharged from paying or securing any Subsidy, or other Duties for the same, to her Majesty; any Law, Custom or Usage, to the contrary in any wise notwithstanding.

No Allowance for damaged Tobacco.

Merchant refusing to pay the Duties, such Tobacco to be destroyed, &c.

IX. Provided always, and be it further enacted by the Authority aforesaid, That every Owner or Importer of such damaged and corrupt Tobacco, shall, as a Compensation for Freight and other Charges, and for that the cutting off, and separating the same, may deface the Remainder of the Tobacco, have an Allowance of twenty-five Pounds Weight of Tobacco, free of all Duties, for every one hundred Pounds of such corrupt and damaged Tobacco so separated, to be burnt or destroyed, as aforesaid, and so in Proportion for any greater or lesser Quantity; which Allowance of twenty-five Pounds for every one hundred Pounds of Tobacco so to be made, as aforesaid, shall be by Certificate; and the Officers are hereby required to make, pass, and pay such Certificate without Fee or Reward, the Tobacco mentioned in such Certificate not to be placed to the Merchant's Export Account, so as such Allowance of twenty-five Pounds of Tobacco for every one hundred Pounds of damaged Tobacco so separated or destroyed, does not exceed the Quantity of one hundred and fifty Pounds of Tobacco, upon or for any Hogshead of *Aranoca* Tobacco, or the Quantity of two hundred Pounds of Tobacco, upon or for any Hogshead of sweet-scented Tobacco.

Owner to be allowed 25 lb. for every 100 lb.

The Allowance to be by Certificate,

and not to be placed to the Export Account, &c.

X. Provided always, and be it further enacted by the Authority aforesaid, That nothing in this Act contained shall be construed to forbid or hinder the Merchants or Importers having an Allowance made them for damaged Tobacco, in such Manner as hath been usual, so as such Allowance doth not exceed forty Pounds Weight of Tobacco upon any one Hogshead; and for the more ready Dispatch of Business, such small Damages, not exceeding forty Pounds Weight on any one Hogshead, shall be viewed, and the Allowance made in the Scale; any Thing herein contained to the contrary notwithstanding.

Not to hinder former Allowances, not exceeding 40 lb. on any one Hogshead.

'XI. And

'XI. And whereas it frequently happens that divers Goods and Merchandizes are brought into her Majesty's Storehouses for want of being entred, and because the Duties of Tonnage and Poundage, and other 'Duties are not paid and secured as the Law directs, which Goods do remain there divers Years, and often so long, until they are perished, and become of no Value, whereby the Queen hath lost the whole 'Custom due on the Importation of the said Goods;' For Prevention whereof for the future, Be it likewise enacted by the Authority aforesaid, That from and after the first Day of *July* one thousand seven hundred and fourteen, the Commissioners of the Customs for the Time being shall, in all Cases where the Goods are or shall be brought into her Majesty's Storehouses for Security of the Customs, and other Duties due thereon, as soon as conveniently they can, cause all Goods so brought into her Majesty's Storehouses, as aforesaid, which shall have remained there for the Space of twelve Months, the Subsidy and other Duties not paid, compounded for, or otherwise secured as the Law directs, to be publickly sold by Auction or Inch of Candle; and after such Sale, the Produce thereof is first to be applied to or towards the Payment of the Freight, Primage and Charges of Warehouse-room, and other Charges that shall arise thereon, next the Customs and Duties, and the Overplus to be paid to the Proprietor, or other Persons authorised to receive the same.

Goods in Warehouses unentred to be sold at publick Sale.

Altered by 12 Geo. 1. c. 28. §. 19.

'XII. And whereas an Act passed in the eighth Year of her Majesty's Reign for continuing several Impo- 'sitions, additional Impositions, and Duties upon Goods imported, to raise Money by way of Loan for 'the Service of the Year one thousand seven hundred and ten, and for better preventing Frauds in Drawbacks upon Certificate Goods, and for other Purposes therein mentioned; in which Act there were several 'Regulations enacted to be complied with, in Order to entitle the Exporters of Tobacco to their Debentures; which new Regulations, being made to commence from the twenty-seventh Day of *March* one 'thousand seven hundred and ten, by which Time the same could not be known in *Scotland*, several Parcels of Tobacco, through Ignorance, were exported from thence without Regard to the Regulations laid 'down in the said Act, the Debentures of which Tobacco have been refused to be made forth and allowed 'to the Merchants upon that Account only;' Be it therefore enacted by the Authority aforesaid, That for all Tobacco exported from *Scotland*, after the twenty-seventh Day of *March* one thousand seven hundred and ten, and before the sixteenth Day of *April* following, the Barons of the Exchequer in *Scotland* shall cause the Debentures to be made forth, and allowed to the Merchants, according to the Laws in Force before the said twenty-seventh Day of *March* one thousand seven hundred and ten; any Thing in the aforesaid Act to the contrary notwithstanding.

3 Ann. c. 17.

For all Tobacco exported from Scotland between 27 March and 16 April 1710. Exchequer there to make out Debentures.

'XIII. And whereas there has been some Doubt whether the Deputations or Authorities granted to Col- 'lectors, Surveyors, or other inferior Officers of the Customs, do remain in Force upon the Death or Re- 'moval of any of the Commissioners of the Customs, by whom the Deputations were granted;' Be it enacted and declared by the Authority aforesaid, That all such Collectors, Surveyors, or other inferior Officers of the Customs, who are or have been, or shall be hereafter deputed or appointed, as aforesaid, shall be deemed to remain and continue in their respective Offices and Imployments, notwithstanding the Death or Removal of any of the Commissioners of the Customs, who deputed and appointed such Officers, until the Deputations of such Officers respectively shall be by the said Commissioners, or any superior Authority, revoked, annulled or made void. [Continued by 5 Geo. 1. c. 7.]

Deputations in Force, notwithstanding the Death, &c. of Commissioners.

Farther Provisions concerning Tobacco, 1 Geo. 1. c. 46. 5 Geo. 1. c. 11. 6 Geo. 1. c. 21. 9 Geo. 1. c. 21. 12 Geo. 1. c. 26 & 28. 21 Geo. 2. c. 2. 24 Geo. 2. c. 41. and 26 Geo. 2. c. 13.

CAP. IX.

An Act for laying additional Duties on Sope and Paper, and upon certain Linens, Silks, Callicoes and Stuffs, and upon Starch, and exported Coals, and upon stampt Vellum, Parchment and Paper, for raising one Million four hundred thousand Pounds by way of a Lottery, for her Majesty's Supply; and for Allowances on exporting made Wares of Leather, Sheepskins and Lamb skins, and for Distribution of four thousand Pounds due to the Officers and Seamen for Gun-Money; and to adjust the Property of Tickets in former Lotteries; and touching certain Shares of Stock in the Capital of the *South-Sea* Company; and for appropriating the Monies granted to her Majesty.

MAY it please your most Excellent Majesty; We your Majesty's most dutiful and loyal Subjects, the Commons of *Great Britain* in Parliament assembled, being desirous that such Supplies as are necessary for defraying your Majesty's publick Expences, may be effectually raised, have therefore chearfully and unanimously given and granted, and do by this Act give and grant unto your Majesty the several and respective Rates and Duties for and upon all Sope made in *Great Britain*, or imported into the same; and for and upon all Paper made in *Great Britain*, or imported into the same; and for and upon all chequered and striped Linens to be imported into *Great Britain*; and for and upon certain Silks, Callicoes, and other enumerated Goods, which shall be printed, painted, stained, or dyed in *Great Britain*; and for and upon all Starch made in *Great Britain*; and for and upon all Coals exported for foreign Parts; and for and upon such stampt Vellum, Parchment and Paper, and other Things hereafter in this Act more particularly described or mentioned, for and during such Term or Terms of Years, and in such Manner and Form, as are herein after expressed; and do most humbly beseech your Majesty, that it may be enacted; And be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by Authority of the same, That there shall be raised, levied, collected and paid, unto and for the Use of her Majesty, her Heirs and Successors, for and upon all Sope of what Kind soever, which at any Time or Times, within or during the Term

For the Application of the Surplus of the Duties hereby granted, see 2 Geo. 2. c. 3. §. 2. for Payment of Annuities to the Bank. *And see* 2 Geo. 2. c. 18.

For 32 Years, from 2 Aug. 1714. Sope imported to pay the Additional Duty of 1d. per lb.

Made perpetual by 6 Geo. 1. c. 4. §. 1.

Term of two and thirty Years, to be reckoned from the ſecond Day of *Auguſt* in the Year of our Lord one thouſand ſeven hundred and fourteen, ſhall be imported or brought into the Kingdom of *Great Britain*, or made within the ſame, the ſeveral and reſpective Additional or New Duties herein after deſcribed or mentioned (over and above all Cuſtoms, Subſidies, Rates and Duties chargeable upon ſuch Sope, or any Part thereof, by any other Act or Acts of Parliament now in Force) That is to ſay, For every Pound Weight, conſiſting of ſixteen Ounces *Averdupois*, of ſuch Sope ſo to be imported or brought into the ſaid Kingdom, within or during the Term aforeſaid, one Penny, and after that Rate for a greater or leſſer Quantity, to be paid down in Ready Money by the Importers thereof, from Time to Time, before the Landing of the ſame; and for every ſuch Pound-Weight of Sope to be made in the ſaid Kingdom of *Great Britain*, within and during the Term aforeſaid, one Halfpenny, and after that Rate for a greater or leſſer Quantity, to be paid by the Makers thereof reſpectively.

Sope made in Great Britain 0b. per lb.

Additional Duty upon Paper, Paſtboard, &c. Made perpetual by 6 Geo. 1. c. 4. §. 1.

II. And be it further enacted by the Authority aforeſaid, That there ſhall be raiſed, levied, collected and paid, unto and for the Uſe of her Majeſty, her Heirs and Succeſſors, for and upon all Paper of what Kind ſoever, and all Paſtboards, Millboards and Scaleboards, which, at any Time or Times within or during the Term of two and thirty Years, to be reckoned from the ſaid ſecond Day of *Auguſt* one thouſand ſeven hundred and fourteen, ſhall be imported or brought into the Kingdom of *Great Britain* (printed Books, Maps and other Prints, always excepted) the ſeveral and reſpective Rates and Duties herein after expreſſed (over and above the preſent Cuſtoms, Subſidies and Duties upon the ſame Commodities reſpectively) That is to ſay,

Atlas Fine. For and upon all Paper uſually called or known by the Name of *Atlas Fine*, which ſhall be imported or brought in, as aforeſaid, the Sum of eight Shillings for every Ream, and after that Rate for a greater or leſſer Quantity.

Atlas Ordinary. For and upon all Paper uſually called or known by the Name of *Atlas Ordinary*, which ſhall be imported or brought in, as aforeſaid, the Sum of four Shillings for every Ream, and after that Rate for a greater or leſſer Quantity.

Imperial Fine. For and upon all Paper uſually called or known by the Name of *Imperial Fine*, which ſhall be imported or brought in, as aforeſaid, the Sum of eight Shillings for every Ream, and after that Rate for a greater or leſſer Quantity.

Super Royal Fine. For and upon all Paper uſually called or known by the Name of *Super Royal Fine*, which ſhall be imported or brought in, as aforeſaid, the Sum of ſix Shillings for every Ream, and after that Rate for a greater or leſſer Quantity.

Royal Fine. For and upon all Paper uſually called or known by the Name of *Royal Fine*, which ſhall be imported or brought in, as aforeſaid, the Sum of four Shillings for every Ream, and after that Rate for a greater or leſſer Quantity.

Medium Fine. For and upon all Paper uſually called or known by the Name of *Medium Fine*, which ſhall be imported or brought in, as aforeſaid, the Sum of three Shillings for every Ream, and after that Rate for any greater or leſſer Quantity.

Demy Fine. For and upon all Paper uſually called or known by the Name of *Demy Fine*, which ſhall be imported or brought in, as aforeſaid, the Sum of two Shillings for every Ream, and after that Rate for a greater or leſſer Quantity.

Demy Second. For and upon all Paper uſually called or known by the Name of *Demy Second*, which ſhall be imported or brought in, as aforeſaid, the Sum of one Shilling and three Pence for every Ream, and after that Rate for a greater or leſſer Quantity.

Demy Printing. For and upon all Paper uſually called or known by the Name of *Demy Printing*, which ſhall be imported or brought in, as aforeſaid, the Sum of ten Pence for every Ream, and after that Rate for a greater or leſſer Quantity.

Fine Holland Royal. For and upon all Paper uſually called or known by the Name of *Fine Holland Royal*, which ſhall be imported or brought in, as aforeſaid, the Sum of one Shilling and ſeven Pence Half-penny for every Ream, and after that Rate for a greater or leſſer Quantity.

Fine Holland Second. For and upon all Paper uſually called or known by the Name of *Fine Holland Second*, which ſhall be imported or brought in, as aforeſaid, the Sum of one Shilling for every Ream, and after that Rate for a greater or leſſer Quantity.

Blue Royal. For and upon all Paper uſually called or known by the Name of *Blue Royal*, which ſhall be imported or brought in, as aforeſaid, the Sum of one Shilling for every Ream, and after that Rate for a greater or leſſer Quantity.

Painted Paper imported. For and upon all painted Paper, which ſhall be imported or brought in, as aforeſaid, the Sum of four Shillings for every Ream, and after that Rate for a greater or leſſer Quantity.

Cartridge Paper. For and upon all Paper uſually called or known by the Name of *Cartridge Paper*, which ſhall be imported and brought in, as aforeſaid, the Sum of nine Pence for every Ream, and after that Rate for a greater or leſſer Quantity.

Elephant Fine. For and upon all Paper uſually called or known by the Name of *Elephant Fine*, which ſhall be imported or brought in, as aforeſaid, the Sum of four Shillings for every Ream, and after that Rate for a greater or leſſer Quantity.

Ordinary Elephant. For and upon all Paper uſually called or known by the Name of *Ordinary Elephant*, which ſhall be imported or brought in, as aforeſaid, the Sum of one Shilling and ſeven Pence Half-penny for every Ream, and after that Rate for a greater or leſſer Quantity.

Fine Large Poſt. For and upon all Paper uſually called or known by the Name of *Fine Large Poſt*, which ſhall be imported or brought in, as aforeſaid, the Sum of one Shilling and three Pence for every Ream, and after that Rate for a greater or leſſer Quantity.

For

For and upon all Paper uſually called or known by the Name of *Fine Fools Cap*, which ſhall be imported or brought in, as aforeſaid, one Shilling and three Pence for every Ream, and after that Rate for a greater or leſſer Quantity. Fine Fools Cap.

For and upon all Paper uſually called or known by the Name of *Second Fools Cap*, which ſhall be imported or brought in, as aforeſaid, one Shilling for every Ream, and after that Rate for a greater or leſſer Quantity. Second Fools Cap.

For and upon all Paper uſually called or known by the Name of *Baſtard* or *Double Copy*, which ſhall be imported or brought in, as aforeſaid, one Shilling for every Ream, and after that Rate for a greater or leſſer Quantity. Baſtard or Double Copy.

For and upon all Paper uſually called or known by the Name of *Chancery Double*, which ſhall be imported or brought in, as aforeſaid, one Shilling for every Ream, and after that Rate for a greater or leſſer Quantity. Chancery Double.

For and upon all Paper uſually called or known by the Name of *Super Fine Pot*, which ſhall be imported or brought in, as aforeſaid, one Shilling for every Ream, and after that Rate for a greater or leſſer Quantity. Super Fine Pot.

For and upon all Paper uſually called or known by the Name of *Second Fine Pot*, which ſhall be imported or brought in, as aforeſaid, nine Pence for every Ream, and after that Rate for a greater or leſſer Quantity. Second Fine Pot.

For and upon all Paper uſually called or known by the Name of *Genoa Royal*, which ſhall be imported or brought in, as aforeſaid, one Shilling and ſeven Pence Half-penny for every Ream, and after that Rate for a greater or leſſer Quantity. Genoa Royal.

For and upon all Paper uſually called or known by the Name of *Genoa Medium*, which ſhall be imported or brought in, as aforeſaid, one Shilling and three Pence for every Ream, and after that Rate for a greater or leſſer Quantity. Genoa Medium.

For and upon all Paper uſually called or known by the Name of *Genoa Demy Fine*, which ſhall be imported or brought in, as aforeſaid, one Shilling for every Ream, and after that Rate for a greater or leſſer Quantity. Genoa Demy Fine.

For and upon all Paper uſually called or known by the Name of *Genoa Demy Second*, which ſhall be imported or brought in, as aforeſaid, nine Pence for every Ream, and after that Rate for a greater or leſſer Quantity. Genoa Demy Second.

For and upon all Paper uſually called or known by the Name of *Genoa Crown Fine*, which ſhall be imported or brought in, as aforeſaid, nine Pence for every Ream, and after that Rate for a greater or leſſer Quantity. Genoa Crown Fine.

For and upon all Paper uſually called or known by the Name of *Genoa Crown Second*, which ſhall be imported or brought in, as aforeſaid, ſix Pence for every Ream, and after that Rate for a greater or leſſer Quantity. Genoa Crown Second.

For and upon all Paper uſually called or known by the Name of *Genoa Fools Cap Fine*, which ſhall be imported or brought in, as aforeſaid, nine Pence for every Ream, and after that Rate for a greater or leſſer Quantity. Genoa Fool's Cap Fine.

For and upon all Paper uſually called or known by the Name of *Genoa Fools Cap Second*, which ſhall be imported or brought in, as aforeſaid, ſix Pence for every Ream, and after that Rate for a greater or leſſer Quantity. Genoa Fool's Cap Second.

For and upon all Paper uſually called or known by the Name of *German Lombard*, which ſhall be imported or brought in, as aforeſaid, ſix Pence for every Ream, and after that Rate for a greater or leſſer Quantity. German Lombard.

For and upon all Paper uſually called or known by the Name of *German Demy*, which ſhall be imported or brought in, as aforeſaid, nine Pence for every Ream, and after that Rate for a greater or leſſer Quantity. German Demy.

For and upon all Paper uſually called or known by the Name of *German Crown*, which ſhall be imported or brought in, as aforeſaid, ſix Pence for every Ream, and after that Rate for a greater or leſſer Quantity. German Crown.

For and upon all Paper uſually called or known by the Name of *German Fools Cap*, which ſhall be imported or brought in, as aforeſaid, ſix Pence for every Ream, and after that Rate for a greater or leſſer Quantity. German Fool's Cap.

For and upon all Paſtboards, Millboards, and Scaleboards, which ſhall be imported or brought in, as aforeſaid, two Shillings and ſix Pence for every hundred Weight, and after that Rate for a greater or leſſer Quantity. Paſtboard, Scaleboard, &c.

And for and upon all other Paper, White or Brown, or of any other Colour or Kind whatſoever, which ſhall be imported or brought in, as aforeſaid, (not being particularly charged in this Act) a Duty after the Rate of ten Pounds for every one hundred Pounds of the true and real Value of the ſame, and after that Rate for a greater or leſſer Quantity. Paper not particularly charged. In Part repealed by 11 Geo. 1. c. 7. ſect. 4.

Which ſaid Duties for and upon the ſaid ſeveral Sorts of Paper, and the ſaid Paſtboards, Millboards, and Scaleboards, to be imported within or during the Term aforeſaid, ſhall be paid by the reſpective Importers thereof from time to Time. To be paid by the Importer.

III. And be it further enacted by the Authority aforeſaid, That there ſhall be raiſed, levied, collected and paid, to and for the Uſe of her Majeſty, her Heirs and Succeſſors, for and upon all Paper of what Kind ſoever, and upon all Paſtboards, Millboards, and Scaleboards, which ſhall at any Time or Times, within or during the Term of two and thirty Years, to be reckoned from the ſaid ſecond Day of *Auguſt* one thouſand ſeven hundred and fourteen, be made in *Great Britain*, the ſeveral and reſpective Duties herein after mentioned, That is to ſay, Paper, Paſtboards, &c. made in Great Britain.

Demy Fine. For and upon all Paper uſually called or known by the Name of *Demy Fine*, which ſhall be ſo made in *Great Britain*, the Sum of nine Pence for every Ream, and after that Rate for a greater or leſſer Quantity.

Demy Second. For and upon all Paper uſually called or known by the Name of *Demy Second*, which ſhall be ſo made in *Great Britain*, the Sum of ſix Pence for every Ream, and after that Rate for a greater or leſſer Quantity.

Crown Fine. For and upon all Paper uſually called or known by the Name of *Crown Fine*, which ſhall be ſo made in *Great Britain*, the Sum of ſix Pence for every Ream, and after that Rate for a greater or leſſer Quantity.

Crown Second. For and upon all Paper uſually called or known by the Name of *Crown Second*, which ſhall be ſo made in *Great Britain*, the Sum of four Pence Half-peny for every Ream, and after that Rate for a greater or leſſer Quantity.

Fool's Cap Fine. For and upon all Paper uſually called or known by the Name of *Fools Cap Fine*, which ſhall be ſo made in *Great Britain*, the Sum of ſix Pence for every Ream, and after that Rate for a greater or leſſer Quantity.

Fool's Cap Second. For and upon all Paper uſually called or known by the Name of *Fool's Cap Second*, which ſhall be ſo made in *Great Britain*, the Sum of four Pence Half-peny for every Ream, and after that Rate for a greater or leſſer Quantity.

Fine Pots. For and upon all Paper uſually called or known by the Name of *Fine Pots*, which ſhall be ſo made in *Great Britain*, the Sum of ſix Pence for every Ream, and after that Rate for a greater or leſſer Quantity.

Second Pots. For and upon all Paper uſually called or known by the Name of *Second Pots*, which ſhall be ſo made in *Great Britain*, the Sum of three Pence for every Ream, and after that Rate for a greater or leſſer Quantity.

Brown Large Cap. For and upon all Paper uſually called by the Name of *Brown Large Cap*, which ſhall be ſo made in *Great Britain*, the Sum of three Pence for every Ream, and after that Rate for a greater or leſſer Quantity.

Small Ordinary Brown. For and upon all Paper uſually called or known by the Name of *Small Ordinary Brown*, which ſhall be ſo made in *Great Britain*, the Sum of two Pence for every Ream, and after that Rate for a greater or leſſer Quantity.

Whited Brown. For and upon all Paper uſually called or known by the Name of *Whited Brown*, which ſhall be ſo made in *Great Britain*, the Sum of three Pence for every Bundle, each Bundle containing forty Quires, and after that Rate for a greater or leſſer Quantity.

Paſtboard, &c. For and upon all Paſtboards, Millboards and Scaleboards, which ſhall be made in *Great Britain*, one Shilling and ſix Pence for every hundred Weight, and after that Rate for a greater or leſſer Quantity.

Paper not particularlycharged. And for and upon all other Paper, White or Brown, or of any other Colour or Kind whatſoever, which ſhall be made in *Great Britain*, as aforeſaid, (not being particularly charged in this Act) a Duty after the Rate of ſix Pounds for every hundred Pounds of the true and real Value of the ſame, and after that Rate for any greater or leſſer Quantity.

To be paid by the Maker. Which ſaid Duties for and upon the ſaid ſeveral Sorts of Paper, and other the Commodities laſt mentioned to be made in *Great Britain*, within or during the Term aforeſaid, ſhall be paid by the Makers thereof reſpectively.

Painted Paper. *Concerning Duties on Paper, Paſtboards, &c. ſee* 1 *Geo.* 1. *c.* 36. *ſect.* 17. 11 *Geo.* 1. *c.* 7. 10 *Geo.* 2. *c.* 27. IV. And it is hereby enacted, That for and upon all Paper, which, at any Time or Times, during the Term laſt mentioned, ſhall be printed, painted or ſtained in *Great Britain*, to ſerve for Hangings, and other Uſes, there ſhall be anſwered and paid to her Majeſty (over and above the Duties payable for ſuch Paper before the Printing, Painting, or Staining thereof) the Sum of one Half-penny for every Yard Square, and after that Rate for a greater or leſſer Quantity, to be paid by ſuch Perſon or Perſons as ſhall print, paint, or ſtain the ſame.

Chequered and ſtriped Linens, &c. imported, to pay 15*l.* per Cent. ad Valorem, except Buckrams, &c. The Duties in this and the next Section are made perpetual by 6 Geo. 1. c. 4. §. 1. V. And be it alſo enacted by the Authority aforeſaid, That there ſhall be raiſed, levied, collected and paid, to and for the Uſe of her Majeſty, her Heirs and Succeſſors, for and upon all chequered and ſtriped Linens, and upon all Linens printed, painted, ſtained, or dyed after the Manufacture, or in the Thread or Yarn before the Manufacture, in any Foreign Parts (excepting Buckrams, Lawns, Canvas, Barras, and *Sileſia* Neckcloths) which at any Time or Times, within or during the Term of two and thirty Years, to be reckoned from the ſaid ſecond Day of *Auguſt* one thouſand ſeven hundred and fourteen, ſhall be imported or brought into the Kingdom of *Great Britain*, and may lawfully be uſed or worn there (over and above all other Cuſtoms, Subſidies or Duties, impoſed upon, or payable for the ſame) a Duty after the Rate of fifteen Pounds for every one hundred Pounds of the true and real Value thereof, to be paid by the Importers reſpectively.

Duty on Silks, Callicoes, Linens and Stuffs, printed in Great Britain. Exception. VI. And be it further enacted by the Authority aforeſaid, That there ſhall be raiſed, levied, collected and paid, to and for the Uſe of her Majeſty, her Heirs and Succeſſors, for and upon all Silks, Callicoes, Linens and Stuffs, of what Kind ſoever, which at any Time or Times, within or during the Term of two and thirty Years, to be reckoned from the ſaid ſecond Day of *Auguſt* one thouſand ſeven hundred and fourteen, ſhall be printed, ſtained, painted, or dyed in *Great Britain* (ſuch Callicoes, Linens and Fuſtians, as ſhall be dyed throughout of one Colour only, and Stuffs made of Woollen, or whereof the greateſt Part in Value ſhall be Woollen, always excepted) the ſeveral and reſpective Rates and Duties herein after expreſſed (over and above all other Duties payable for the ſame, or any of them;) That is to ſay,

Silks. For and upon all Silks ſo printed, ſtained or painted, within or during the Term aforeſaid, in *Great Britain* (Silk Handkerchiefs excepted) the Sum of ſix Pence for every Yard in Length, reckoning Half a Yard for the Breadth.

Silk Handkerchiefs. And for all Silk Handkerchiefs ſo printed, ſtained or painted, within or during the Term aforeſaid, in *Great Britain*, the Sum of one Penny for every Yard ſquare, and in thoſe Proportions for wider or narrower Silks.

Callicoes. For and upon all Callicoes to be ſo printed, ſtained, painted or dyed, within or during the Term aforeſaid,

ſaid, in *Great Britain*, (except as aforeſaid) the Sum of three Pence for every Yard in Length, reckoning one Yard wide, and after that Proportion.

The Duties in this and the next Section are made perpetual by 6 Geo. 1. c. 4. §. 1.

Linen and Stuffs. *Concerning Linners, &c. ſee farther* 12 *Ann. ſtat.* 2. *c.* 19 & 21. 1 *Geo.* 1. *c.* 36. 3 *Geo.* 1. *c.* 7. 17 *Geo.* 2. *c.* 30. 18 *Geo.* 2. *c.* 24 & 36. 24 *Geo.* 2. *c.* 46. 29 *Geo.* 2. *c.* 15. 32 *Geo.* 2. *c.* 31.

And for and upon all Linen and Stuffs (except before excepted) to be printed, ſtained, painted or dyed, as aforeſaid, in *Great Britain*, within or during the Term laſt mentioned, the Sum of one Penny Halfpenny for every Yard in Length, reckoning Yard wide, and after that Rate for a greater or leſſer Quantity.

Starch imported to pay 2d. per lb. Made in Great Britain 1 d. Made perpetual by 6 Geo. 1. c. 4. §. 1. Every Box of green Starch of 57 Inches in Length, and 10 in Breadth, to be charged as 13 lb. of Starch. The Depth of Inch Box provided for, 1 Geo. 1. Stat. 1. c. 2. §. 6. *For Duties on Starch, ſee farther* 3 *Geo.* 1. *c.* 4. *and* 4 *Geo.* 2. *c.* 14.

VII. And be it enacted by the Authority aforeſaid, That there ſhall be raiſed, levied, collected and paid, unto and for the Uſe of her Majeſty, her Heirs and Succeſſors, for and upon all Starch, which at any Time or Times, within or during the Term of two and thirty Years, to be reckoned from the ſaid ſecond Day of *Auguſt* one thouſand ſeven hundred and fourteen, ſhall be imported or brought into the Kingdom of *Great Britain* (over and above all Cuſtoms, Subſidies and Duties, already impoſed thereupon) the Sum of two Pence for every Pound Weight, conſiſting of ſixteen Ounces *Averdupois*, and after that Rate for a greater or leſſer Quantity, to be paid down in Ready Money by the Importers thereof, from Time to Time, before the Landing of the ſame; and for and upon all Starch, of what Kind ſoever, which at any Time or Times, within or during the ſame Term of two and thirty Years, ſhall be made within the ſaid Kingdom of *Great Britain*, the Sum of one Penny for every ſuch Pound Weight *Averdupois*, and after that Rate for a greater or leſſer Quantity, the ſame to be paid by the Makers thereof reſpectively.

VIII. And it is hereby declared, That if the Charge on Starch be made by gaging the ſaid Starch before it be dried in the Stove, then, and in every ſuch Caſe, every Box of green Starch, or Starch before it be ſo dried, containing fifty-ſeven Inches in Length, and ten Inches in Breadth, ſhall, from the ſaid ſecond Day of *Auguſt* one thouſand ſeven hundred and fourteen, be eſteemed one hundred thirty-one *Averdupois* Pound Weight of Starch dried and perfectly made, and ſhall be charged accordingly, and proportionably for greater or leſſer Quantities.

Coals exported in foreign Bottoms to pay 5 s. the Chalder, in Britiſh Bottoms, 3 s. Made perpetual by 6 Geo. 1. c. 4. §. 1.

IX. And be it enacted by the Authority aforeſaid, That there ſhall be raiſed, levied, collected and paid, unto and for the Uſe of her Majeſty, her Heirs and Succeſſors, for and upon all Coals which at any Time or Times, within or during the Term of two and thirty Years, to be reckoned from the ſaid ſecond Day of *Auguſt* one thouſand ſeven hundred and fourteen, ſhall be ſhipped to be exported beyond the Seas (Coals exported to *Ireland*, the *Iſle of Man*, or her Majeſty's Plantations excepted) the Duties following, that is to ſay, For ſuch Coals ſhipped to be exported by Foreign Bottoms, the Sum of five Shillings the Chalder, *Newcaſtle* Meaſure, (over and above the preſent Duties upon the ſame;) and for all Coals which at any Time or Times, within or during the ſame Term of two and thirty Years, ſhall be ſhipped to be exported beyond the Seas in *Britiſh* Bottoms, the Sum of three Shillings for every Chalder, *Newcaſtle* Meaſure (over and above the preſent Duties payable for the ſame) and no more; any Law to the contrary notwithſtanding.

The import Duties to be under the Management of the Commiſſioners of the Cuſtoms. *Concerning Duty on Coals, ſee farther* 5 *Geo.* 1. *c.* 9. 6 *Geo.* 1. *c.* 4. 22 *Geo.* 2. *c.* 37. 30 *Geo.* 2. *c.* 19. *ſect.* 28.

X. And it is hereby enacted and declared by the Authority aforeſaid, That all the Duties impoſed by this Act upon ſuch Sope, Paper, Paſtboards, Millboards, Scaleboards, chequered and ſtriped Linens, or any other Commodities before charged, as ſhall be imported into *England*, *Wales*, and the Town of *Berwick* upon *Tweed*, during the Term or Terms aforeſaid, and all the Duties which ſhall ariſe in *England*, *Wales*, or *Berwick* upon *Tweed*, for Coals to be exported during the Term therein granted, as aforeſaid, ſhall be under the Management of the Commiſſioners and Officers of the Cuſtoms in *England*, for the Time being, according to the Duties of their reſpective Offices; and that all the Duties impoſed by this Act upon ſuch Sope, Paper, Paſtboards, Millboards, Scaleboards, and chequered and ſtriped Linens, or any the Commodities before charged, as ſhall be imported into *Scotland*, during the reſpective Terms aforeſaid, and all the Duties impoſed by this Act, which ſhall ariſe in *Scotland*, for Coals to be exported during the ſaid Term therein granted, as aforeſaid, ſhall be under the Management of the Commiſſioners and Officers of the Cuſtoms in *Scotland* for the Time being, according to the Duties of their reſpective Offices; and that the reſpective Receivers General of the Cuſtoms in *England* and *Scotland* for the Time being ſhall, from Time to Time, pay or cauſe to be paid, all the Monies that they ſhall reſpectively receive for the ſaid imported Commodities, and for the ſaid exported Coals (the neceſſary Charges of raiſing and accounting for the ſame excepted) into the Receipt of her Majeſty's Exchequer in *England*, diſtinctly and apart from all other Branches of the publick Revenues, for the Purpoſes in this Act expreſſed, and under the like Penalties, Forfeitures and Diſabilities, as are to be inflicted by this Act for diverting or miſapplying any Monies by this Act appropriated or appointed for any the Purpoſes herein after mentioned.

Sope, Paper, &c. made in Great Britain, to be under the Management of the Commiſſioners of Exciſe.

XI. And be it further enacted by the Authority aforeſaid, That all the Duties impoſed by this Act upon ſuch Sope, Paper, Paſtboard, Millboard, Scaleboard, Starch, and other Commodities before particularly charged, as ſhall be made in *England*, *Wales* or *Berwick* upon *Tweed*, during the Term or Terms aforeſaid, and all the Duties impoſed by this Act, upon ſuch Silks, Callicoes, Linens, Stuffs and Paper, as ſhall be printed, painted, ſtained or dyed in *England*, *Wales* or *Berwick* upon *Tweed*, at any Time or Times within or during the Term or Terms therein granted, as aforeſaid, ſhall be under the Management of the Commiſſioners of Exciſe in *England* for the Time being, and the Officers imployed or to be imployed under them; and that all the Duties impoſed by this Act upon ſuch Sope, Paper, Paſtboard, Millboard, Scaleboard, Starch, and other Commodities before particularly charged, as ſhall be made in *Scotland* during the Term or Terms aforeſaid, and all Duties impoſed by this Act upon ſuch Silks, Callicoes, Linens, Stuffs and Paper, as ſhall be printed, painted, ſtained, or dyed in *Scotland*, at any Time or Times within or during the

the Term or Terms therein granted, as aforeſaid, ſhall be under the Management of the Commiſſioners of Exciſe in *Scotland* for the Time being, and the Officers to be imployed under them; and that the ſaid reſpective Commiſſioners of Exciſe in *England* and *Scotland* for the Time being ſhall, from Time to Time, pay or cauſe to be paid, all the Monies that they ſhall reſpectively receive for the ſaid Duties upon Sope, Paper, Paſtboard, Millboard, Scaleboard and Starch, as ſhall be made in *Great Britain* within or during the reſpective Terms aforeſaid, and for the ſaid Duties upon ſuch Silks, Callicoes, Linens, Stuffs and Paper, as ſhall be printed, painted, ſtained or dyed in *Great Britain*, at any Time or Times within or during the reſpective Terms therein granted, as aforeſaid, as the ſame ſhall ariſe, into the Receipt of her Majeſty's Exchequer in *England*, under the like Penalties, Forfeitures and Diſabilities, as are to be inflicted by this Act for diverting or miſapplying any Monies by this Act appropriated or appointed for any the Purpoſes herein after mentioned.

How the ſeveral Duties ſhall be raiſed, &c.

XII. And it is hereby enacted by the Authority aforeſaid, That all the ſeveral Duties by this Act impoſed, as aforeſaid, upon Sope, Paper of all Sorts, Paſtboards, Millboards, Scaleboards, chequered and ſtriped Linens, and upon printed, painted, ſtained and dyed Silks, Callicoes, Linens and Stuffs, during the ſaid Term or Terms of Years, therein by this Act granted, in all Caſes whatſoever (except where other Proviſion or Direction is ſpecially made or given by this Act) ſhall be raiſed, levied, aſcertained, ſecured, collected, anſwered and paid, by ſuch Ways, Means and Methods, and under ſuch Pains, Penalties and Forfeitures, and with the like Diſcounts, Allowances, Exemptions and Drawbacks, and in ſuch Manner and Form, as the Duties impoſed on the ſame Commodities reſpectively, by an Act made in the tenth Year of her Majeſty's Reign, for laying ſeveral Duties upon Sope, Paper, chequered and ſtriped Linens, and upon certain Silks, Callicoes, Linens and Stuffs, printed, painted or ſtained, (amongſt other Things thereby charged) for and during the reſpective Terms thereby granted, towards raiſing the Sum of one Million eight hundred thouſand Pounds therein mentioned, or by any Act or Acts of Parliament thereby referred unto, or by any other Act of this Seſſions of Parliament are to be raiſed, levied, aſcertained, ſecured, collected, anſwered and paid reſpectively; and that the ſaid Duty by this Act impoſed upon Starch, during all the ſaid Term of two and thirty Years therein by this Act granted, ſhall be raiſed, levied, aſcertained, ſecured, collected, anſwered and paid, by ſuch Ways, Means and Methods, and under ſuch Pains, Penalties and Forfeitures, and with the like Diſcounts, Allowances, Exemptions and Drawbacks, and in ſuch Manner and Form, as the Duties impoſed by another Act of the tenth Year of her Majeſty's Reign, upon Starch (amongſt other Things thereby charged) for and during the Term thereby granted, towards raiſing another Sum of one Million eight hundred thouſand Pounds therein mentioned, or by any Act or Acts of Parliament thereby referred unto, are to be raiſed, levied, aſcertained, ſecured, collected, anſwered and paid reſpectively, except in ſuch Caſe or Caſes, touching which other Directions are given by this Act; and that the ſaid Duties by this Act impoſed upon Coals exported to any foreign Parts, (except before excepted) during the ſaid Term of Years by this Act granted of and in the ſame, ſhall be raiſed, levied, aſcertained, ſecured, collected, anſwered and paid, by ſuch Ways, Means and Methods, and under ſuch Pains, Penalties and Forfeitures, and in ſuch Manner and Form, as the preſent Duties upon Exportation of Coals, or any other cuſtomable Goods, to any foreign Parts, by any Law or Statute now in Force, during the Continuance thereof, are to be raiſed, levied, aſcertained, ſecured, collected, anſwered and paid.

10 Ann. c. 19.

10 Ann. c. 26.

Proper Stamps to be provided.

XIII. And for better ſecuring the Duties by this Act chargeable upon ſuch of the Commodities aforeſaid, as by the firſt mentioned Act of the tenth Year of her Majeſty's Reign are directed to be marked or ſtamped; and to the End the Duties ariſing thereupon by this Act may be better diſtinguiſhed, and applied to the ſeparate Uſe by this Act intended, Be it further enacted by the Authority aforeſaid, That ſuch proper Stamps or Seals ſhall, on or before the ſaid ſecond Day of *Auguſt* one thouſand ſeven hundred and fourteen, be provided and diſtributed by the ſaid reſpective Commiſſioners, as may ſerve to denote the Payment or charging of the ſeveral Duties by this and the ſaid former Act chargeable on the ſame Commodities reſpectively; and that the ſaid Stamps or Seals by this Act directed to be provided, ſhall be uſed and applied accordingly, and ſhall and may, from Time to Time, be renewed or altered by the ſaid reſpective Commiſſioners, as often as there ſhall be a neceſſary Occaſion for renewing the ſame.

All the Powers in 10 Ann. to be in Force. 10 Ann. c. 19 & 26.

XIV. And be it alſo enacted by the Authority aforeſaid, That all the Powers, Authorities, Rules, Directions, Pains of Death, and other Pains, Penalties and Forfeitures, Clauſes, Matters and Things whatſoever, contained in the ſaid ſeveral Acts of the tenth Year of her Majeſty's Reign, for raiſing, receiving, levying, recovering, ſecuring and paying the Duties on ſuch Commodities before mentioned, as are by this Act charged with new or additional Duties thereupon, or touching the Marks or Stamps thereby directed to be continued, practiſed, and put in Execution, for raiſing, receiving, levying, recovering, ſecuring and paying the ſame new or additional Duties, by this Act charged upon the ſame Commodities reſpectively, and all Arrearages thereof, as fully and effectually to all Intents and Purpoſes as if they were particularly and at large repeated in the Body of this preſent Act, except in ſuch Caſes only where any Alteration therein is ſpecially made by this Act.

Perſons exporting Silks, &c. to give Notice to the proper Officer of packing the ſaid Goods.

'XV. And whereas great Quantities of Silks, Callicoes and Linens that are printed, painted, ſtained or 'dyed in *Great Britain*, are frequently ſhipt off in order to be exported, as is pretended, for which the 'Exporter doth receive a very great Drawback; and notwithſtanding the Law already made to prevent the 'relanding of them, yet very great Quantities are frequently relanded, to the great leſſening of her Ma'jeſty's Revenue, and Prejudice of the fair Trader;' To prevent which evil Practices for the future, and to ſecure the Duties upon the ſaid Goods, Be it enacted by the Authority aforeſaid, That from and after the ſaid ſecond Day of *Auguſt* one thouſand ſeven hundred and fourteen, all and every Perſon and Perſons that ſhall export any Silks, Callicoes or Linens that are printed, painted, ſtained or dyed, for which a Drawback is to be allowed, ſuch Perſon or Perſons (before he or they ſhall ſhip the ſaid Goods) in order to obtain the Drawback for the ſame, ſhall be obliged to give Notice to the proper Officer or Officers to be appointed

pointed for that Purpoſe by the reſpective Commiſſioners of the Cuſtoms, when and where he will pack up the ſaid Goods in Order to be exported; and the ſaid Commiſſioners of the Cuſtoms are hereby impowered and directed to cauſe ſuch Officer to take care to ſee that ſuch Seal or Seals, Stamps or Marks, be taken off from every Piece ſo intended to be exported; and the ſaid Officer or Officers ſhall take an Account of the Kinds and Quantities of the Goods ſo intended to be exported, and make a Return thereof to the Officer that ſhall be appointed by ſuch Commiſſioners to receive the ſame, without any Fee or Reward for ſo doing. who is to take care that the Seals be taken off from every Piece, &c.

'XVI. And whereas Sope is more or leſs uſed in waſhing, ſcouring, or preparing the Sheeps Wool, 'or Lambs Wool, to be converted into the Woollen Manufactures of this Realm, and in the making or 'finiſhing Woollen Manufactures, or Manufactures mixed with Wool, whereof the greateſt Part of the 'Value of the Materials is Wool, and in whitening of new Linen in the Piece, in Order to the Sale of ſuch 'Linen, or in ſome of them, and it being judged reaſonable to give an Encouragement to Perſons who ſhall 'be employed in the preparing, making or finiſhing thoſe Manufactures, whether the ſame be for Exporta-'tion or Home Conſumption;' It is hereby further provided and enacted, That it ſhall and may be lawful to and for any Perſon and Perſons, who, after the ſaid ſecond Day of *Auguſt* one thouſand ſeven hundred and fourteen, during the Continuance of the Duties on Sope by this Act granted, ſhall employ, ſpend and conſume any Quantity or Quantities of Sope in the making of any Cloths, Serges, Kerſies, Bays, Stockings, or other Manufactures of Sheeps or Lambs Wool only, or Manufactures whereof the greateſt Part of the Value of the Materials ſhall be Wool, or in the finiſhing the ſaid Manufactures, or preparing the Wool for the ſame, or in whitening of new Linen in the Piece, in order to the Sale of ſuch Linen, or to and for his, her or their chief Workman employed under him, her or them in thoſe Works, or any of them, from Time to Time, to make Proof in Writing by the Affidavit of the ſaid Perſon or Perſons, who ſhall ſo employ, ſpend and conſume the ſaid Sope, or of his, her or their chief Workman, unleſs he, ſhe or they be a known Quaker or Quakers, and by the ſolemn Affirmation of ſuch Quaker or Quakers, before the Collector and Surveyor of the Diſtrict or Diviſion where ſuch Sope ſhall be ſo employed, ſpent and conſumed, or either of them (who are hereby reſpectively impowered and required to adminiſter the ſame, upon the Requeſt of the Manufacturer, or his, her or their chief Workman aforeſaid) which ſaid Affidavit or Affirmation ſhall ſpecify the Kinds and Quantities of the Manufactures ſo made, finiſhed, prepared or whitened, and the Days between which, and the Places where the ſame were ſo made, finiſhed, prepared or whitened reſpectively, and the Quantities and Kinds of the Sope which were actually employed, ſpent and conſumed therein, and that no Allowance by virtue of this Act, was before made to ſuch Manufacturers reſpectively, or for his, her or their Benefit, of the Duties payable by this Act, for the Sope ſo ſpecified in ſuch Affidavit or Affirmation, or any Part thereof; and that upon the making of every ſuch Affidavit or Affirmation, the ſaid Collector out of the Money in his Hands of the ſaid Duties upon Sope by this Act granted, ſhall pay to the ſaid Manufacturers reſpectively ſo much as the whole Duties granted by this Act, for the Sope ſpecified in every ſuch Affidavit or Affirmation taken by the ſaid Collector and Surveyor jointly, or by the ſaid Collector ſingly, doth amount unto, without any Delay; and in caſe the ſame were adminiſtred by the Surveyor only, then upon a Certificate thereof made and ſigned by the ſaid Surveyor (which he is hereby required to make and ſign upon Demand) the ſaid Collector ſhall, out of any Monies in his Hands of the ſaid Duties on Sope, forthwith pay to the ſaid Manufacturers reſpectively, the ſaid Duties ſo payable by this Act for the Sope ſo ſpent and conſumed, as aforeſaid; and in caſe the Collector ſhall not then have Money ſufficient in his Hands to ſatisfy ſuch Payments, That then and in every ſuch Caſe, the Commiſſioners of the ſaid Duties on Sope for the Time being, upon a Certificate thereof from the ſaid Collector (who is hereby enjoined and required to make and ſign ſuch Certificate) ſhall forthwith cauſe ſuch Payments to be made out of any Monies ariſing by the ſaid Duties on Sope by this Act granted, without any further Delay.

On Oath or Affirmation of the Quantity of Sope ſpent in making Cloths, &c.

Specifying the Manufactures ſo made, &c.

and that no Allowance hath been made before,

Collector to repay the whole Duties, &c.

XVII. And it is hereby declared and enacted, That the ſaid Affidavits, Affirmations and Certificates, touching the ſaid Allowance to the Woollen and Linen Manufacturers aforeſaid, ſhall and may be written or printed upon Paper not ſtamped or marked for any the Duties charged by any Act upon ſtampt Vellum, Parchment or Paper; and that no Fee, Gratuity or Reward whatſoever, ſhall be required, demanded or taken from any the ſaid Manufacturers, for making any the Payments of the ſaid Allowance for Sope conſumed in the ſaid Woollen or Linen Manufactures, or for making or taking any the ſaid Affidavits, Affirmations, or Certificates relating thereunto (except four Pence for writing every ſuch Affidavit, Affirmation or Certificate) upon Pain that any the ſaid Officers offending therein, ſhall for every ſuch Offence pay treble Damages to the Party grieved, beſides Coſts of Suit, to be recovered in ſuch Manner, as any other Penalties relating to the Duties upon Sope are by this Act to be recovered. Such Affidavits, &c. not to be ſtamped, &c.

XVIII. And for the better preventing Frauds and Abuſes in obtaining the Allowances laſt mentioned, it is hereby further enacted, That if any Perſon or Perſons ſhall, in ſuch Affidavit or Affirmation, ſwear, affirm or alledge any Matter or Thing that ſhall be falſe and untrue, with an Intent to defraud her Majeſty, her Heirs or Succeſſors, ſuch Perſon or Perſons offending therein, ſhall for every ſuch Offence forfeit and loſe treble the Value of the Allowance for which ſuch Affidavit or Affirmation ſhall be made, to be recovered in like Manner (to wit) one third Part thereof to the Uſe of the Queen's Majeſty, and the other two Thirds thereof, with Coſts of Suit, to the Uſe of the Informer or Proſecutor; and if any Perſon or Perſons, being once convicted of any ſuch Offence, ſhall again offend in the like Kind, and be thereof duly convicted in any Court of Record at *Weſtminſter*, or in any the Courts of *Scotland*, every ſuch Perſon or Perſons, for ſuch other Offence, ſhall ſuffer as in Caſes of wilful and corrupt Perjury. Such Affidavit, &c. falſe, forfeits treble the Value of the Allowance.

Second Offence Perjury.

'XIX. And whereas it has been found by Experience, That ſeveral Makers of Sope, with Intent to de-'ceive her Majeſty of the juſt Duties by this and the recited Act granted, do make Sope in private Cellars 'and other ſecret Places, and fraudulently iſſue and ſend out the ſame in ſmall Caſks:' For preventing of which evil Practice for the future, Be it enacted by the Authority aforeſaid, That from and after the ſecond

Day

Soft Sope in what Caſks to be filled. *Concerning Sope Duties ſee further*, 1 *Geo.* 1. *c.* 36. 11 *Geo.* 1. *c.* 30, 33.

Day of *Auguſt* one thouſand ſeven hundred and fourteen, all ſoft Sope that ſhall be filled in any other Caſk leſs than Barrels, Half-Barrels, Firkins and Half-Firkins, ſhall be forfeited, and alſo the Sum of five Pounds, ſhall be paid by the Maker of ſuch Sope; one Moiety thereof to the Seizor or Informer, and the other Moiety to the Poor of the Pariſh where ſuch Offence ſhall be committed, to be recovered as any other Penalties concerning the Duties on Sope are by this Act recoverable.

No Perfumer, &c. to mix Alabaſter, &c. with Hair Powder.

XX. And be it further enacted by the Authority aforeſaid, That from and after the ſaid ſecond Day of *Auguſt* one thouſand ſeven hundred and fourteen, no Perfumer, Peruke-maker, Barber, Sellers of, or Dealers in Hair-Powder, ſhall make, vend, ſell, diſpoſe, or make uſe of, or offer to Sale any Powder made of or mixed with any Alabaſter, Talke, Plaiſter of *Paris*, Whiting, Lime, or other Matter or Thing of the like Nature (Sweet Scents only excepted) under Pain of forfeiting all the Hair-Powder ſo made or mixed, or made uſe of, vended, ſold, diſpoſed of, or offered to Sale, and the Sum of fifty Pounds for every ſuch Offence; the one Moiety thereof to her Majeſty, her Heirs and Succeſſors, and the other Moiety to the Seizor or Informer, to be recovered as any other Penalties concerning the Duties on Starch are by this Act recoverable.

Additional Duties on Stamps.

XXI. And moreover be it enacted by the Authority aforeſaid, That there ſhall be, throughout the Kingdom of *Great Britain*, raiſed, levied, collected and paid, to and for the Uſe of her Majeſty, her Heirs and Succeſſors, for the ſeveral and reſpective Matters and Things herein after mentioned, which at any Time or Times, within or during the Term of two and thirty Years, to be reckoned from the ſaid ſecond Day of *Auguſt* one thouſand ſeven hundred and fourteen, ſhall be engroſſed or written (over and above the Rates, Duties, and Sums of Money now due or payable to her Majeſty, her Heirs or Succeſſors, for the ſame) the ſeveral and reſpective Rates, Duties, Charges and Sums of Money herein after expreſſed, in Manner following; That is to ſay,

These Duties made perpetual by 6 Geo 1. c. 4. § 1.

Transfer of Stock.

For every Piece of Vellum, Parchment and Paper, upon which ſhall be engroſſed or written any Transfer of Stock in any Company, Society or Corporation whatſoever, within *Great Britain*, the Sum of four Shillings and and ſix Pence Sterling.

Great Seal or Dutchy Seal.

For every Skin or Piece of Vellum or Parchment, on which any Grant or Letters Patents under the Great Seal of *Great Britain*, or the Seal of the Dutchy or County Palatine of *Lancaſter*, of any Honour, Dignity, Promotion, Franchiſe, Liberty or Privilege, to any Perſon or Perſons, Body Politick or Corporate, or Exemplification of the ſame, ſhall be engroſſed or written (Commiſſions of Rebellion in Proceſs always excepted) the Sum of forty Shillings Sterling.

Pardons, &c.

For every Skin or Piece of Vellum or Parchment, or Sheet or Piece of Paper, upon which any Pardon (except the General Circuits and *Newgate* Pardons) of or for any Crime or Offence, or of any Sum of Money or Forfeiture whatſoever, or on which any Warrant of Reprieve or Relaxation from any Pecuniary Fine or Forfeiture, exceeding one hundred Pounds, or from any Corporal Puniſhment, ſhall be engroſſed or written, the Sum of forty Shillings Sterling.

Grants of Money.

For every Skin or Piece of Vellum or Parchment, or Sheet or Piece of Paper, upon which any Grant from her Majeſty, her Heirs or Succeſſors, of any Sum of Money exceeding one hundred Pounds Sterling, which ſhall paſs the Great Seal of *Great Britain*, the Great Seal of *Scotland*, or the Privy Seal not directed to the Great Seal, ſhall be engroſſed or written, the Sum forty Shillings Sterling.

Grants of Offices.

For every Skin or Piece of Vellum or Parchment, or Sheet or Piece of Paper, upon which any Grant of any Office or Imployment in *Great Britain*, which ſhall be above the Value of fifty Pounds Sterling *per Ann.* ſhall be engroſſed or written, the Sum of forty Shillings Sterling.

Diſpenſations.

For every Skin or Piece of Vellum or Parchment, or Piece or Sheet of Paper, upon which any Diſpenſation to hold two Eccleſiaſtical Dignities or Benefices, or both a Dignity and a Benefice, or any other Diſpenſation or Faculty from the Lord Archbiſhop of *Canterbury*, or the Maſter of the Faculties for the Time being, ſhall be engroſſed or written, the Sum of forty Shillings Sterling.

Admittances.

For every Skin or Piece of Vellum or Parchment, or Sheet or Piece of Paper, upon which ſhall be engroſſed or written any Admittance or Inſtrument for admitting of any Fellow of the College of Phyſicians, or of any Attorney, Clerk, Advocate, Proctor, Notary, or other Officer or Officers, in any Court whatſoever in *Great Britain* (not being an annual Officer in any Corporation or inferior Court, whoſe Office is under the Value of ten Pounds Sterling *per Ann.* in Salary, Fees, or other Perquiſites) the Sum of forty Shillings Sterling.

Appeals.

For every Skin or Piece of Vellum or Parchment, or Sheet or Piece of Paper, upon which any Appeal from the High Courts of Admiralty, either in *England* or *Scotland*, Court of Arches, or the Prerogative Court of *Canterbury* or *York*, ſhall be engroſſed or written, the Sum of forty Shillings Sterling.

Inſtitution or Licence.

For every Skin or Piece of Vellum or Parchment, or Sheet or Piece of Paper, upon which ſhall be engroſſed or written any Inſtitution or Licence, that ſhall paſs the Seal of any Archbiſhop or Biſhop, Chancellor or other Ordinary, or any Eccleſiaſtical Court whatſoever in *England*, *Wales*, or *Berwick* upon *Tweed*; or upon which ſhall be engroſſed, written or regiſtred, any Writ or Inſtrument for the like Purpoſe, with any ſuch Inſtitution or Licence, that ſhall be paſſed or made by any Preſbytery, or other Spiritual Power in *Scotland*, the Sum of five Shillings Sterling (Licences to Schoolmaſters and Tutors excepted.)

Letters of Mart.

For every Skin or Piece of Vellum or Parchment, or Sheet or Piece of Paper, upon which any Letters of Mart ſhall be engroſſed or written, the Sum of five Shillings Sterling.

Beneficial Warrants.

For every Skin or Piece of Vellum or Parchment, or Sheet or Piece of Paper, on which any Beneficial Warrant, or Order under the Sign Manual of her Majeſty, her Heirs or Succeſſors, (except Warrants or Orders for the Service of the Navy, Army and Ordnance) ſhall be engroſſed or written, the Sum of two Shillings and ſix Pence Sterling.

Indentures, &c.

For every Skin or Piece of Vellum or Parchment, or Sheet or Piece of Paper, upon which ſhall be engroſſed or written in *Great Britain*, any Indenture, Leaſe, Bond, or any Deed not hereby otherwiſe charged

ged, the Sum of ſix Pence Sterling; except Bail Bonds and Aſſignments thereof, and Indentures for binding poor Pariſh or Charity Children Apprentices, and ſuch Deeds executed in *Scotland*, as are charged with the Stamp-Duty of two Shillings and three Pence, by an Act of Parliament made in the tenth Year of her preſent Majeſty's Reign.

Not to charge any Matters exempted by 9 & 10 W. 3. c. 25.

XXII. Provided always, That nothing in this Act contained ſhall extend to charge with any the Stamp-Duties hereby granted, any the Matters or Things which, by an Act of Parliament made in the ninth Year of the Reign of his late Majeſty King WILLIAM the Third, intituled, *An Act for granting to his Majeſty, his Heirs and Succeſſors, further Duties upon ſtampt Vellum, Parchment and Paper*, are exempted from the Duties thereby granted.

Commiſſioners of the Stamps to manage theſe Duties.

XXIII. And be it further enacted by the Authority aforeſaid, That for the better and more effectual levying, collecting and paying unto her Majeſty, her Heirs and Succeſſors, the ſaid Stamp Duties hereby granted, the ſame ſhall be under the Government, Care and Management of the Commiſſioners for the Time being, appointed to manage the Duties payable to her Majeſty, her Heirs and Succeſſors, and charged on ſtampt Vellum, Parchment and Paper, by the former Acts of Parliament in that Behalf made; who, or the major Part of them, are hereby required and impowered to imploy the neceſſary Officers under them for that Purpoſe, and to appoint and provide Stamps to denote the ſeveral Stamp-Duties hereby charged, and to do all other Things neceſſary to be by them done, for the putting this Act in Execution with relation to thoſe Duties.

Several Matters written on one Piece of Paper, to be ſeverally charged.

XXIV. And it is hereby further enacted and declared by the Authority aforeſaid, That where any more than one of any the Matters or Things hereby charged with any Stamp-Duty, ſhall be engroſſed, written, entred, or regiſtred upon one Piece of Vellum, Parchment or Paper, the ſaid reſpective Duties hereby granted, ſhall be, and hereby are charged upon every one of ſuch Matters and Things reſpectively.

Vellum, &c. already ſtamped in Purſuance of former Acts, to be brought to the Stamp-Office to be marked with the new Stamps.

XXV. And it is hereby enacted, That all Vellum, Parchment, and Paper, charged by this Act with any of the Stamp-Duties hereby granted, which hath been, or ſhall (before the ſaid ſecond Day of *Auguſt* one thouſand ſeven hundred and fourteen) be ſtamped or marked, in Purſuance of the former Acts of Parliament, relating to her Majeſty's Stamp-Duties, or any of them, ſhall, before any of the Matters or Things (in reſpect whereof any Duty is hereby made payable) be written or engroſſed thereupon, (ſuch Writing or Engroſſing being at any Time after the ſaid ſecond Day of *Auguſt* one thouſand ſeven hundred and fourteen, and within the ſaid Term of two and thirty Years) be brought to the Head-Office for ſtamping or marking of Vellum, Parchment and Paper, to be ſtamped or marked with another Mark or Stamp, over and beſides the Marks or Stamps put or to be put thereupon, in Purſuance of the ſaid former Acts of Parliament, or any of them; and that all Vellum, Parchment and Paper, which hath not been, or ſhall not (before the ſaid ſecond Day of *Auguſt* one thouſand ſeven hundred and fourteen) be ſtamped or marked in Purſuance of the ſaid former Acts, or any of them, ſhall (before any the Matters or Things, in reſpect whereof any Stamp-Duty is payable hereby, and by the ſaid former Acts, or any of them, ſhall be thereupon written or engroſſed, ſuch Writing or Engroſſing being after the ſaid ſecond Day of *Auguſt* one thouſand ſeven hundred and fourteen, and within the ſaid Term of two and thirty Years) be brought to the ſaid Head-Office, and there marked or ſtamped with the proper Marks or Stamps provided, uſed, or appointed, and to be provided, or appointed, in Purſuance of this Act, and of the ſaid former Acts of Parliament, to denote the reſpective Duties hereby and thereby reſpectively charged thereupon; and that if any of the ſaid Matters and Things ſo to be engroſſed or written, as aforeſaid, ſhall, during the Term laſt mentioned, be engroſſed or written, contrary to the true Intent and Meaning hereof, upon Vellum, Parchment, or Paper, not appearing to have been duly marked or ſtamped according to this Act, That then, and in every ſuch Caſe, there ſhall be due, anſwered, and paid to her Majeſty, her Heirs and Succeſſors (over and above the Stamp-Duties payable hereby, and by the ſaid former Acts, or any of them) for every ſuch Matter and Thing reſpectively, the Sum of five Pounds Sterling; and that no ſuch Matter or Thing ſhall be available in Law or Equity, or to be given in Evidence, or admitted in any Court, unleſs as well the ſaid Duty hereby charged in reſpect thereof, as the ſaid Sum of five Pounds, ſhall be firſt paid to the Uſe of her Majeſty, her Heirs or Succeſſors, and a Receipt produced for the ſame, under the Hand of the Receiver General, for the Time being, of the Stamp-Duties, or of his Deputy or Clerk, and until the Vellum, Parchment and Paper, upon which ſuch Matter or Thing is ſo written or engroſſed, ſhall be marked or ſtamped, according to the Tenor and true Meaning hereof; and the ſaid Receiver General, and his Deputy or Clerk, are hereby enjoined and required, upon Payment or Tender of the ſaid Duties, and of the ſaid Sum of five Pounds, and ſuch other Sums, as by the ſaid former Acts are payable in that Behalf, to give a Receipt for ſuch Monies, and the other proper Officers are thereupon required to mark or ſtamp ſuch Matter or Thing with the proper Marks and Stamps requiſite in that Behalf.

No Writing before Paper ſtamped, good, till 5 l. paid to the Queen, and the Duty be paid.

Commiſſioners to be ſworn.

XXVI. And be it further enacted by the Authority aforeſaid, That every Commiſſioner and Officer, who ſhall act in or about the managing or collecting the Stamp-Duties laſt mentioned, ſhall, before he ſhall act in or about the ſame, take the Oath following; That is to ſay,

Their Oath.

'I *A. B.* do ſwear, That I will faithfully execute the Truſt repoſed in me, purſuant to the Act of Parliament made in the twelfth Year of the Reign of her Majeſty Queen ANNE, whereby certain additional Duties are charged or made payable, in reſpect of the ſeveral Matters or Things engroſſed or written, as therein is mentioned, without Fraud or Concealment; and ſhall, from Time to Time, true Account make of my Doings therein, and deliver the ſame to ſuch Perſon or Perſons as her Majeſty, her Heirs and Succeſſors ſhall appoint to receive ſuch Account; and ſhall take no Fee, Reward, or Profit for the Execution or Performance of the ſaid Truſt, or the Buſineſs relating thereto, from any Perſon or Perſons, other than ſuch as ſhall be allowed by her Majeſty, her Heirs or Succeſſors, or ſome other Perſon or Perſons by her or them to that Purpoſe authorized.'

Which

Which Oath ſhall or may be adminiſtred by any two or more of the Commiſſioners laſt mentioned, or any Juſtice of the Peace.

Allowance of 6 per Cent. for 6 Months, when the Duty amounts to 10 l.

'XXVII. And to prevent ſuch Doubts as may ariſe touching the Allowance for preſent Payment of the 'Stamp-Duties charged by this and the ſaid other Acts;' it is hereby further declared and enacted by the Authority aforeſaid, That there ſhall be allowed and paid to every Perſon who ſhall at any one Time bring to be ſtamped, or buy of the ſaid Commiſſioners, Vellum, Parchment or Paper, the Duties whereof, doubly or trebly charged by this and the ſaid other Acts, ſhall in the whole amount to ten Pounds or upwards, after the Rate of ſix Pounds in the one hundred Pounds *per Annum*, for ſix Months, upon the preſent Payment of the ſaid Duties, at the Head-Office for marking or ſtamping of Vellum, Parchment and Paper.

Powers, &c. 9 & 10 W. 3. c. 25. to be in Force.

XXVIII. And be it further enacted by the Authority aforeſaid, That all Powers, Proviſions, Articles, Clauſes, Pains of Death, and other Penalties and Forfeitures, Matters and Things, preſcribed, appointed or contained in or by the ſaid Act of Parliament made in the ſaid ninth Year of his ſaid late Majeſty King WILLIAM the Third, or in any other Act of Parliament relating to the Duties thereby charged, or any of them, which are now in Force, and not hereby altered or otherwiſe provided for, ſhall, in the ſame Manner and Form as they now ſtand in Force, with relation to the ſaid Duties, or any of them, charged by the ſaid Act of the ſaid late King WILLIAM, be of full Force and Effect with relation to the ſaid Stamp-Duties hereby charged, and every of them, during all the ſaid Term of two and thirty Years, and ſhall be applied, practiſed and executed, for the ſecuring, raiſing, levying, collecting, executing, anſwering and paying the ſaid Stamp-Duties hereby charged, according to the true Intent and Meaning of this Act, as fully, to all Intents and Purpoſes, as if the ſame Powers, Proviſions, Articles, Clauſes and Things, and every of them, had ſeverally and reſpectively been particularly enacted in this Act, with relation to the Stamp-Duties hereby charged, and as if the Stamp-Duties hereby charged had been charged by the ſaid Act of the ninth Year of his ſaid late Majeſty's Reign.

Commiſſioners and Officers to be appointed, liable to the Act 9 and 10 W. 3. c. 44.

XXIX. And to the End all the ſaid additional, or new Duties upon Sope and Paper, and upon certain Linens, Silks, Callicoes and Stuffs, and upon Starch and exported Coals, and upon ſtampt Vellum, Parchment and Paper, before granted by this Act, may be certainly and duly raiſed, and the ſame (except the neceſſary Charges of executing this Act) may be juſtly and duly brought into the Receipt of the Exchequer, according to the true Meaning hereof; it is hereby enacted by the Authority aforeſaid, That from Time to Time, during the Continuance of this Act, there ſhall be appointed ſuch and ſo many Commiſſioners and Officers, as ſhall be proper and neceſſary for the managing, raiſing, collecting and paying the ſame Duties, and for keeping and rendring the Accounts of the ſame; and that the Commiſſioners and Officers concerned therein ſhall perform their ſeveral Duties in relation to the Premiſſes, as to them reſpectively ſhall appertain, under ſuch and the like Penalties, Forfeitures and Diſabilities, for any Offence or Neglect therein, or for detaining, diverting, or miſapplying any Part of the Monies ariſing by the ſame Duties, or any of them, as are preſcribed, and to be inflicted by Virtue of an Act of Parliament made and paſſed in the ninth Year of the Reign of his late Majeſty King WILLIAM the Third, intituled, *An Act for raiſing a Sum not exceeding two Millions, upon a Fund of Payment of Annuities after the Rate of eight Pounds* per Centum per Annum, *and for ſettling the Trade to the* Eaſt-Indies, for the like Offence or Neglect relating to the Duties thereby granted or referred unto, or for detaining, diverting, or miſapplying any Part of the Monies which were granted or appropriated by the Act laſt mentioned.

5 & 6 W. & M. c. 21.

'XXX. And whereas a Proclamation was iſſued by their late Majeſties King WILLIAM and Queen 'MARY, in Purſuance of an Act of Parliament made in the fifth Year of their Reign, intituled, *An Act 'for granting to their Majeſties ſeveral Duties upon Vellum, Parchment, and Paper, for four Years, towards 'carrying on the War againſt* France, for publiſhing the Types, Devices, Marks, or Stamps provided in Pur'ſuance of the ſame Act, which Act has been ſince continued by ſeveral ſubſequent Acts of Parliament, and 'the ſame Types, Devices, Marks, or Stamps have been uſed for the ſtamping or marking of Vellum, 'Parchment and Paper, in Purſuance of the ſaid ſubſequent Acts of Parliament, which were provided and 'uſed in Purſuance of the ſaid firſt Act, and publiſhed by the ſaid Proclamation; but no Proclamation was 'iſſued in Purſuance of the ſaid ſubſequent Acts, or any of them; whereupon ſome Doubts have ariſen 'whether the ſaid Types, Devices, Marks, or Stamps, ought not to have been again publiſhed by Procla'mation after the paſſing the ſaid Acts for continuing the ſaid Duties upon Vellum, Parchment and Paper, 'as the Types, Devices, Marks, or Stamps provided for the Duties ſo continued:' For removing whereof,

Proclamation in Purſuance of 5 & 6 W. & M. c. 21. to be deemed a ſufficient Publication of the ſeveral Stamps.

Be it enacted and declared by the Authority aforeſaid, That the Types, Devices, Marks, or Stamps, provided in Purſuance of the ſaid firſt mentioned Act, ſhall be deemed, taken, and made uſe of, as the Types, Devices, Marks, or Stamps provided in Purſuance of the ſaid Acts for continuing the ſaid Duties, and every or any of them, until other Types, Devices, Marks, or Stamps, ſhall be provided and publiſhed by Proclamation, in Purſuance of the ſame Acts, or of one of them; and that the ſaid Publiſhing of the ſaid Types, Devices, Marks, or Stamps, by the ſaid Proclamation, in Purſuance of the ſaid firſt mentioned Act for granting the ſaid Duties, ſhall be deemed and taken to be a ſufficient Publiſhing thereof, as well for and in reſpect of the Duties granted by that Act, as for and in reſpect of the Duties on Vellum, Parchment and Paper, which have been ſince granted or continued by any other Act or Acts of Parliament relating thereto; any Thing in the ſaid Acts, or any of them, to the contrary hereof in any wiſe notwithſtanding.

Clauſe to indemnify Maſters and Apprentices.

'XXXI. And whereas ſeveral Perſons, who have, ſince the Commencement of the Rates or Duties upon 'Monies given, paid, or contracted for with Clerks and Apprentices, taken Clerks and Apprentices, and 'received and contracted for Sums of Money, with or in reſpect of the taking of ſuch Clerks and Ap'prentices, have, through Neglect or Inadvertency, omitted to pay the ſeveral Rates and Duties payable 'in that Behalf, or to cauſe to be inſerted the Sums of Money ſo given, paid, or contracted for, with or 'in reſpect of the taking of ſuch Clerks and Apprentices, in the Contracts or Indentures relating thereto,

'and

'and to have such Contracts or Indentures stamped within the Time for that Purpose respectively limited by 'the Act of Parliament in that Case made; whereby the said Masters and Mistresses have incurred one or 'more Penalty or Penalties, and such Clerks and Apprentices will, according to that Act, be disabled to 'follow or exercise the intended Trades, Professions, or Imployments, unless some further Provision be 'made;' Be it therefore further enacted by the Authority aforesaid, That upon Payment of the said respective Rates and Duties, which have been so omitted or neglected to be paid, as aforesaid, on or before the first Day of *March* in the Year of our Lord one thousand seven hundred and fourteen, to such Person or Persons to whom the same ought to be paid, according to the same former Act, and tendring to be stamped such Indentures or Contracts so omitted to be stamped, on or before the said first Day of *March* in the said Year of our Lord one thousand seven hundred and fourteen, the same Indentures or Contracts shall be stamped, and shall be good and available in Law and Equity, and the Clerks or Apprentices therein named shall be capable of following and exercising the respective intended Trades, Professions, or Imployments, as fully as if the Duties, so omitted to be paid, had been duly paid, and the Indentures or Contracts stamped within the respective Times in the same Act for those respective Purposes limited, any thing therein contained to the contrary notwithstanding; so as the true and full Sum or Sums of Money, and all other Things given or contracted for, to or for the Benefit of the Masters or Mistresses, with or in respect of the taking such Clerks or Apprentices, be truly written or indorsed in Words at length, on such Indentures or Contracts, wherein the same have been omitted to be inserted, according to the same Act, and the Masters and Mistresses truly paying the said omitted Duties, on or before the said first Day of *March* one thousand seven hundred and fourteen, are hereby indemnified and discharged off and from all Penalties by them incurred by the said recited Acts, for which no Prosecution hath been commenced before the four and twentieth Day of *June* one thousand seven hundred and fourteen.

8 Ann. c. 9.

Concerning Stamp Duties, see further 5 Geo. 1. c. 19. 6 Geo. 1. c. 21. 11 Geo. 1. c. 8. 12 Geo. 1. c. 33. 9 Geo. 2. c. 32. 16 Geo. 2. c. 26. 29 Geo. 2. c. 12 & 13. 30 Geo. 2. c. 19. *And* 32 Geo. 2. c. 35.

XXXII. And be it enacted by the Authority aforesaid, That yearly and every Year, during the Term of two and thirty Years, reckoning the first Year to begin from the nine and twentieth Day of *September* one thousand seven hundred and fourteen, the full Sum of one hundred and five thousand Pounds, by or out of the Monies to arise by the said additional or new Duties upon Sope and Paper, and upon certain Linens, Silks, Callicoes, and Stuffs, and upon Starch, and exported Coals, and upon stampt Vellum, Parchment and Paper, by this Act granted, and to be brought into the Receipt of the Exchequer, as aforesaid, in case the same shall extend thereunto, shall be computed and reckoned to be a yearly Fund; and in case all the Monies arising into the Exchequer, for the said Duties, Rates, and Sums of Money so granted, shall not amount to the Sum of one hundred and five thousand Pounds *per Ann.* then the Monies so arising, so far as the same shall extend, shall be Part of the yearly Fund towards the answering and paying off all and every the Principal Sums herein after mentioned, amounting in the whole to the Sum of one million eight hundred seventy-six thousand four hundred Pounds Principal Money, together with Interest for the same after the Rate of four Pounds *per Cent. per Ann.* as herein after is mentioned; and in case the said Duties, Rates, and Sums of Money by this Act granted, shall at any Time or Times appear to be so deficient or low in the Produce of the same, as that within any one Year, to be reckoned, as aforesaid, the said Monies arising into the Exchequer, for or upon Account of the same Duties, shall not amount to as much as one hundred and five thousand Pounds, that then, and so often, and in every such Case, so much as shall be wanting to make up the said Fund or Sum of one hundred and five thousand Pounds for every or any such Year, shall be supplied and made good, from Time to Time, out of the first Aid or Supply to be granted in Parliament, next after such Deficiencies shall appear, and shall from Time to Time be transferred thereunto, as soon as the same shall be granted; and in case no such Aid or Supply shall be granted, then by and out of any Publick Money, which shall be in the said Receipt of Exchequer, not appropriated to any particular Use or Uses by Act of Parliament; and the Lord High Treasurer, or Commissioners of the Treasury, for the Time being are hereby strictly enjoined and required to make up such Deficiency accordingly, out of such unappropriated Publick Money, without any further or other Warrant or Authority for the same.

105,000 l. to be the yearly Fund for clearing off the Principal Sum of 1,8-6,400 l. with Interest at 4 l. per Cent. See 1 Geo. 1. Stat. 1. c. 2. sect. 2.

Deficiencies to be made good out of the first Aid to be granted in Parliament.

Or out of any Publick Money unappropriated.

XXXIII. And be it further enacted by the Authority aforesaid, That it shall and may be lawful for any Person or Persons, Natives or Forcigners, Bodies Politick or Corporate, to contribute for or towards advancing the Sum of one million four hundred thousand Pounds, by paying, at or before the respective Days and Times by this Act limited in that Behalf, to any Receiver or Receivers, to be appointed for that Purpose, as is herein after mentioned, the Sum of ten Pounds, or divers entire Sums of ten Pounds, upon this Act; and that for the raising of the said Sum of one million four hundred thousand Pounds, any Person who will become Contributor or Adventurer, shall and may advance the Sum of ten Pounds, for which Sum so advanced, he, she, or they shall be entitled to receive by virtue of this Act such Principal Money, and the Interest thereof, to be paid, as herein after is mentioned, by and out of the said yearly Fund; and that every Contributor or Adventurer may advance as many entire Sums of ten Pounds as he, she, or they shall think fit, and for every such Sum of ten Pounds so advanced, he, she, or they, is or are to be interested in one Lot or Share of and in the said yearly Fund by Virtue of this Act; and the same entire Sums of ten Pounds each, are hereby appointed to be paid unto such Receiver or Receivers, at or before the respective Days and Times, and in the respective Proportions herein after mentioned; That is to say, one fourth Part thereof on or before the tenth Day of *August* in the Year of our Lord one thousand seven hundred and fourteen; one fourth Part thereof on or before the tenth Day of *September* in the said Year of our Lord one thousand seven hundred and fourteen; one other fourth Part thereof on or before the eleventh Day of *October* one thousand seven hundred and fourteen, and the remaining fourth Part thereof on or before the tenth Day of *November* one thousand seven hundred and fourteen.

Any Persons may be Contributors.

This Lottery is redeemed. See 6 Geo. 1. c. 4. 10 Geo. 1. c. 5. 2 Geo. 2. c. 3.

Times of Payment.

" Tickets to be delivered for a Lottery, &c. The Monies appropriated by this Act to be applied to pay off " the Principal and Interest. No undue Preference if subsequent Orders be paid before others who did not " demand their Monies. Deficiency of one Year to be made good out of the next. Surplus disposable by

" Parliament. Notice to be hung up in the Office when Orders become due. 8 *l. per Cent. per Ann.* al-
" lowed for the firſt Payment, and 6 *l.* for the Remainder, till 29 Sept. 1714. Receivers may take in Mo-
" ney before they receive their Books. Contributor advancing one fourth Part, and failing in the reſt, to
" forfeit the firſt fourth Part, *&c.* Treaſurer to appoint a Paymaſter, *&c.* Aſſignments of Orders to be
" regiſtred. Her Majeſty to reward the Managers out of Monies ariſing by the Duties. Benefits of 1000 *l.*
" may be divided into Orders not leſs than 500 *l.* After Intereſt and Principal paid off, the Reſidue diſ-
" poſable by Parliament. Guardians may contribute for Infants, *&c.* E X P.

9 Ann. c. 11. 10 Ann. c. 26.

' LXIV. And whereas, by an Act paſſed the ninth Year of her Majeſty's Reign, certain Duties are laid ' upon tanned Leather; and by another Act paſſed the tenth Year of her Majeſty's Reign, further Duties ' are laid thereon, and by the ſaid Acts only two Thirds of the reſpective Duties are to be drawn back or ' allowed upon the Exportation of Boots, Shoes, Gloves, or other Manufactures, which by Experience is ' found to be a Diſcouragement to the Manufacturers imployed therein;' For Remedy whereof Be it de-

Tanned Leather Manufactured, to draw back 1d. ob. per lb. on Exportation. *Concerning Leather, ſee farther* 3 *Geo.* 1. *c.* 4. 5 *Geo.* 1. *c.* 2. 12 *Geo.* 2. *c.* 25.

clared and enacted by the Authority aforeſaid, That from and after the ſecond Day of *Auguſt* one thouſand ſeven hundred and fourteen, there ſhall, in Lieu of the ſaid two Thirds of the ſaid Duties, be paid and allowed to the Exporter or Exporters, for all tanned Leather, which ſhall be manufactured and actually made into Goods or Wares, by him or them exported, on a proper Debenture to be made for that Purpoſe, and Security given for the ſame, as by the ſaid Acts are preſcribed, the Sum of one Peny Half-peny for every Pound-Weight thereof, and ſo in Proportion for every greater or leſſer Quantity; which Drawback of one Peny Half-peny *per* Pound ſhall be paid out of the reſpective Duties granted by the ſaid Acts of the ninth and of the tenth Years of her Majeſty's Reign; any Law to the contrary notwithſtanding.

9 Ann. c. 11.

' LXV. And whereas by an Act of Parliament paſſed in the ninth Year of her Majeſty's Reign, intituled, ' *An Act for laying certain Duties upon Hides and Skins, tanned, tawed or dreſſed, and upon Vellum and Parch-* ' *ment, for the Term of thirty-two Years, for Proſecuting the War, and other her Majeſty's moſt neceſſary Occa-* ' *ſions*, It is enacted, That upon the Shipping of any Hides or Calve-Skins for Exportation into Foreign ' Parts, and giving Security to the Cuſtomer or Collector of the Cuſtoms of the Port from whence ſuch ' Exportation ſhall be made, That ſuch Hides and Calve-Skins ſhall not be relanded or brought on Shore, ' in any Port or Part of *Great Britain*, the Cuſtomer or Collector ſhall give the Exporter a Certificate or De- ' benture in Writing, of the Kinds and Quantities of ſuch Hides and Calve-Skins; and that upon producing ' ſuch Certificate, the Collector at the Port where ſuch Hides or Calve-Skins ſhall be exported, ſhall repay ' to the Perſon producing ſuch Certificate, two Thirds of the Duties which were before charged for ſuch Hides ' or Calve-Skins ſo exported, as aforeſaid: And whereas ſome Doubts have ariſen upon the Conſtruction ' of the ſaid Act, whether the ſame ſhall extend to allow a Drawback of the ſaid Duties, for any other Sort ' of Skins, tanned, tawed or dreſſed, than Hides and Calve-Skins;' Therefore to explain the ſaid Act,

Sheep-ſkins and Lamb-ſkins to drawback two Thirds of the Duty. 9 Ann. c. 11. *See* 3 *Geo.* 1. *c.* 7.

Be it enacted by the Authority aforeſaid, That all Sheep-Skins and Lamb-Skins, tanned, tawed or dreſſed, which are chargeable with any Duties by the ſaid Act paſſed in the ninth Year of her Majeſty's Reign, ſhall, upon Exportation thereof, have a Drawback or Allowance of two Thirds of the Duties, payable by Virtue of the ſaid Act, ſubject to ſuch Rules, as by the ſaid Act are preſcribed on the Exportation of any Hides or Calve-Skins; any Thing in the ſaid Act contained to the contrary in any wiſe notwithſtanding.

10 Ann. c. 17. Clauſe for Diſtribution of 4000 l. due to the Officers and Seamen for Gun-Money.

' LXVI. And whereas by an Act of Parliament made in the tenth Year of her preſent Majeſty's Reign, ' intituled, *An Act for the better collecting and recovering the Duties granted for the Support of the Royal Hoſ-* ' *pital at* Greenwich, *and for the further Benefit thereof, and for the preſerving her Majeſty's Harbour Moor-* ' *ings*, it was (amongſt other Things) enacted, That the Sum of four thouſand Pounds out of the Shares ' of the ſeveral Captors of Prizes, by Virtue of her Majeſty's Declaration of the firſt of *June* one thouſand ' ſeven hundred and two, which ſhould remain uncalled for within the Times by the ſaid Act limited for ' the Payment of the ſame, ſhould be applied for or towards the Payment of certain Rewards for taking or ' deſtroying Ships of War or Privateers of the Enemy, during the late War, to and amongſt the Flag Of- ' ficers, Captains, and other Officers and Companies of her Majeſty's Ships of War, their Executors or ' Adminiſtrators, entitled thereunto by Virtue of the ſaid Declaration, in ſuch Proportion as by the ſaid ' Declaration is directed, if the ſame ſhould be decreed to them by the High Court of Admiralty, and Liſts ' of the Ships entitled to ſuch Rewards by ſuch Decree, ſhould be tranſmitted to the Receiver or Receivers ' of Prizes, and the ſame ſhould be claimed, and afterwards demanded to be paid within the reſpective ' Times for the ſaid ſeveral Purpoſes limited by the ſaid Act; and that if the ſeveral Sums ſo to be de- ' creed and demanded for ſuch Rewards ſhould amount in the whole to more than four thouſand Pounds, ' then the ſaid four thouſand Pounds ſhould be divided among the ſeveral Claimers, by way of Average, in ' Proportion to their reſpective Intereſts, to be adjuſted by the Receiver or Receivers of Prizes, or Perſon ' or Perſons appointed for the ſame: And whereas Liſts of the Perſons on Board ſome of the Ships, entitled ' to ſuch Rewards, at the Time of the taking or deſtroying ſuch Ships of War or Privateers of the Enemy, ' during the late War, for which the ſame became due, have never been tranſmitted unto the Receiver or ' Receivers of Prizes, the ſame not having been ſufficiently provided for in the ſaid Act, by Reaſon whereof ' the Receiver or Receivers of Prizes have been unable to adjuſt the Proportions belonging to ſeveral Claim- ' ers of ſuch Rewards, and to make Diſtribution of the ſaid four thouſand Pounds according to the ſaid ' Act; for Remedy, *&c.*'

" Clauſe for adjuſting Claims in ſeveral Lottery Tickets. Debentures unclaimed on 24 *December* 1714.
" veſted in her Majeſty for the Uſe of the Publick. E X P.

LXIX. And

LXIX. And be it enacted by the Authority aforesaid, That all the Money lent, and to be lent to her Majesty upon one Act of this Session of Parliament, intituled, *An Act for granting an Aid to her Majesty, to be raised by a Land Tax in* Great Britain, *for the Service of the Year one thousand seven hundred and fourteen*, and so much Money (if any such be) of the Tax thereby granted, as shall arise and remain after all the Loans made or to be made upon that Act, or thereby transferred or directed to be transferred thereunto, and the Interest thereof, and the Charges thereby allowable for raising the said Tax, shall be satisfied, or Money sufficient shall be reserved to discharge the same; and all the Monies lent or to be lent unto her Majesty, upon the Duties of Malt, Mum, Cyder and Perry, charged and continued by another Act of this Session of Parliament, for the Service of the Year one thousand seven hundred and fourteen; and so much Money of the said Duties of Malt, Mum, Cyder and Perry thereby granted or continued, as shall arise and remain after all the Loans made or to be made upon that Act, or thereby transferred or directed to be transferred thereunto, and the Interest thereof, and the Charges thereby allowable for raising the said Duties thereby granted, shall be satisfied, or Money sufficient shall be reserved to discharge the same; and all the Surplus or unappropriated Monies, which shall arise and be paid into the Exchequer, for the Use of the Publick, from and after the twelfth Day of *June* one thousand seven hundred and fourteen, until all the Provisions of Money intended by this Act for the Uses and Purposes hereinafter mentioned shall be satisfied, and all the Monies which, over and above the Allowances for prompt Payment, and other Allowances directed by this Act, shall arise, of or for the said Contributions, not exceeding the Sum of one Million four hundred thousand Pounds in this Act mentioned, shall be appropriated for or towards the several Uses, Intents and Purposes herein expressed, subject nevertheless to such Restrictions as are hereinafter prescribed; that is to say, it is hereby enacted and declared, That out of all or any the Aids or Supplies by this Act provided, as aforesaid, there shall and may be issued and applied the Sum of seven hundred forty-five thousand seven hundred Pounds and three Pence, for defraying the Charges of the Ordinary of her Majesty's Navy, including Half-pay to Sea-Officers, and for Victuals, Wages, Wear and Tear of the Navy, and Victualling thereof, performed and to be performed, and for Sea-Service in the Office of Ordnance, performed and to be performed; and any further Sum not exceeding three hundred thousand Pounds, towards satisfying the Debt due for Seamens Wages, and to the Yards, and for the Debt due to the Marines; and any further Sum not exceeding three thousand Pounds, to be equally distributed among the Chaplains that served in the Fleet during the late War, and are not otherwise provided for; and any Sum not exceeding three hundred eighty six thousand four hundred twenty-seven Pounds seventeen Shillings and ten Pence, for maintaining Guards and Garrisons in *Great Britain*, *Jersey* and *Guernsey*, together with two independent Companies in *North Britain* for one Year, from the twenty-fourth Day of *December* one thousand seven hundred and thirteen, to the twenty-fifth Day of *December* one thousand seven hundred and fourteen; and any Sum not exceeding fifty-four thousand six hundred forty-five Pounds one Shilling and three Pence, for maintaining her Majesty's Forces and Garrison at *Minorca* for the same Year; and any Sum not exceeding thirty-four thousand eight hundred fifty-six Pounds fourteen Shillings and nine Pence Half-penny, for maintaining her Majesty's Forces and Garrison at *Gibralter* for the same Year; and any Sum not exceeding twenty thousand one hundred and seventy Pounds one Shilling and six Pence, for maintaining four Companies at *New York*, four Companies at *Annapolis Royal*, four Companies for *Placentia*, one Company at *Bermudas*, and the Garrisons of *Annapolis Royal* and *Placentia* for the same Year; and any Sum not exceeding one hundred and seven thousand eight hundred thirty-one Pounds nine Shillings and two Pence, for maintaining her Majesty's Forces in *Flanders* and at *Dunkirk*, until *Michaelmas* one thousand seven hundred and fourteen; and any Sum not exceeding nineteen thousand three hundred and eight Pounds and ten Shillings for maintaining the Regiment commanded by Colonel *Handasyde* at *Jamaica*, and the Regiment commanded by Colonel *Alexander* in the *Leeward Islands*, until *Christmas* one thousand seven hundred and fourteen; and any Sum not exceeding fifty-seven thousand eight hundred seventy-seven Pounds eleven Shillings and six Pence Half-penny, to satisfy the Arrears due to the Officers of the Land Forces and Marines, for Half-pay at *Christmas* one thousand seven hundred and thirteen; and any Sum not exceeding five thousand eight hundred sixty-two Pounds sixteen Shillings and two Pence, for Charge of Half-pay to such Officers who are allowed it by special Warrant of her Majesty for one Year, from *Christmas* one thousand seven hundred and thirteen to *Christmas* one thousand seven hundred and fourteen; and any Sum not exceeding one hundred twenty-three thousand two hundred ninety-three Pounds nineteen Shillings and two Pence, for the Charge of Half-pay to the Officers of the Land Forces and Marines, being her Majesty's natural-born Subjects, or naturalized, for the same Year; and a Sum not exceeding forty-two thousand seven hundred eighty-five Pounds fourteen Shillings and four Pence, for Support of the Royal Hospital at *Chelsea*, and Pay of the Out-Pensioners, and for the extraordinary Allowance of Forage for the Dragoons in *North Britain* for the same Year; and any Sum not exceeding in the whole three hundred thousand Pounds, towards satisfying the Debt due on Account to the Land Forces, and to the said Out-Pensioners; out of which the Sum of sixty thousand ninety-five Pounds nine Shillings and two Pence, is to be applied to discharge Bills of Exchange drawn by *William Chetwynd*, Esq; her Majesty's late Envoy at *Genoa*, for Corn sent to *Barcelona*; and any Sum not exceeding fifty-five thousand two hundred eighty-one Pounds and sixteen Shillings, for the Charge of the Office of Ordnance for Land-Services performed and to be performed; and any Sum not exceeding two thousand one hundred eighty-eight Pounds nine Shillings and two Pence, for the military Officers and Chaplain that served in the Train of Artillery in *Flanders* and *Spain*, and on several Expeditions, which, with the Allowance they have on the Establishment in the Office of Ordnance, is to complete their Half-pay for the Year from *Christmas* one thousand seven hundred and thirteen to *Christmas* one thousand seven hundred and fourteen; and any Sum not exceeding sixty-seven thousand three hundred fifty-eight Pounds fifteen Shillings and seven Pence, for supplying the Deficiency of the Fund for the Classis Lottery of one thousand seven hundred and eleven, for the Year ended at *Michaelmas* one thousand seven

Appropriation of the several Sums granted this Session.

12 Ann. Stat. 2. c. 1.

12 Ann. Stat. 2. c. 3.

Ordinary of the Navy.

Seamens Wages.

Sea Chaplains.

Vide 3 Geo. 1. c. 3.

Guards and Garrisons in Great Britain, &c.

Forces at Minorca.

Gibraltar.

New York, &c.

Forces in Flanders, &c.

Jamaica and Leeward Islands.

Arrears of Half-Pay Officers.

Half-Pay to Officers allowed by the Queen's Warrant.

Half-Pay to Land Forces and Marines.

Chelsea Hospital.

Corn sent to Barcelona.

Office of Ordnance.

Artillery Officers in Flanders and Spain.

Deficiency of the Classis Lottery, 1711.

seven hundred and thirteen; and any Sum not exceeding sixty-seven thousand five hundred forty-six Pounds four Shillings and three Pence Half-penny, for supplying the Deficiency of the Fund for the Classis Lottery of one thousand seven hundred and twelve, for the Year ended at *Michaelmas* one thousand seven hundred and thirteen; and any Sum not exceeding forty-two thousand five hundred seventy-six Pounds six Shillings and four Pence, to make good the Deficiency of the yearly Fund, granted by an Act of the ninth Year of his late Majesty King WILLIAM the Third, for the Benefit of the Company and others trading to the *East Indies*; and any Sum not exceeding eighty-eight thousand seven hundred forty-one Pounds thirteen Shillings and ten Pence, to make good the Deficiency of Principal and Interest upon the Act made in the third Year of her Majesty's Reign, for granting a further Subsidy on Wines and Merchandizes imported, called the two third Subsidy; and any Sum not exceeding eighteen thousand five hundred and forty Pounds twelve Shillings and nine Pence three Farthings, to make good the Interest on Debentures to the Sufferers at *Nevis* and *St. Christophers* for three Years, to the twenty-fifth Day of *December* one thousand seven hundred and fourteen; and to and for none other Use, Intent or Purpose whatsoever.

Deficiency for the Classis Lottery, 1712.

Deficiency of the Yearly Fund to the East-India Company. 9 & 10 W. 3. c. 44.

Deficiency of the two third Subsidy. 3 & 4 Ann. c. 5.

Sufferers at Nevis, &c.

LXX. Provided always, and it is hereby enacted and declared, That no Appropriation, or other Matter or Thing in this Act contained, shall obstruct or hinder any Payment or Payments, which, by and in Pursuance of an Act made in the ninth Year of her Majesty's Reign, intituled, *An Act for making good Deficiencies, and satisfying the Publick Debts; and for erecting a Corporation to carry on a Trade to the* South Seas, *and for Incouragement of the Fishery; and for Liberty to trade in unwrought Iron with the Subjects of* Spain, *and to repeal the Acts for registring Seamen*, and of her Majesty's Charter grounded thereupon, are or shall be required and authorized to be made by the Treasurer or Paymaster of the Navy for the Time being, or by any other Persons to be intrusted with the Publick Monies for the Service of the Navy, out of such Publick Monies, Tallies, Orders or Parliamentary Securities in their Hands or Power respectively, as are or shall thereby be charged or chargeable to make good any Deficiency or Deficiencies to the Corporation erected in Pursuance of the Act last mentioned, called by the Name of the Governor and Company of Merchants of *Great Britain* trading to the *South Seas*, and other Parts of *America*, and for incouraging the Fishery, or to their Treasurer for their Use; any Thing herein contained to the contrary notwithstanding.

Proviso for the South Sea Company; 9 Ann. c. 21. *Concerning South Sea Company, see further* 1 *Geo.* 1. *c.* 21. 3 *Geo.* 1. *c.* 9. 5 *Geo.* 1. *c.* 19. 6 *Geo.* 1. *c.* 4 & 11. 7 *Geo.* 1. *c.* 5. 7 *Geo.* 1. *stat.* 2. 8 *Geo.* 1. *c.* 21 & 22. 9 *Geo.* 1. *c.* 6. 1 *Geo.* 2. *c.* 8. 3 *Geo.* 2. *c.* 16 & 20. 4 *Geo.* 2. *c.* 5. 5 *Geo.* 2. *c.* 17. 6 *Geo.* 2. *c.* 25 & 28. 7 *Geo.* 2. *c.* 17. 9 *Geo.* 2. *c.* 34. 10 *Geo.* 2. *c.* 17. 20 *Geo.* 2. *c.* 3. 24 *Geo.* 2. *c.* 2 & 11. 26 *Geo.* 2. *c.* 16.

and for the Commissioners of Accounts.

LXXI. Provided also, That such Sums as, by any other Act of this Session of Parliament, shall be payable to any Commissioners of Accounts for their Salaries, or for their Clerks, or any other incident Charges, shall and may be paid out of the Aids or Supplies aforesaid, or any of them; any Thing herein contained to the contrary notwithstanding.

CAP. X.

An Act for raising the Militia for the Year one thousand seven hundred and fourteen, although the Month's Pay formerly advanced be not repaid; and for rectifying a Mistake in an Act passed in this present Session of Parliament, intituled, *An Act for the better Regulating the Forces to be continued in her Majesty's Service, and for Payment of the said Forces and their Quarters.* EXP.

CAP. XI.

An Act to prevent the Listing her Majesty's Subjects to serve as Soldiers without her Majesty's Licence.

'WHEREAS several ill-affected Persons, Subjects of the Crown of *Great Britain*, have lately, in 'open Defiance of the Laws, presumed traiterously to list divers of her Majesty's Subjects within 'the Kingdoms of *Great Britain* and *Ireland*, to serve the Person pretended to be Prince of *Wales*, du- 'ring the Life of the late King JAMES the Second, and since his Decease pretended to be, and taking upon 'himself the Stile and Title of King of *England*, by the Name of JAMES the Third, as Soldiers to the 'great Disturbance of the Peace of these her Majesty's Kingdoms: And whereas the like traiterous Prac- 'tice may be more covertly carried on, under Pretence of listing her Majesty's Subjects to serve as Soldiers 'under some Foreign Prince, State or Potentate: For Remedy thereof,' Be it, *&c.*

" Subjects of *Great Britain* who shall, after 1 *August* 1714. within the Kingdom, or in Ireland, and after " 1 *October* out of the Kingdom, list themselves to serve any Foreign Prince, *&c.* or procure any Subject " so to do, without her Majesty's Licence, shall be guilty of High Treason. Offences out of the Realm, " where to be tried. No Licence shall exempt from the Penalty, Persons listing any Subject to serve " the French King. Continuance of the Act for three Years. EXP.

CAP. XII.

An Act for the better Maintenance of Curates within the Church of *England*; and for preventing any Ecclesiastical Persons from buying the next Avoidance of any Church-Preferment.

'WHEREAS the Absence of beneficed Ministers ought to be supplied by Curates that are sufficient 'and licensed Preachers, and no Curates or Ministers ought to serve in any Place without the Exa-

'mination and Admiſſion of the Biſhop of the Dioceſe, or Ordinary of the Place, having Epiſcopal Juriſ-'
'diction: But nevertheleſs, for Want of ſufficient Maintenance and Encouragement for ſuch Curates, the
'Cures within that Part of *Great Britain* called *England*, have been in ſeveral Places meanly ſupplied:'
For Remedy whereof, Be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That if any Rector or Vicar having Cure of Souls ſhall, from and after the nine and twentieth Day of *September* in the Year of our Lord one thouſand ſeven hundred and fourteen nominate and preſent any Curate to the Biſhop or Ordinary, to be licenſed or admitted to ſerve the Cure of ſuch Rector or Vicar in his Abſence, the ſaid Biſhop or Ordinary, having Regard to the Greatneſs of the Cure, and the Value of the Eccleſiaſtical Benefices of ſuch Rector or Vicar ſhall, on or before the granting ſuch Licence, appoint by Writing under his Hand and Seal a ſufficient certain Stipend or Allowance, not exceedig fifty Pounds *per Ann.* nor leſs than twenty Pounds *per Ann.* to be paid or anſwered at ſuch Times as he ſhall think fit, by ſuch Rector or Vicar, to ſuch Curate, for his Support and Maintenance; and if it ſhall appear to the Biſhop or Ordinary, upon Complaint or otherwiſe, that any Curate of ſuch Rector or Vicar, licenſed or admitted before the ſaid nine and twentieth Day of *September* in the Year of our Lord one thouſand ſeven hundred and fourteen, hath not a ſufficient Maintenance, it ſhall be lawful to and for the ſaid Biſhop or Ordinary to appoint him a certain Stipend or Allowance in like Manner as before mentioned; and in caſe any Difference ſhall ariſe between any Rector or Vicar and his Curate, touching ſuch Stipend or Allowance, or the Payment thereof, the Biſhop or Ordinary, on Complaint to him made, ſhall ſummarily hear and determine the ſame; and in caſe of Neglect or Refuſal to pay ſuch Stipend or Allowance, may ſequeſter the Profits of ſuch Benefice, for or until Payment thereof.

After 20 Sept. 1714. Biſhop, &c. to appoint a Stipend to Curates, not exceeding 50 l. per Ann. nor leſs than 20 l. and on Neglect of Payment may ſequeſter the Benefice.

'II. And whereas ſome of the Clergy have procured Preferments for themſelves by buying Eccleſiaſtical 'Livings, and others have been thereby diſcouraged;' Be it further enacted by the Authority aforeſaid, That if any Perſon, from and after the twenty-ninth Day of *September* one thouſand ſeven hundred and fourteen, ſhall or do, for any Sum of Money, Reward, Gift, Profit or Advantage, directly or indirectly, or for or by Reaſon of any Promiſe, Agreement, Grant, Bond, Covenant or other Aſſurance, of or for any Sum of Money, Reward, Gift, Profit or Benefit whatſoever, directly or indirectly, in his own Name, or in the Name of any other Perſon or Perſons, take, procure, or accept the next Avoidance of, or Preſentation to any Benefice with Cure of Souls, Dignity, Prebend or Living Eccleſiaſtical, and ſhall be preſented or collated thereupon, that then every ſuch Preſentation or Collation, and every Admiſſion, Inſtitution, Inveſtiture and Induction upon the ſame, ſhall be utterly void, fruſtrate, and of no Effect in Law, and ſuch Agreement ſhall be deemed and taken to be a Simoni cal Contract; and that it ſhall and may be lawful to and for the Queen's Majeſty, her Heirs and Succeſſors to preſent or collate unto, or give or beſtow every ſuch Benefice, Dignity, Prebend and Living Eccleſiaſtical, for that one Time or Turn only; and the Perſon ſo corruptly taking, procuring, or accepting any ſuch Benefice, Dignity, Prebend or Living, ſhall thereupon, and from thenceforth, be adjudged a diſabled Perſon in Law to have and enjoy the ſame Benefice, Dignity, Prebend or Living Eccleſiaſtical, and ſhall alſo be ſubject to any Puniſhment, Pain or Penalty, limited, preſcribed or inflicted by the Laws Eccleſiaſtical, in like Manner as if ſuch corrupt Agreement had been made after ſuch Benefice, Dignity, Prebend, or Living Eccleſiaſtical had become vacant; any Law or Statute to the contrary in any wiſe notwithſtanding.

Penalty of taking for any Sum of Money, &c. the next Avoidance, &c. 31 *El. c.* 6. 1 *W. & M. ſtat.* 1. *c.* 16.

CAP. XIII.

An Act to diſcharge and acquit the Commiſſioners of Equivalent for the Sum of three hundred eighty-one thouſand five hundred and nine Pounds fifteen Shillings ten Pence Half-penny by them duly iſſued out of the Sum of three hundred ninety-eight thouſand eighty-five Pound ten Shillings, which they received.

'WHEREAS by the Treaty of Union, and fifteenth Article thereof, it is agreed, That *Scotland* ſhall 5 *Ann. c.* 8.
'have an Equivalent for what the Subjects thereof ſhall be charged towards Payment of the Debts
'of *England* contracted before the Union, in all Particulars whatſoever, and particularly that the Sum of
'three hundred ninety-eight thouſand eighty-five Pounds and ten Shillings ſhould be granted to her Ma-
'jeſty as an Equivalent to *Scotland*, for ſuch Part of the Cuſtoms and Exciſe there, as ſhould be applicable
'to the Payment of the ſaid Debts of *England*, according to the Proportions therein ſet down; and it is
'agreed, That her Majeſty be impowered to appoint Commiſſioners, who ſhould be accountable to the Par-
'liament of *Great Britain*, for diſpoſing the ſaid Sum of three hundred ninety-eight thouſand eighty-five
'Pounds and ten Shillings, and all other Monies which ſhall ariſe to *Scotland* upon the Agreements in the
'Treaty of Union, to the Purpoſes mentioned in the ſaid fifteenth Article, in an Act of the laſt Parliament
'of *Scotland*, intituled, *An Act concerning the Payment of the Sums out of the Equivalent to the* African *Com-*
'*pany*; in another Act of the ſaid laſt Parliament, intituled, *An Act concerning the Publick Debts*; and in an 6 Ann. c. 24.
'Act of the firſt Parliament of *Great Britain*, intituled, *An Act for further directing the Payment of the Equi-*
'*valent Money*: And whereas her Majeſty, by Commiſſion dated the fifth of *June* one thouſand ſeven hun-
'dred and ſeven, did nominate and appoint Sir *Andrew Hume*, *William Dalrimple*, Eſq; Sir *Robert Sinclair*
'of *Stevenſon*, Sir *Thomas Burnett* of *Leyes*, Sir *John Areſkine* of *Alva*, Sir *John Swinton* of the ſame, Sir
'*James Campbell* of *Aberneihill*, Sir *James Smollet* of *Bonhill*, Sir *Patrick Johnſton*, Sir *Francis Grant*, Ba-
'ronets; *George Baillie* of *Jerviſe Wood*, *John Haldon* of *Gleneagles*, *John Bruce* of *Kinroſs*, *William Seton*
'the Younger of *Pittmedin*; *John Clarke* the Younger of *Pennycook*; *Alexander Abercrombie* of *Gleſtock*, *Mun-*
'*go Grame* of *Gorthy*, *John Graham* of *Dugalſtowne*, *John Pringle* of *Haining*, *Douglas* the Younger
'of *Kellhead*, *Daniel Campbell* of *Buttes*, Eſq; Sir *John Cope*, Knight, *Jacob Raynardſon*, *John Brydges* and

'*James*

'*James Houblon*, Eſqrs. Commiſſioners for diſpoſing the aforeſaid Sum of three hundred ninety-eight thouſand eighty-five Pounds and ten Shillings, and all other Monies which ſhall ariſe to *Scotland* upon the Agreements in the Treaty of Union: And by another Commiſſion dated the ſix and twentieth of *July* one thouſand ſeven hundred and nine, did nominate and appoint the aforeſaid Sir *Andrew Hume*, *William Dalrimple*, Eſq; Sir *Robert Sinclair* of *Stevenſon*, Sir *Thomas Burnett* of *Leyes*, Sir *John Areſkine* of *Alva*, Sir *John Swinton* of the ſame, Sir *James Campbell* of *Abernehill*, Sir *James Smollet* of *Bonhill*, Sir *Patrick Johnſton*, Baronets; *John Bruce* of *Kinroſs*, *William Seton* the Younger of *Pittmedin*, *Alexander Abercrombie* of *Gleſſock*, *John Pringle* of *Hayning*, Eſq; Sir *John Cope*, Knt. and *John Brydges*, Eſq; to be Commiſſioners for the ſame Ends and Purpoſes; which Commiſſioners, or the Major Part of them, purſuant to their ſaid Commiſſions, have well and duly iſſued and paid the Sum of three hundred eighty-one thouſand five hundred and nine Pounds fifteen Shillings and ten Pence Half-penny, as directed by the Laws above recited, in Manner herein after ſet down, *viz.* towards the Loſs which private Perſons ſuſtained by the reducing the *Engliſh* Money then in *Scotland* to the current Rate in *England*, the Sum of three thouſand and ſeventeen Pounds eighteen Shillings and nine Pence; for recoining the *Scots* and Foreign Money, and reducing it to the Standard of the Coin of *England*, the Sum of forty-nine thouſand eight hundred eighty-eight Pounds fourteen Shillings and eleven Pence one ſixth of a Penny; towards Payment of the Stock, Intereſt and Debts of the *Indian* and *African* Company, the Sum of two hundred twenty-nine thouſand ſix hundred and eleven Pounds four Shillings and eight Pence; towards the Charges of the Commiſſioners, Secretaries, and Accountants of the two Treaties of the Union, the Sum of thirty thouſand four hundred ninety-eight Pounds twelve Shillings and two Pence; towards Payment of the firſt Claſs of the Civil Liſt, the Sum of twenty-ſeven thouſand five hundred fifty-three Pounds ſeventeen Shillings and nine Pence one third of a Penny; towards Payment of the ſecond Claſs of the Civil Liſt, the Sum of four thouſand ſix hundred fifty-five Pounds and ſix Shillings; towards Payment of the firſt Claſs of the Military Liſt, the Sum of fourteen thouſand one hundred eighty-eight Pounds and eight Pence; towards Payment of the ſecond Claſs of the Military Liſt, the Sum of fourteen thouſand four hundred fifty-eight Pounds two Shillings and eight Pence five ſixths of a Penny; for the Fees and Salaries of the Servants of the Commiſſion, till the fourteenth of *March*, and thirtieth of *April* laſt paſt, the Sum of five thouſand four hundred and thirteen Pounds eleven Shillings and four Pence; for the neceſſary Charges of the Commiſſion, and for defending of Law-Suits where the Titles of Parties were not clear, theſe Charges preceding the ſix and twentieth Day of *March* laſt, amounted to the Sum of two thouſand two hundred twenty-four Pounds ſix Shillings and ten Pence one ſixth of a Penny: All which Sums together amount to the above Total of three hundred eighty-one thouſand five hundred and nine Pounds fifteen Shillings and ten Pence Half-penny:' Be it therefore, *&c.*

"Commiſſioners of the Equivalent diſcharged of the Sums paid by them upon the ſeveral Heads mentioned in this Act. But not freed from applying the Sum of 16575*l.* 14*s.* 1*d. ob.* now remaining in their Hands, to the Uſes by the Acts directed. EXP.

'III. And whereas it appears, that the other Publick Debts of *Scotland* yet unſatisfied, which are adjuſted and certified, purſuant to the Directions of the ſeveral Acts above recited, do amount to the Sum of two hundred and thirty thouſand three hundred and eight Pounds nine Shillings and ten Pence and five ſixths of a Penny, including the Intereſt of ſuch Parts thereof as bear Intereſt from the twenty-fourth Day of *June* one thouſand ſeven hundred and eight, to the twenty-fourth Day of *June* one thouſand ſeven hundred and fourteen;' Be it therefore enacted, *&c.*

See farther 1 *Geo.* 1. *ſtat.* 2. *c.* 29. *and* 3 *Geo.* 1. *c.* 14.

"The Commiſſioners to call for all Certificates, *&c.* and cancel all Debentures by which the unſatisfied Debt is conſtituted, and to iſſue new Debentures, to bear Intereſt at 5*l. per Cent.* after 24 *June* 1714. and paid out of the firſt Money due to *Scotland*. EXP."

Redeemed by 5 Geo. c. 20.

CAP. XIV.

An Act for rendring more effectual an Act made in the third Year of the Reign of King JAMES the Firſt, intituled, *An Act to prevent and avoid Dangers which may grow by Popiſh Recuſants*; and alſo of one other Act made in the firſt Year of the Reign of their late Majeſties King WILLIAM and Queen MARY, intituled, *An Act to veſt in the two Univerſities the Preſentations of Benefices belonging to Papiſts*; and for veſting in the Lords of Juſticiary Power to inflict the ſame Puniſhments againſt Jeſuits, Prieſts and other trafficking Papiſts, which the Privy Council of *Scotland* was impowered to do by an Act paſſed in the Parliament of *Scotland*, intituled, *An Act for preventing the Growth of Popery.*

3 Jac. 1. c. 5.

1 W. & M. Seſſ. 1. c. 26.

'FOR as much as by an Act of Parliament made in the third Year of the Reign of King JAMES the Firſt, intituled, *An Act to prevent and avoid Dangers which may grow by Popiſh Recuſants* and alſo one other Act made in the firſt Year of the Reign of their late Majeſties King WILLIAM and Queen MARY, intituled, *An Act to veſt in the two Univerſities the Preſentations of Benefices belonging to Papiſts*, the Preſentation, Nomination, Collation and Donation of and to Benefices, Prebends or Eccleſiaſtical Livings, Schools, Hoſpitals and Donatives belonging to Popiſh Recuſants, and other Perſons thereby diſabled to preſent, collate or nominate, are given to the two Univerſities; but they are ſo given only where ſuch Perſons are and ſtand convicted by ſuch Ways and Means as in the ſaid recited Acts are mentioned and

'provided;

'provided; which Acts do nevertheless prove ineffectual for such Purposes, by Reason such Patrons are not 'convicted, or not in such Manner as the said Acts do direct and appoint:' Therefore for making the said Laws more effectual, and for the speedier and easier vesting the Presentations to such Benefices in the two Universities, according to the Intention of the said Laws, Be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That every Papist or Person making Profession of the Popish Religion, and every Child not being a Protestant, under the Age of one and twenty Years, of every such Papist or Person professing the Popish Religion, and every Mortgagee, Trustee or Person any ways intrusted, directly or indirectly, mediately or immediately, by or for any such Papist or Person making Profession of the Popish Religion, or such Child, as aforesaid, whether such Trust be declared by Writing or not, shall, from and after the tenth Day of *July* which shall be in the Year of our Lord one thousand seven hundred and fourteen, be disabled, and is hereby made incapable to present, collate or nominate to any Benefice, Prebend, or Ecclesiastical Living, School, Hospital or Donative, or to grant any Avoidance of any Benefice, Prebend or Ecclesiastical Living; and that every such Presentation, Collation, Nomination and Grant, and every Admission, Institution and Induction to be made thereupon, shall be utterly void and of no Effect, to all Intents, Constructions and Purposes whatsoever; and that in every such Case the Chancellor and Scholars of the University of *Oxford*, and the Chancellor and Scholars of the University of *Cambridge*, by what Name or Names soever they or either of them are incorporated, shall respectively have the Presentation, Nomination, Collation and Donation, of and to every such Benefice, Prebend or Ecclesiastical Living, School, Hospital and Donative, set, lying and being in the respective Counties, Cities and other Places and Limits in the said Act of the third Year of King JAMES mentioned, as in and by the said Act is directed and appointed in the Case of a Popish Recusant Convict.

After 10 July 1714. Papists, &c. disabled to present to any Benefice, &c. 7 *Jac.* 1. *c.* 6. 25 *Car.* 2. *c.* 2.

And the two Universities shall have the Presentation, &c. in the respective Counties, &c. mentioned in 3 Jac. 1. c. 5.

II. And be it further enacted by the Authority aforesaid, That from and after the said tenth Day of *July*, when and as often as any Presentation to any Benefice or Ecclesiastical Living shall be brought to any Archbishop, Bishop or other Ordinary, from any Person who shall be reputed to be, or whom such Archbishop, Bishop or other Ordinary shall have cause to suspect to be a Papist, or Trustee of any Person making Profession of the Popish Religion, or suspected to be such, it shall and may be lawful to and for such Archbishop, Bishop, or other Ordinary, and he is hereby required to tender or administer to every such Person, if present, the Declaration against Transubstantion, set down and expressed in an Act of Parliament made in the five and twentieth Year of the Reign of the late King CHARLES the Second, intituled, *An Act for preventing Dangers which may happen from Popish Recusants*, to be by such Person made, repeated and subscribed; and in case such Person shall be absent, the said Archbishop, Bishop or other Ordinary shall, by Notice in Writing to be left at the Place of Habitation of such Person, appoint some convenient Time and Place when and where such Person shall appear before such Archbishop, Bishop or other Ordinary, or some Persons to be authorized by such Archbishop, Bishop, or other Ordinary, by Commission under his or their Seal of Office; and upon such Appearance, the said Archbishop, Bishop or other Ordinary, or such Commissioners, shall tender or administer the said Declaration to the Person making such Presentation; and in case such Person shall neglect or refuse to make, repeat and subscribe such Declaration, when the same shall be so tendred, as aforesaid, or shall neglect or refuse to appear before such Archbishop, Bishop or other Ordinary, or such Commissioners, upon such Notice as aforesaid, That then such Presentation shall be utterly void and of none Effect; and in every such Case, such Archbishop, Bishop or other Ordinary shall, within ten Days next after such Neglect or Refusal, send and give a Certificate under his or their Seal of Office of such Neglect or Refusal to the Vice-Chancellor for the Time being, of that University to whom such Presentation would of Right belong, if such Person so presenting had been a Popish Recusant Convict; and it shall and may be lawful, to and for the Chancellor and Scholars of such University, to present a Person qualified according to the said Acts to such Benefice or Ecclesiastical Living; and the Presentation to such Benefice or Ecclesiastical Liviag, for that Turn only, is hereby given unto, and vested in them for that Purpose; any Matter, Clause or Thing contained in either of the said former recited Acts to the contrary thereof notwithstanding.

When any Presentation is brought to any Archbishop, &c. he may tender to the Person, if present, the Declaration in 25 Car. 2. c. 2.

If absent, summon him to appear.

Refusing to make the Declaration, or to appear, the Presentation shall be void:

And the Archbishop, &c. shall certify such Refusal to the University, who shall present, &c.

III. And for the better Discovery of all secret Trusts, and fraudulent Conveyances made by Papists or Persons making Profession of the Popish Religion, of their Advowsons and Right of Presentation, Nomination and Donation, to any Benefices or Ecclesiastical Livings; Be it further enacted by the Authority aforesaid, That when the Presentation of any Person presented to any Benefice or Ecclesiastical Living, shall be brought to any Archbishop, Bishop or other Ordinary, the said Archbishop, Bishop or Ordinary is hereby required, before he give Institution, to examine the Person presented upon Oath, whether to the best and utmost of his Knowledge and Belief, the Person or Persons who have made such Presentation, be the true and real Patron or Patrons of the said Benefice or Ecclesiastical Living, or made the said Presentation in his or her, or their own Right, or whether such Person or Persons so presenting be not, mediately or immediately, directly or indirectly, Trustee or Trustees, or any way intrusted for some other, and what Person or Persons by Name, who is or are Papists, or make Profession of the Popish Religion, or the Children of such, or for any other and what Person or Persons, or what he knows, has heard or believes, touching or concerning the same; and if such Person or Persons so presented shall refuse to be so examined, or shall not answer directly thereto, then and in every such Case such Presentation shall be void.

Bishops, &c. to examine Persons presented on Oath.

Refusing to be examined, the Presentation shall be void.

IV. And be it further enacted by the Authority aforesaid, That it shall and may be lawful for the Chancellor and Scholars of the respective Universities, to whom the Presentations to such Benefices and Ecclesiastical Livings should belong, in case the rightful Patrons had been Popish Recusants convict, and their Presentees or Clerks, for the better Discovery of such secret and fraudulent Trusts, had, done, made and created, by or for such Papists or Persons professing the Popish Religion, and their Children, as aforesaid, to exhibit their Bill in any Court of Equity against such Person or Persons presenting, and such Person or Persons as they have Reason to believe to be the *Cestui que Trust* of the Advowson of such Benefice or Ecclesiastical

University may exhibit Bills in Chancery for the Discovery of fraudulent Trusts.

Eccleſiaſtical Living, or any other Perſon who they have Cauſe to ſuſpect may be able to make any other or further Diſcovery of ſuch ſecret Truſts and Practices; to which Bill the Defendants therein named, being duly ſerved with the Proceſs of the Court in which the ſaid Bill ſhall be exhibited, ſhall forthwith directly anſwer to the Facts charged and enquired in the ſaid Bill, at the Diſcretion of the Court where ſuch Bill ſhall be exhibited; and in caſe the Defendants, or any of them, ſhall refuſe or neglect to anſwer the ſaid Bill in ſuch reaſonable Time as ſhall be for that Purpoſe allowed and appointed, by Diſcretion of the ſaid Court where the ſaid Cauſe ſhall be depending, (the Diſtance of Place and the Circumſtances of the Defendant or Defendants conſidered) That then and in ſuch Caſe the ſaid Bill ſhall be taken *pro Confeſſo*, and be allowed as Evidence againſt ſuch Perſon ſo neglecting and refuſing, and his Truſtee or Truſtees, and his and their Clerk: Provided that every Perſon having fully anſwered ſuch Bill in ſuch Court of Equity, and not knowing any Thing of any ſuch Truſt for a Papiſt or other Perſon diſabled, as aforeſaid, ſhall be entitled to his Coſts, to be taxed according to the Courſe of the Court.

When any Quare Impedit is depending, the Court may adminiſter an Oath to diſcover any ſecret Truſt:

V. And be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful for the Court where any *Quare Impedit* ſhall be hereafter depending, at the Inſtance of either of the ſaid Chancellors and Scholars, or their Clerk, being Plaintiffs or Defendants in ſuch Suit, by Motion in open Court, at their Diſcretion, to make any Rule or Order requiring Satisfaction, upon the Oath of ſuch Patron and his Clerk, who in the ſaid Suit ſhall conteſt the Right of the ſaid Univerſity to preſent to ſuch Benefice or Eccleſiaſtical Living, by Examination of them or either of them, in open Court, or by Commiſſion under the Seal of ſuch Court for Examination of them or either of them, or by Affidavit, as the ſaid Court ſhall find moſt proper, in Order to the Diſcovery of any ſecret Truſt, Frauds or Practices relating to the ſaid Preſentation then in Queſtion; and in Caſe it appear to the Court, upon the Examination of ſuch Patron and Clerk or either of them, That the ſaid Patron is but a Truſtee for ſome other Perſon or Perſons, that then the ſaid Patron and his Clerk ſhall diſcover who ſuch Perſon and Perſons are, and where he, ſhe, or they live or inhabit; and upon their Refuſal to make ſuch Diſcovery, or to give ſuch Satisfaction, as aforeſaid, they ſhall be puniſhed as Perſons that are guilty of a Contempt to the ſaid Court; and in caſe ſuch Patron or his Clerk ſhall diſcover the Perſon for whom the ſaid Patron is a Truſtee, that then and in ſuch Caſe the ſaid Court, upon Motion made in open Court, ſhall make a Rule or Order, That the Perſon or Perſons, for whom the ſaid Patron is a Truſtee, ſhall, in the ſaid Court, or before Commiſſioners to be appointed for that Purpoſe, under the Seal of the ſaid Court, make, repeat and ſubſcribe the Declaration againſt Tranſubſtantiation herein before mentioned, and likewiſe, on Pain of incurring a Contempt againſt the ſaid Court, give ſuch further Satisfaction upon Oath, touching or relating to the ſaid Truſt, as the ſaid Court ſhall think fit; and ſuch Perſon ſo required to make, repeat and ſubſcribe the ſaid Declaration, and refuſing or neglecting ſo to do, ſhall be eſteemed as a Popiſh Recuſant convict, in reſpect of ſuch Preſentation.

And if it appear that the Patron is a Truſtee, he ſhall diſcover for whom, or be puniſhed as guilty of a Contempt.

Court may order the Perſon for whom ſuch Patron is a Truſtee to appear and make the Declaration, &c. who refuſing ſhall be eſteemed a Recuſant convict.

The Anſwer of ſuch Patron, &c. to be allowed as Evidence.

VI. And be it further enacted, That the Anſwer of ſuch Patron and Patrons, and the Perſon for whom he or they are any ways intruſted, and his and their Clerk, or any of them, and his and their or any of their Examinations and Affidavits taken, as aforeſaid, by Order of any Court where ſuch *Quare Impedit* ſhall be depending, or by any Archbiſhop, Biſhop, or other Ordinary, or the Commiſſioners, as aforeſaid, (which Examinations ſhall therefore be reduced into Writing, and ſigned by the Party examined) ſhall be allowed as Evidence againſt ſuch Patron ſo preſenting, and his Clerk.

Perſons making ſuch Diſcovery, liable only to the Loſs of the Preſentation.

VII. Provided always, That no ſuch Bill, nor any Diſcovery to be made by any Anſwer thereunto, or to any ſuch Examination, as aforeſaid, ſhall be made uſe of to ſubject any Perſon making any ſuch Diſcovery, or not anſwering ſuch Bill, to any Penalty or Forfeiture, other than the Loſs of the Preſentation then in Queſtion.

If ſuch Bill be exhibited by the Univerſity, no Lapſe ſhall incur, &c. till three Months after the Anſwer put in, &c.

VIII. And it is hereby further enacted, That in caſe of any ſuch Bill or Bills of Diſcovery, as aforeſaid, exhibited in any Court of Equity by the Chancellor and Scholars of either of the ſaid Univerſities, or their Preſentee, no Lapſe ſhall incur, nor Plenarty be a Bar, againſt ſuch Chancellor and Scholars, in reſpect of the Benefice or Eccleſiaſtical Living, touching which ſuch Bill ſhall be ſo exhibited, till after three Months from the Time that the Anſwer to ſuch Bill ſhall be put in, or the ſame be taken *pro Confeſſo*, or the Proſecution thereof deſerted; provided that ſuch Bill or Bills be exhibited before any Lapſe incurred.

The Univerſity may ſue any Writ of Quare Impedit, &c.

' IX. And whereas it hath been doubted whether any Writ of *Quare Impedit* brought by the reſpective ' Univerſities, for any Preſentation, Nomination, Collation or Donation purſuant to the ſaid recited Acts, ' or either of them, may be brought by them, in or by the Name of Chancellor and Scholars, or ought ' to be by their true Name of Incorporation reſpectively;' It is hereby declared, That the ſaid reſpective Chancellors and Scholars of the ſaid Univerſities are by this Act, and were by the ſaid former Acts, entitled to ſue any Writ of *Quare Impedit* by the Name of Chancellor and Scholars of the Univerſity of *Oxford*, and Chancellor and Scholars of the Univerſity of *Cambridge* reſpectively, or by their reſpective proper Names of Incorporation at their Election.

The Court may enforce the Producing of Deeds relating to Truſts.

X. And be it further enacted, That in caſe of any Truſt for any Papiſt, or Perſon profeſſing the Popiſh Religion, confeſſed or diſcovered in and by any Anſwer to ſuch Bill, as aforeſaid, or ſuch Examination, as aforeſaid, it ſhall and may be lawful for the Court where ſuch Diſcovery ſhall be made, and ſuch Court is hereby enabled, to inforce the producing of the Deeds creating and relating to the ſaid Truſts, by ſuch Methods as they ſhall find proper.

Not to extend to Scotland.

XI. Provided always, That nothing herein before contained ſhall extend to that Part of *Great Britain* called *Scotland*.

The Lords of Juſticiary may inflict the ſame Puniſhments on Jeſuits, &c. which the Privy

' XII. And whereas by the Determination of the late Privy Council of *Scotland*, the Puniſhments con- ' tained in an Act of the Parliament of *Scotland*, paſſed in the eighth Seſſion of the firſt Parliament of King ' WILLIAM, intituled, *An Act for preventing the Growth of Popery*, cannot be fully put in Execution ' againſt Jeſuits, Prieſts, and other trafficking Papiſts, who diſguiſe and ſhelter themſelves under borrowed ' Names, to avoid the Penalty of the Law;' It is therefore hereby enacted, and be it enacted by the Authority

thority aforeſaid, That the Lords of her Majeſty's Juſticiary in *Scotland* be hereby impowered to inflict the ſame Puniſhments againſt Jeſuits, Prieſts, and other trafficking Papiſts, which the Privy Council of *Scotland* was impowered to do by the aforeſaid Act of Parliament. Council of Scotland was impowered to do by an Act paſſed in that Kingdom. *Farther Proviſions relating hereto, 1 Geo. 1. ſtat. 2. c. 55. 3 Geo. 1. c. 18. 11 Geo. 2. c. 17. 33 Geo. 2. c. 13.*

CAP. XV.

An Act for providing a Publick Reward for ſuch Perſon or Perſons as ſhall diſcover the Longitude at Sea.

'WHEREAS it is well known by all that are acquainted with the Art of Navigation, That nothing 'is ſo much wanted and deſired at Sea, as the Diſcovery of the Longitude, for the Safety and 'Quickneſs of Voyages, the Preſervation of Ships, and the Lives of Men: And whereas in the Judgment 'of able Mathematicians and Navigators, ſeveral Methods have already been diſcovered, true in Theory, 'though very difficult in Practice, ſome of which (there is Reaſon to expect) may be capable of Improve-'ment, ſome already diſcovered may be propoſed to the Publick, and others may be invented hereafter: 'And whereas ſuch a Diſcovery would be of particular Advantage to the Trade of *Great Britain*, and very 'much for the Honour of this Kingdom; but beſides the great Difficulty of the Thing itſelf, partly for the 'Want of ſome Publick Reward to be ſettled as an Encouragement for ſo uſeful and beneficial a Work, 'and partly for want of Money for Trials and Experiments neceſſary thereunto, no ſuch Inventions or 'Propoſals, hitherto made, have been brought to Perfection;' Be it therefore enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in Parliament aſſembled, and by the Authority of the ſame, That the Lord High Admiral of *Great Britain*, or the firſt Commiſſioner of the Admiralty, the Speaker of the Honourable Houſe of Commons, the firſt Commiſſioner of the Navy, the firſt Commiſſioner of Trade, the Admirals of the Red, White, and Blue Squadrons, the Maſter of the Trinity-Houſe, the Preſident of the Royal Society, the Royal Aſtronomer of *Greenwich*, the *Savilian*, *Lucaſian* and *Plumian* Profeſſors of the Mathematicks in *Oxford* and *Cambridge*, all for the Time being, the Right Honourable *Thomas* Earl of *Pembroke* and *Montgomery*, *Philip* Lord Biſhop of *Hereford*, *George* Lord Biſhop of *Briſtol*, *Thomas* Lord *Trevor*, the Honourable Sir *Thomas Hanmer* Baronet, Speaker of the Honourable Houſe of Commons, the Honourable *Francis Robarts* Eſq; *James Stanhope* Eſq; *William Clayton* Eſq; and *William Lowndes* Eſq; be conſtituted, and they are hereby conſtituted Commiſſioners for the Diſcovery of the Longitude at Sea, and for examining, trying, and judging of all Propoſals, Experiments, and Improvements relating to the ſame; and that the ſaid Commiſſioners, or any five or more of them, have full Power to hear and receive any Propoſal or Propoſals that ſhall be made to them for diſcovering the ſaid Longitude; and in Caſe the ſaid Commiſſioners, or any five or more of them, ſhall be ſo far ſatisfied of the Probability of any ſuch Diſcovery, as to think it proper to make Experiment thereof, they ſhall certify the ſame, under their Hands and Seals, to the Commiſſioners of the Navy for the Time being, together with the Perſons Names, who are the Authors of ſuch Propoſals; and upon producing ſuch Certificate, the ſaid Commiſſioners are hereby authorized and required to make out a Bill or Bills for any ſuch Sum or Sums of Money, not exceeding two thouſand Pounds, as the ſaid Commiſſioners for the Diſcovery of the ſaid Longitude, or any five or more of them, ſhall think neceſſary for making the Experiments, payable by the Treaſurer of the Navy; which Sum or Sums the Treaſurer of the Navy is hereby required to pay immediately to ſuch Perſon or Perſons as ſhall be appointed by the Commiſſioners for the Diſcovery of the ſaid Longitude, to make thoſe Experiments, out of any Money that ſhall be in his Hands, unapplied for the Uſe of the Navy.

Commiſſioners appointed for diſcovering the Longitude, and receiving Propoſals relating to it.

Commiſſioners to certify the Probability of ſuch Diſcovery to the Commiſſioners of the Navy, who ſhall make out a Bill for 2000 l. for making the Experiments. 14 Geo. 2. c. 38. 26 Geo. 2. c. 25. To be paid by the Treaſurer of the Navy.

II. And be it further enacted by the Authority aforeſaid, That after Experiments made of any Propoſal or Propoſals for the Diſcovery of the ſaid Longitude, the Commiſſioners appointed by this Act, or the major Part of them, ſhall declare and determine how far the ſame is found practicable, and to what Degree of Exactneſs.

The Commiſſioners to determine how far any Propoſal is practicable.

III. And for a due and ſufficient Encouragement to any ſuch Perſon or Perſons as ſhall diſcover a proper Method for finding the ſaid Longitude, Be it enacted by the Authority aforeſaid, That the firſt Author or Authors, Diſcoverer or Diſcoverers of any ſuch Method, his or their Executors, Adminiſtrators, or Aſſigns, ſhall be entitled to, and have ſuch Reward as herein after is mentioned; that is to ſay, to a Reward, or Sum of ten thouſand Pounds, if it determines the ſaid Longitude to one Degree of a great Circle, or ſixty Geographical Miles; to fifteen thouſand Pounds, if it determines the ſame to two Thirds of that Diſtance; and to twenty thouſand Pounds, if it determines the ſame to one Half of the ſame Diſtance; and that one Moiety or Half-Part of ſuch Reward or Sum ſhall be due and paid when the ſaid Commiſſioners, or the major Part of them, do agree that any ſuch Method extends to the Security of Ships within eighty Geographical Miles of the Shores, which are Places of the greateſt Danger, and the other Moiety or Half-Part, when a Ship by the Appointment of the ſaid Commiſſioners, or the major Part of them, ſhall thereby actually ſail over the Ocean, from *Great Britain* to any ſuch Port in the *Weſt-Indies*, as thoſe Commiſſioners, or the major Part of them, ſhall chooſe or nominate for the Experiment, without loſing their Longitude beyond the Limits before mentioned.

Reward to the firſt Diſcoverer.

When to be paid.

IV. And be it further enacted by the Authority aforeſaid, That as ſoon as ſuch Method for the Diſcovery of the ſaid Longitude ſhall have been tried and found practicable and uſeful at Sea, within any of the Degrees aforeſaid, That the ſaid Commiſſioners, or the major Part of them, ſhall certify the ſame accordingly, under their Hands and Seals, to the Commiſſioners of the Navy for the Time being, together with the Perſon or Perſons Names, who are the Authors of ſuch Propoſal; and upon ſuch Certificate the ſaid Commiſſioners are hereby authorized and required to make out a Bill or Bills for the reſpective Sum or

As ſoon as ſuch Method ſhall have been found practicable, the Commiſſioners ſhall certify the ſame to the

Commiſſioners of the Navy, who ſhall make out Bills for Payment of the Reward, and the Treaſurer of the Navy ſhall pay the ſame.

Sums of Money, to which the Author or Authors of ſuch Propoſal, their Executors, Adminiſtrators, or Aſſigns, ſhall be entitled by Virtue of this Act; which Sum or Sums the Treaſurer of the Navy is hereby required to pay to the ſaid Author or Authors, their Executors, Adminiſtrators, or Aſſigns, out of any Money that ſhall be in his Hands unapplied to the Uſe of the Navy, according to the true Intent and Meaning of this Act.

The Commiſſioners may allow a leſs Reward for any Propoſal of conſiderable Uſe to the Publick. *Amended by* 2 *Geo.* 3. *c.* 18.

V. And it is hereby further enacted by the Authority aforeſaid, That if any ſuch Propoſal ſhall not, on Trial, be found of ſo great Uſe, as aforementioned, yet if the ſame, on Trial, in the Judgment of the ſaid Commiſſioners, or the major Part of them, be found of conſiderable Uſe to the Publick, that then in ſuch Caſe, the ſaid Author or Authors, their Executors, Adminiſtrators or Aſſigns, ſhall have and receive ſuch leſs Reward therefore, as the ſaid Commiſſioners, or the major Part of them, ſhall think reaſonable, to be paid by the Treaſurer of the Navy, on ſuch Certificate, as aforeſaid.

CAP. XVI.

An Act to reduce the Rate of Intereſt, without any Prejudice to Parliamentary Securities.

37 *H.* 8. *c.* 9. 13 *El. c.* 8. 21 *Jac.* 1. *c.* 17. 12 *Car.* 2. *c.* 13.

'WHEREAS the Reducing of Intereſt to ten, and from thence to eight, and thence to ſix in the Hundred, hath, from Time to Time, by Experience been found very beneficial to the Advancement of Trade, and Improvement of Lands: And whereas the heavy Burden of the late long and expenſive War hath been chiefly born by the Owners of the Land of this Kingdom, by Reaſon whereof they have been neceſſitated to contract very large Debts, and thereby, and by the Abatement in the Value of their Lands, are become greatly impoveriſhed: And whereas by Reaſon of the great Intereſt and Profit which hath been made of Money at Home, the Foreign Trade of this Nation hath of late Years been much neglected, and at this Time there is a great Abatement in the Value of the Merchandizes, Wares, and Commodities of this Kingdom, both at Home and in Foreign Parts, whither they are tranſported: And whereas for the Redreſs of theſe Miſchiefs, and the preventing the Encreaſe of the ſame, it is abſolutely neceſſary to reduce the high Rate of Intereſt of ſix Pounds in the hundred Pounds for a Year to a nearer Proportion with the Intereſt allowed for Money in Foreign States;' Be it therefore enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That no Perſon or Perſons whatſoever, from and after the nine and twentieth Day of *September* in the Year of our Lord one thouſand ſeven hundred and fourteen, upon any Contract, which ſhall be made from and after the ſaid nine and twentieth Day of *September*, take, directly or indirectly, for Loan of any Monies, Wares, Merchandize, or other Commodities whatſoever, above the Value of five Pounds for the Forbearance of one hundred Pounds for a Year, and ſo after that Rate for a greater or leſſer Sum, or for a longer or ſhorter Time; and that all Bonds, Contracts, and Aſſurances whatſoever, made after the Time aforeſaid, for Payment of any Principal, or Money to be lent or covenanted to be performed upon or for any Uſury, whereupon or whereby there ſhall be reſerved or taken above the Rate of five Pounds in the Hundred, as aforeſaid, ſhall be utterly void; and that all and every Perſon or Perſons whatſoever, which ſhall after the Time aforeſaid, upon any Contract to be made after the ſaid nine and twentieth Day of *September*, take, accept and receive, by Way or Means of any corrupt Bargain, Loan, Exchange, Chevizance, Shift, or Intereſt of any Wares, Merchandize, or other Thing or Things whatſoever, or by any deceitful Way or Means, or by any Covin, Engine, or deceitful Conveyance, for the forbearing or giving Day of Payment for one whole Year, of and for their Money or other Thing, above the Sum of five Pounds for the forbearing of one hundred Pounds for a Year, and ſo after that Rate for a greater or leſſer Sum, or for a longer or ſhorter Term, ſhall forfeit and loſe for every ſuch Offence the treble Value of the Monies, Wares, Merchandizes, and other Things ſo lent, bargained, exchanged or ſhifted.

After 29 Sept. 1714. no Perſon ſhall take above 5 *l.* per Cent. Intereſt.

All Bonds, &c. for a greater Intereſt ſhall be void.

And Perſons taking above 5 *l.* for the Forbearance of 100 *l.* for a Year, ſhall forfeit treble the Value of the Monies, &c.

After 29 Sept. 1714. no Scrivener, &c. ſhall take above 5 *s.* for 100 *l.* for a Year, for Brokage, &c. nor above 12 *d.* beſides Stamp Duties, for making or renewing any Bond, &c. on Penalty of 20 *l.* Coſts, and Impriſonment for ſix Months; one Moiety to the Crown, the other to the Proſecutor.

II. And be it further enacted by the Authority aforeſaid, That all and every Scrivener and Scriveners, Broker and Brokers, Solicitor and Solicitors, Driver and Drivers of Bargains for Contracts, who ſhall after the ſaid nine and twentieth Day of *September* take or receive, directly or indirectly, any Sum or Sums of Money, or other Reward or Thing for Brokage, ſoliciting, driving, or procuring the Loan, or forbearing of any Sum or Sums of Money, over and above the Rate or Value of five Shillings for the Loan, or forbearing of one hundred Pounds for a Year, and ſo ratably, or above twelve Pence, over and above the Stamp-Duties, for making or renewing of the Bond or Bill for Loan, or forbearing thereof, or for any Counterbond or Bill concerning the ſame, ſhall forfeit for every ſuch Offence twenty Pounds, with Coſts of Suit, and ſuffer Impriſonment for Half a Year; the one Moiety of all which Forfeitures to be to the Queen's moſt Excellent Majeſty, her Heirs and Succeſſors, and the other Moiety to him or them that will ſue for the ſame in the ſame County where the ſeveral Offences are committed, and not elſewhere, by Action of Debt, Bill, Plaint or Information, in which no Eſſoin, Wager of Law or Protection, ſhall be allowed.

CAP.

CAP. XVII.

An Act for the ſpeedy and effectual preſerving the Navigation of the River of *Thames*, by ſtopping the Breach in the Levels of *Havering* and *Dagenham* in the County of *Eſſex*; and for aſcertaining the Coal Meaſure.

'WHEREAS the Preſervation of the River of *Thames* is of the utmoſt Importance, as well to 'the City of *London*, as to the Trade of this whole Kingdom: And whereas in the Year one 'thouſand ſeven hundred and ſeven, by a violent Inundation of the ſaid River of *Thames*, there happened 'a great Breach in the Walls or Banks of the Levels of *Havering* and *Dagenham* in the County of *Eſſex*, 'next adjoining to the ſaid River, whereby one thouſand Acres of Land in the ſaid Levels is overflowed, 'and the ſame, if not ſpeedily remedied, will tend to the apparent Hazard of the Navigation of the ſaid 'River, by the continual Quantities of Earth and Gravel, which every Tide are brought from the ſaid 'Breach, and have already occaſioned a Shelf or Sand Bank to grow up near the Mouth of the ſaid Breach, 'which reaches almoſt half croſs the River in Breadth, and near a Mile in Length; inſomuch that if the 'ſaid Breach is not ſtopped, and the Walls or Banks made good again, the Navigation of the ſaid River 'of *Thames* is in Danger of being utterly deſtroyed:' For Remedy whereof, Be it enacted, *&c.*

"For 10 Years from 10 *July* 1714. Ships coming into the Port of *London*, to pay 3 *d. per* Ton. Coaſters "3 *s.* each Voyage. Colliers 1 *d. per* Chalder. Names of the Truſtees. Truſtees may appoint Receivers "of theſe Duties. Duties to be applied to the Stopping the Breach. Accounts, *&c.* to be laid before the "Parliament. No Cuſtomer, *&c.* to take any Entries, *&c.* till theſe Duties are paid, on Forfeiture of "50 *l.* Collector may enter Ships, and diſtrain for the Duties. Truſtees may borrow Money on this "Act at 6 *l. per Cent.* If ſufficient Money be raiſed within the 10 Years, then the Duties to ceaſe." EXP.

'XI. And whereas the Practice and Uſage in the Port of *London* for many Years laſt paſt, in the Mea'ſurement of all Sorts of Coals, commonly called Sea Coals, Water-born, liable to the ſeveral Duties, and 'chargeable with the ſame by ſeveral Acts of Parliament, hath uſually been made by a Buſhel equal to 'one Buſhel and one Quart, *Wincheſter* Meaſure, according to the Standard in her Majeſty's Exchequer: 'And whereas ſome Doubts and Diſputes have of late ariſen touching the Meaſurement of Sea Coals;' For preventing therefore all ſuch Diſputes for the future, Be it enacted and declared by the Authority aforeſaid, That the Buſhel commonly called the Coal Buſhel, ſhall be made round, with a plain and even Bottom, and to be nineteen Inches and a Half from Outſide to Outſide, and to contain one *Wincheſter* Buſhel and one Quart of Water, according to the Standard for the *Wincheſter* Buſhel, deſcribed by an Act of Parliament made in the thirteenth Year of the Reign of his late Majeſty King WILLIAM for ſettling a Duty upon Malt, and all Sea Coals and Culm chargeable with any Duties by the *Wincheſter* Meaſure, from and after the firſt Day of *Auguſt* one thouſand ſeven hundred and fourteen, ſhall be chargeable with the ſaid Duties, and be ſold, meaſured, and paid by the Chalder, containing thirty-ſix of ſuch Buſhels, as aforeſaid, heaped up, and no other, and ſo in Proportion for any greater or leſſer Quantity, under the like Penalties and Forfeitures as are by Law preſcribed in Regard to the *Wincheſter* Buſhel; any Law, Uſage or Cuſtom to the contrary in any wiſe notwithſtanding.

The Contents of a Coal Buſhel. 13 & 14 W. 3. c. 5. §. 28.

'XII. And for the more eaſy and better aſcertaining the Contents of the ſaid Buſhel,' Be it further enacted by the Authority aforeſaid, That the Lord High Treaſurer, or any three or more of the Commiſſioners of the Treaſury for the Time being, ſhall cauſe an exact Buſhel to be made of Braſs of the Manner and Dimenſions aforeſaid, and the ſame to be ſealed and kept in her Majeſty's Exchequer as a Standard for the Purpoſes aforeſaid, that Recourſe may be had thereto as Occaſion ſhall require.

A Standard Buſhel to be kept in the Exchequer.

The Penalty of 5 *l.* is laid on Dealers in Coals not uſing ſuch a Buſhel, by 3 Geo. 2. c. 26. § 13.

"Lands ſold by Decree of Commiſſioners of Sewers, *&c.* may be redeemed by the Land Owners before "1 *Dec.* 1714. Notice in the Gazette of receiving Propoſals for ſtopping the Breach. Coaſting Hoys not "chargeable." EXP.

Farther Proviſions concerning Coals, &c. 13 *Geo.* 2. *c.* 21. 17 *Geo.* 2. *c.* 35. 19 *Geo.* 2. *c.* 35. 22 *Geo.* 2. *c.* 37. 23 *Geo.* 2. *c.* 26. 30 *Geo.* 2. *c* 19. 31 *Geo.* 2. *c.* 15. 32 *Geo.* 2. *c.* 27. *and* 33 *Geo.* 2. *c.* 15.

CAP. XVIII.

An Act for the Preſerving all ſuch Ships and Goods thereof, which ſhall happen to be forced on Shore, or ſtranded, upon the Coaſts of this Kingdom, or any other of her Majeſty's Dominions.

'WHEREAS by an Act made in the third Year of the Reign of King EDWARD the Firſt, con- 3 Ed. 1. c. 4.
'cerning Wrecks at Sea, it is enacted, That where a Man, a Dog, or a Cat, eſcape quick out 'of the Ship, that ſuch Ship, nor Barge, nor any Thing in them, ſhall be adjudged a Wreck, but the 'Goods ſhall be ſaved, and kept by View of the Sheriff, Coroner, or the King's Bailiff, and delivered into 'the Hands of ſuch as are of the Town where the Goods were found; ſo that if any ſue for thoſe Goods, 'and after prove that they were his, or periſhed within his keeping, within a Year and a Day, they ſhall be 'reſtored to him without Delay, and if not, they ſhall remain to the King, or to ſuch others to whom 'Wreck belongeth; and he that otherwiſe doth, and thereof be attainted, ſhall be awarded to Priſon, and

4 Ed. 1. Stat 2.

'make Fine at the King's Will: And whereas by another Act made in the fourth Year of the Reign of the 'ſaid King EDWARD the firſt, intituled, *De officio Coronatoris*, concerning the Wreck of the Sea, it is en- 'acted, That whereſoever it be found, if any lay Hands of it, he ſhall be attached by ſufficient Pledges, 'and the Price of the Wreck ſhall be valued, and delivered to the Town: And whereas great Complaints 'have been made by ſeveral Merchants, as well her Majeſty's Subjects as Foreigners, trading to and from 'this Kingdom, that many Ships of Trade, after all their Dangers at Sea eſcaped, have unfortunately 'near home, run on Shore, or been ſtranded on the Coaſts thereof; and that ſuch Ships have been barba- 'rouſly plundered by her Majeſty's Subjects, and their Cargoes embezilled, and when any Part thereof has 'been ſaved, it has been ſwallowed up by exorbitant Demands for Salvage, to the great Loſs of her Ma- 'jeſty's Revenue, and to the much greater Damage of her Majeſty's trading Subjects:' For Remedy where- of be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the Sheriffs, Juſtices of the Peace of every County, or County of a City or Town, and alſo all Mayors, Bailiffs, and other Head Officers of Corporations and Port-Towns near adjoining to the Sea, and all Conſtables, Headboroughs, Tythingmen, and Officers of the Cuſtoms in all and every ſuch Places ſhall, upon Application made to them, or any of them, by or on the Behalf of any Commander or Chief Officer of any Ship or Veſſel of any of her Majeſty's Subjects, or others, being in Danger of being ſtranded or run on Shore, or being ſtranded or run on Shore, are hereby impowered and required to com- mand the Conſtables of the ſeveral Ports within her Majeſty's Dominions, neareſt to the Sea Coaſts where any ſuch Ship or Veſſel ſhall be in Danger, as aforeſaid, to ſummon and call together as many Men as ſhall be thought neceſſary to the Aſſiſtance and for the Preſervation of ſuch Ship or Veſſel ſo in Diſtreſs, as afore- ſaid, and their Cargoes; and that if there ſhall be any Ship or Veſſel, either Man of War or Merchants Ship, belonging to her Majeſty, or any of her Subjects, riding at Anchor near the Place where ſuch Ship or Veſſel is in Diſtreſs or Danger, as aforeſaid, the Officers of the Cuſtoms, and Conſtables above men- tioned, or any of them, are hereby impowered and required to demand of the Superior Officers of ſuch Ship or Veſſel ſo riding at Anchor, as aforeſaid, Aſſiſtance by their Boats, and ſuch Hands as they can con- veniently ſpare, for the ſaid Service and Preſervation of the ſaid Ship or Veſſel ſo in Diſtreſs, as aforeſaid; and that in caſe ſuch Superior Officer of ſuch Ship or Veſſel riding at Anchor, as aforeſaid, ſhall refuſe or neglect to give ſuch Aſſiſtance, he ſhall forfeit for the ſame the Sum of one hundred Pounds, to be reco- vered by the Superior Officer of the ſaid Ship or Veſſel ſo in Diſtreſs, as aforeſaid, together with their Coſts of Suit, in any of her Majeſty's Courts of Record, by Action, Debt, Bill, Plaint or Information, wherein no Eſſoin, Wager of Law, or Protection ſhall be allowed.

Sheriffs, Mayors, &c. and Cuſtom-houſe Officers to ſummon Men to aſſiſt Ships in Diſtreſs.

All Ships to aſſiſt,

on Forfeiture of 100 l.

II. And for the Encouragement of ſuch Perſons as ſhall give their Aſſiſtance to ſuch Ships or Veſſels ſo in Diſtreſs, as aforeſaid, Be it further enacted, That the ſaid Collectors of the Cuſtoms, and the Maſter or Commanding Officer of any Ships or Veſſels, and all others who ſhall act or be imployed in the Preſerving of any ſuch Ship or Veſſel in Diſtreſs, as aforeſaid, or their Cargoes, ſhall within thirty Days after the Ser- vice performed be paid a reaſonable Reward for the ſame, by the Commander, Maſter, or other Superior Officer, Mariners or Owners of the Ship or Veſſel ſo in Diſtreſs, as aforeſaid, or by the Merchant, whoſe Ship, Veſſel, or Goods ſhall be ſo ſaved, as aforeſaid; and in Default thereof, the ſaid Ship, Veſſel or Goods ſo ſaved, as aforeſaid, ſhall remain in the Cuſtody of ſuch Officer of the Cuſtoms, or his Deputy, until ſuch Time that all Charges ſhall be paid, and until the ſaid Officer of the Cuſtoms, or his Deputy, and the ſaid Maſter or other Officer of the Ship or Veſſel, and all others ſo imployed, as aforeſaid, ſhall be reaſonably gratified for their ſaid Aſſiſtance and Trouble, or good Security given for that Purpoſe, to the Satisfaction of the ſeveral Parties that are to receive the ſame; and that in caſe after ſuch Salvage, the Commander or other Superior Officer, Mariners or Owners of ſuch Ship or Veſſel ſo ſaved, as aforeſaid, or Merchant whoſe Goods ſhall be ſo ſaved, as aforeſaid, ſhall diſagree with the ſaid Officer of the Cu- ſtoms, or his Deputy, touching the Monies deſerved by any of the Perſons ſo imployed, as aforeſaid, it ſhall be lawful for the Commander of ſuch Ship or Veſſel ſo ſaved, or the Owner of the Goods, or the Mer- chant intereſted therein, and alſo for the ſaid Officer of the Cuſtoms, or his Deputy, to nominate three of the neighbouring Juſtices of the Peace, who ſhall thereupon adjuſt the *Quantum* of the Monies or Gra- tuities to be paid to the ſeveral Perſons acting or being imployed in the Salvage of the ſaid Ship, Veſſel or Goods; and ſuch Adjuſtments ſhall be binding to all Parties, and ſhall be recoverable in an Action at Law to be brought in any of her Majeſty's Courts of Record, by the reſpective Perſons to whom the ſame ſhall be allotted by the ſaid Juſtices of Peace; and in caſe it ſhall happen, that no Perſon ſhall appear to make his Claim to all or any the Goods that ſhall be ſaved, that then and in ſuch Caſe, the chief Officer of the Cuſtoms of the neareſt Port to the Place where the ſaid Ship or Veſſel was ſo in Diſtreſs, as aforeſaid, ſhall apply to three of the neareſt Juſtices of the Peace, who ſhall put him or ſome other reſponſible Perſon in Poſſeſſion of the ſaid Goods, ſuch Juſtices of Peace taking an Account in Writing of the ſaid Goods, to be ſigned by ſuch Officer of the Cuſtoms; and if the ſaid Goods ſhall not be legally claimed within the Space of twelve Months next enſuing, by the rightful Owner thereof, then publick Sale ſhall be made thereof, and if periſhable Goods, forthwith to be ſold, and after all Charges deducted, the Reſidue of the Monies ariſing by ſuch Sale, with a fair and juſt Account of the whole, ſhall be tranſmitted to her Ma- jeſty's Exchequer, there to remain for the Benefit of the rightful Owner when appearing, who upon Af- fidavit or other Proof made of his or their Right or Property thereto, to the Satisfaction of one of the Ba- rons of the Coife of the Exchequer, ſhall upon his Order receive the ſame out of the Exchequer.

Reaſonable Sal- vage to be made. By 5 Geo. 1. c. 11. § 13. Goods ſaved from ſtranded Ships are to pay Cuſtom.

Three Juſtices to adjuſt the Quantum.

Goods not claimed in 12 Months, to be ſold,

and the Monies tranſmitted into the Exchequer, &c.

III. And it is hereby alſo enacted, That if any Perſon or Perſons whatſoever, beſides thoſe impowered by the ſaid Officer of the Cuſtoms, or his Deputy, and the Conſtables, as aforeſaid, ſhall enter or endea- vour to enter on board any ſuch Ship or Veſſel ſo in Diſtreſs, as aforeſaid, without the Leave or Conſent of of the Commander, or other Superior Officer of the ſaid Ship, or of the ſaid Officer of the Cuſtoms, or his Deputy, or of the ſaid Conſtable, or ſome or one of them imployed for the Service and Preſervation of the

Perſons entring Ship without Leave,

ſaid Ship or Veſſel, as aforeſaid; or in caſe any Perſon ſhall moleſt him, them, or any of them, in the ſaving of the ſaid Ship, Veſſel or Goods, or ſhall endeavour to impede or hinder the ſaving of any ſuch Ship, Veſſel or Goods, or when any ſuch Goods are ſaved, ſhall take out or deface the Marks of any ſuch Goods, before the ſame ſhall be taken down in a Book or Books for that Purpoſe provided by the Commander or ruling Officer, and the firſt Officer of the Cuſtoms, as aforeſaid, ſuch Perſon or Perſons ſhall, within the Space of twenty Days, make double Satisfaction to the Party grieved, at the Diſcretion of the two next Juſtices of Peace, or in Default thereof, ſhall by ſuch Juſtices of Peace be ſent to the next Houſe of Correction, where he ſhall continue and be imployed in hard Labour by the Space of twelve Months then next enſuing; and that it ſhall be lawful for any Commander or Superior Officer of the ſaid Ship or Veſſel ſo in Diſtreſs, as aforeſaid, or for the ſaid Officer of the Cuſtoms, or Conſtables on board the ſame Ship or Veſſel, to repell by Force any ſuch Perſon or Perſons as ſhall, without ſuch Leave or Conſent from the ſaid Commander or Superior Officer, or the ſaid Officer of the Cuſtoms, or his Deputy, or ſuch Conſtables, as aforeſaid, preſs on board the ſaid Ship or Veſſel ſo in Diſtreſs, as aforeſaid, and thereby moleſt them in the Preſervation of the ſaid Ship or Veſſel ſo in Diſtreſs, as aforeſaid.

or hindering the ſaving the Ship, to make double Satisfaction.

Maſters may repel Preſſers into the Ship.

IV. And it is hereby likewiſe enacted, That in caſe any Goods ſhall be found upon any Perſon or Perſons, that were ſtolen or carried off from any ſuch Ship or Veſſel ſo in Diſtreſs, as aforeſaid, he, ſhe, or they, on whom ſuch Goods ſhall be found, ſhall immediately, upon Demand, deliver the ſame to the Owner thereof, or to ſuch Perſon by ſuch Owner authorized to receive the ſame, or in Default thereof, ſhall be liable to pay treble the Value of ſuch Goods, to be recovered by ſuch Owner in an Action at Law to be brought for the ſame.

Goods carried off, to be immediately delivered up.

Penalty treble the Value.

V. And it is hereby moreover enacted, That if any Perſon or Perſons ſhall make, or be aſſiſting in the making any Hole in the Bottom, Side, or any other Part of any Ship or Veſſel ſo in Diſtreſs, as aforeſaid, or ſhall ſteal any Pump belonging to any Ship or Veſſel ſo in Diſtreſs, as aforeſaid, or ſhall be aiding or abetting in the Stealing ſuch Pump, as aforeſaid, or ſhall wilfully do any Thing tending to the immediate Loſs or Deſtruction of ſuch Ship or Veſſel, ſuch Perſon or Perſons ſhall be and are hereby made guilty of Felony, without any Benefit of his, her, or their Clergy.

Making Holes in the Ship, &c. Felony.

VI. And be it further enacted by the Authority aforeſaid, That if any Action, Suit or Information, ſhall be commenced or proſecuted againſt any Perſon or Perſons, for any Thing that he or they ſhall do, or cauſe to be done, in Purſuance of this Act, and executing any of the Powers and Authorities, or any of the Orders or Directions therein mentioned, all and every Perſon and Perſons ſo ſued in any Court whatſoever, ſhall and may plead the General Iſſue, and give this Act and the ſpecial Matter in Evidence; and if in any ſuch Suit the Plaintiff or Proſecutor ſhall become nonſuit, or forbear Proſecution, or diſcontinue the Suit, or if a Verdict ſhall paſs againſt him, or Judgment be given againſt him upon a Demurrer, then in any of the ſaid Caſes, the Defendant or Defendants ſhall recover full Coſts, for which he and they ſhall have the like Remedy as where Coſts by Law are awarded; and this Act ſhall be taken and allowed in all Courts within this Kingdom as a publick Act, and all Judges and Juſtices are hereby required to take Notice thereof as ſuch without ſpecial pleading of the ſame.

General Iſſue.

Publick Act.

VII. Provided nevertheleſs, if any Officer of the Cuſtoms, or his Deputy ſo impowered, as above, ſhall, by Fraud or wilful Neglect, abuſe the Truſt ſo hereby repoſed in him, as aforeſaid, and ſhall be convicted thereof in due Form of Law, ſuch Officer, or his Deputy, ſhall reſpectively forfeit treble Damages to the Party grieved, to be recovered in any Action or Suit to be brought in any Court of Record, and ſhall from thenceforth be fully diſabled and rendred incapable of the ſame, or any other Imployment relating to the ſaid Cuſtoms.

Cuſtom-houſe Officer abuſing his Truſt, to forfeit treble Damages, and diſabled.

VIII. And it is hereby further enacted, That this Act, and the ſeveral Clauſes herein contained, ſhall take Effect from and after the firſt Day of *Auguſt* in the Year of our Lord one thouſand ſeven hundred and fourteen; and that for the better obſerving of the ſame, this Act ſhall be read four Times in the Year in all the Pariſh Churches and Chapels of every Sea-Port Town, and upon the Sea-Coaſt in this Kingdom, upon the *Sundays* next before *Michaelmas-day*, *Chriſtmas-day*, *Lady-day*, and *Midſummer-day* in the Morning, immediately after the Prayers, and before the Sermon.

Act to commence 1 Aug. 1714. and to be read four Times in the Year on Sundays in Sea-Port Towns.

IX. Provided always, and it is hereby enacted, That neither this Act, nor any Thing herein contained, ſhall any Ways extend to deprive, or any Ways prejudice her Royal Majeſty, her Heirs or Succeſſors, or any claiming under them, or any of them, or any Patentee or Grantee of the Crown, or any Lord or Lords of any Manor or Manors, or other Perſon whatſoever, of or in relation to any Right which they, or any of them reſpectively have, or ſhall have, or lawfully may claim to any Wreck or Wrecks, or any Goods that are or ſhall be Floatſam, Jetſam or Lagan, but that ſuch reſpective Rights ſhall be enjoyed in as full, ample, and beneficial a Manner, in every Reſpect, as if this Act had never been made.

Claims to Wreck ſaved.

X. Provided, That this Act ſhall continue in Force for the Space of three Years, and from thence to the End of the next Seſſion of Parliament, and no longer. [Made perpetual by 4 Geo. 1. c. 12.]

Continuation.

See further 11 *Geo.* 1. *c.* 29, *and* 26 *Geo.* 2. *c.* 19.

CAP.

CAP. XIX.

An Act to explain a Clauſe in an Act of Parliament of the tenth Year of her Majeſty's Reign, for laying ſeveral Duties upon all Sope and Paper made in *Great Britain*, or imported into the ſame; and upon chequered and ſtriped Linens imported; and upon certain Silks, Callicoes, Linens and Stuffs, printed, painted or ſtained; and upon ſeveral Kinds of ſtampt Vellum, Parchment and Paper; and upon certain printed Pamphlets and Advertiſements; for raiſing the Sum of eighteen hundred thouſand Pounds by Way of a Lottery; and for other Purpoſes in the ſaid Act mentioned, ſo far as the ſaid Act relates to Lawns, Canvas, Buckrams, Barras, and *Sileſia* Neckcloths.

10 Ann. c. 19. 'WHEREAS in and by an Act paſſed in tenth Year of her preſent Majeſty's Reign, intituled, *An Act for laying ſeveral Duties upon all Sope and Paper made in* Great Britain, *or imported into the ſame; and upon chequered and ſtriped Linens imported; and upon certain Silks, Callicoes, Linens and Stuffs, printed, painted or ſtained; and upon ſeveral Kinds of ſtampt Vellum, Parchment and Paper; and upon certain printed Papers, Pamphlets and Advertiſements; for raiſing the Sum of eighteen hundred thouſand Pounds by Way of a Lottery, towards her Majeſty's Supply; and for licenſing an additional Number of Hackney Chairs; and for charging certain Stocks of Cards and Dice; and for better ſecuring her Majeſty's Duties to ariſe in the Office for the Stamp-Duties by Licences for Marriages and otherwiſe; and for Relief of Perſons who have not claimed their Lottery-Tickets in due Time, or have loſt Exchequer-Bills, or Lottery-Tickets; and for borrowing Money upon Stock (Part of the Capital of the* South Sea *Company) for the Uſe of the Publick:* It was enacted, That there ſhould be raiſed, levied, collected and paid, to and for the Uſe of her Majeſty, her Heirs and Succeſſors, for and upon all chequered and ſtriped Linens, and upon all Linens printed, painted, ſtained or dyed, after the Manufacture, or in the Thread and Yarn before the Manufacture, in any Foreign Parts, which at any Time or Times, within or during the Term of thirty-two Years, to be reckoned from the twentieth Day of *July* one thouſand ſeven hundred and twelve, ſhould be imported or brought into the Kingdom of *Great Britain*, and might lawfully be uſed or worn there (over and above all other Cuſtoms, Subſidies and Duties impoſed upon, or payable for the ſame) a Duty of fifteen Pounds for every one hundred Pounds of the true and real Value thereof, to be paid by the Importers reſpectively; and alſo, that all and every Printers, Painters, Stainers, Dyers, Drapers, Mercers, Upholders, Traders and Dealers reſpectively, having on the ſaid twentieth Day of *July* one thouſand ſeven hundred and twelve, in his, her or their Cuſtody or Poſſeſſion, or in the Cuſtody or Poſſeſſion of any other Perſon or Perſons, for his, her, or their Uſe, Benefit or Account, any Stock or Quantity of ſuch chequered or ſtriped Linens, or of ſuch printed, painted, ſtained or dyed Silks, Callicoes, Linens, or ſuch Stuffs, as aforeſaid, being for Sale, either Wholeſale or Retail, ſhould yield and pay to her Majeſty for the ſame, ſo much Money as one Half-Part of the Rates and Duties by the ſaid Act impoſed on the like reſpective Commodities, after the Commencement of the ſaid Act, ſhould amount unto; the ſaid Half-Part of the ſaid Stocks to be paid within three Months after the ſaid twentieth Day of *July* aforeſaid; And whereas ſome Doubts have ariſen whether Lawns, Linens ſtriped or chequered, being all white, and Neckcloths having Stripes at the End only; as alſo Barras ſtriped or chequered, and Buckrams are liable by the ſaid Act to the above mentioned Duties;' Be it enacted and declared by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That all Lawns, and ſtriped or chequered Linens, being all white, and Neckcloths ſtriped at the End only, and alſo Barras, or packing Canvas and Buckrams, were not charged, or intended to be charged by the ſaid recited Act, upon the Importation thereof, with any of the Duties by the ſame Act granted; any Thing in the ſaid recited Act contained to the contrary thereof notwithſtanding.

Lawns, Sileſia Neckcloths, Barras, Canvas, and Buckrams, not chargeable by 10 Ann. c. 19. § 66.

CAP. XX.

An Act to explain and make more effectual an Act paſſed in the tenth Year of her Majeſty's Reign, for preventing Abuſes in making Linen Cloth, and regulating the Lengths and Breadths, and equal Sorting of Yarn, in each Piece made in *Scotland*, and for whitening the ſame.

10 Ann. c. 21. 'WHEREAS by an Act made in the tenth Year of her Majeſty's Reign, intituled, *An Act to prevent Abuſes in making Linen Cloth, and regulating the Lengths, Breadths, and equal Sorting of Yarn for each Piece made in* Scotland, *and for whitening the ſame*; and foraſmuch as there was no Proviſion made in the ſaid Act for regulating the Lengths, Breadths, and equal Sorting of Yarn for Dornick or Towelling, or for Quarter-Pieces of white Linen Cloth;' For Remedy whereof, Be it enacted by the Queen's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by Authority of the ſame, That from and after the firſt Day of *Auguſt*, which ſhall be in the Year of our Lord one thouſand ſeven hundred and fourteen, all Sorts of Dornick, Towelling, or plain Linen Cloth made in *Scotland*, ſhall be made of well ſorted Yarn for each Piece, and equally wrought, and equally fine, from the one End of the Piece to the other, and ſhall be

After 1 Aug. 1714. all Dornick, Towelling and plain Linen made in Scotland, ſhall be made of well ſorted Yarn, &c.

be by the Standard Yard-wand, of the Lengths and Breadths following, That each Piece of broad, double or ſingle Dornick Table-Cloths, ſhall be in Length twelve Yards and a Quarter, the Half Piece ſix Yards and one eighth, and ſhall be full two Yards in Breadth; and that each Piece of double or ſingle Dornick for Naprie or Towelling, ſhall be full twenty-four Yards, and the Half Piece twelve Yards in Length, and ſhall be full three Quarters of a Yard, or full Half Yard in Breadth; and that each Quarter-piece of plain white Linen Cloth ſhall be full ten Yards in Length, and ſhall be full Yard, or full three Quarters of a Yard, or full Half an Yard in Breadth. The Lengths and Breadths.

II. And be it further enacted, That every Perſon offending in any of the Matters aforeſaid, contrary to Directions of this Act, do and ſhall for every ſuch Offence forfeit and pay the Sum of five Shillings for every Yard of Cloth; and that the Offences aforeſaid ſhall be examinable and determinable in ſuch Manner, and the ſaid Forfeitures and Penalties ſhall be ſued for, levied and recovered, as the Penalty of five Shillings Sterling mentioned in the ſaid former Act is directed to be examined and determined, ſued for, levied and recovered. Penalty 5 s. for every Yard; to be recovered as by 10 Ann. c. 21.

Farther Proviſions concerning Linen, &c. 1 *Geo.* 1. *c.* 36. 3 *Geo.* 1. *c.* 7, & 21. 17 *Geo.* 2. *c.* 30. 18 *Geo.* 2. *c.* 24, 25, 27, & 36. 21 *Geo.* 2. *c.* 26. 29 *Geo.* 2. *c.* 15. 32 *Geo.* 2. *c.* 32.

CAP. XXI.

An Act to explain Part of an Act made in the ſeventh Year of her Majeſty's Reign, (for enlarging the Capital Stock of the Bank of *England*, and for raiſing a further Supply to her Majeſty, for the Service of the Year one thouſand ſeven hundred and nine) ſo far as the ſame relates to unwrought Incle imported into this Kingdom.

7 Ann. c. 7.

'WHEREAS by an Act made in the ſeventh Year of the Reign of her preſent Majeſty, intituled, *An Act for enlarging the Capital Stock of the Bank of* England, *and for raiſing a further Supply to her Majeſty, for the Service of the Year one thouſand ſeven hundred and nine*, it is expreſly enacted and provided, That all *European* Linens, Siſters Thread and Tapes, or Incles (among other Things) ſhall be exempted from the Payment of the Duties called the Two third Subſidies, for all Times to come during the Continuance of the ſame: And whereas ſome Doubts and Diſputes have ariſen between the Commiſſioners of her Majeſty's Cuſtoms and the Merchants and other Importers of the ſaid Tapes and Incles, by Means of the Uncertainty whether the Exception of the Tape or Incle, mentioned in the ſaid Act, be only of Tapes that are wrought Incle, ſo that all wrought Incle is thereby exempted from the Payment of the aforeſaid Duties, though manufactured abroad in Parts beyond the Seas, and unwrought Incles, which imploy great Numbers of Poor in manufacturing the ſame, is conſtrued to be liable to, and is charged with the ſaid Duties, contrary to the true Intent and Meaning of the ſaid Law, as appears evidently, in that the bringing in and importing wrought Incle, is prejudicial to *Great Britain*, and the poor Subjects and Manufacturers thereof;' Be it therefore enacted and declared by the Queen's moſt excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the ſaid Proviſion and Exception in the ſaid Act above mentioned, in relation to Tapes or Incles, ſhall extend and be conſtrued to exempt *European* unwrought Incle, commonly called or known by the Name of Short Spinnal, as well as wrought Incle, from the Payment of the ſaid Duties of the Two third Subſidies, which ſhall be entred at any of her Majeſty's Cuſtom-houſes within the Kingdom of *Great Britain*, after the twentieth Day of *July* one thouſand ſeven hundred and fourteen; any Law, Cuſtom or Uſage to the contrary hereof in any wiſe notwithſtanding. European unwrought Incle exempted from the Duties of the Two third Subſidies. *See the References to the foregoing Chapter.*

CAP. XXII.

An Act to continue an Act of the ſixth Year of her Majeſty's Reign, intituled, *An Act to enable her Majeſty to make Leaſes and Copies of Offices, Lands and Hereditaments, Parcel of her Dutchy of* Cornwall, *or annexed to the ſame.* EXP.

CAP. XXIII.

An Act for reducing the Laws relating to Rogues, Vagabonds, Sturdy Beggars and Vagrants, into one Act of Parliament; and for the more effectual puniſhing ſuch Rogues, Vagabonds, Sturdy Beggars and Vagrants, and ſending them whither they ought to be ſent. Repealed 13 Geo. 2. c. 24. 17 Geo. 2. c. 5.

" Who ſhall be deemed Rogues and Vagabonds. Conſtables, *&c.* may apprehend a Vagabond, and carry " him before a Juſtice. Conſtable, *&c.* neglecting, to forfeit 10 *s.* to the Poor. Juſtice may order a Re- " ward of 2 *s.* for apprehending a Vagabond, to be paid by the Conſtable where he paſſed unapprehended, " on Penalty of 20 *s.* Juſtices to order a general Privy Search in the Night. Perſons apprehended to be " examined and ſent by the Juſtices to their legal Settlement. Examination to be tranſmitted to the Seſ- " ſions. If no legal Settlement can be found, he ſhall be ſent to the Place of his Birth. If under the Age of " 14, to the Abode of Father or Mother, or where laſt found begging, *&c.* Perſons having a legal Settle- " ment, found wandering, *&c.* may be whipped or ſent to the Houſe of Correction. How the Charges of " conveying ſhall be born. Dangerous Rogues to be ſent to the Houſe of Correction or Gaol, till next " Quarter-Seſſions, who may order them to be whipt and kept at hard Labour. And any ſuch Rogue eſca- " ping from Priſon ſhall be guilty of Felony. Juſtice ſhall not make a Paſs for conveying a Vagrant to the " Place of his Birth, if he has any legal Settlement, on Forfeiture of 5 *l.* Perſons apprehended refuſing to

" be examined, &c. may be puniſhed as incorrigible Rogues. Juſtices to certify the Manner, Time, and " Allowance for conveying, &c. Conſtable, &c. to convey the Perſon as directed by the Paſs, and deliver " him to the Conſtable, &c. of the Place whither ſent, taking a Note of ſuch Delivery; which the ſaid " Conſtable, &c. is required to give, and to apply to ſome Juſtice, who ſhall cauſe ſuch Vagabond to be " whipt, &c. and conveyed forward, &c. No Conſtable obliged to receive any Perſon, unleſs it appear " he has been whipt, (except Women with Child, Soldiers, &c.) Juſtices in Quarter-Seſſions to appoint " Rates for conveying of Vagrants. Quarter-Seſſions to cauſe ſuch Sums to be raiſed as Monies for County " Gaols or Bridges: To be paid to the chief Conſtables, who ſhall account for the ſame twice a Year. " Chief Conſtable to pay petty Conſtable the Rates aſcertained in the Certificate, and be allowed it on his " Account. Counterfeiting, &c. any Certificate, forfeits 20 *l.* above the Sum taken. One Half to the " Poor, the other to the Informer, to be levied by Diſtreſs. Juſtices may examine Conſtable, &c. on Oath, " concerning the conveying, &c. Pariſh to which conveyed, ſhall employ ſuch Perſon in Work. Refuſing to work, he ſhall be ſent to the Houſe of Correction. Penalty on a Pariſh for ſuffering ſuch Perſon to wander again. Perſon wandering again, to be ſent to the Houſe of Correction till next Seſſions, " and then to give Security for good Behaviour for one Year, or be deemed an incorrigible Rogue. Perſon " found to have no Settlement, &c. ſhall be an Apprentice for ſeven Years, either here or in the Plantations. Maſter, &c. of ſuch Perſon ſo bound and tranſported, to enter into a Recognizance, that he ſhall " be imployed in the Queen's Plantations, &c. Perſons aggrieved by Orders of Juſtices may appeal to the " Quarter-Seſſions, whoſe Determination ſhall be final. Conſtables, &c. to remove blind and lame Beggars, &c. and whip them if they refuſe, or offend a ſecond Time, on Penalty of 10 *s.* Duty of Juſtices " in regard to Lunaticks. Not to extend to abridge the Queen's Prerogative, or the Power of the Lord " Chancellor. Maſter of a Ship bringing any Rogue, &c. into this Realm, from *Ireland*, the Plantations, " &c. ſhall forfeit 5 *l.* &c. And the Perſon ſo brought over ſhall be ſent back. Penalty on the Maſter of " the Ship, how to be recovered. Maſter may traverſe the Order of the Juſtices, giving 50 *l.* Security to " anſwer the Coſts, &c. Maſters of Ships, &c. bound for *Ireland*, &c. to take Vagrants on board, and " convey them to *Ireland*, &c. on Forfeiture of 5 *l.* Conſtable remiſs in his Duty, and Perſons diſturbing, " &c. the Execution of this Act, and reſcuing, &c. any Perſon apprehended, ſhall for every Offence forfeit 20*s.* to the Poor. The Acts 39 *Eliz.* c. 4. 1 *Jac.* 1. c. 7. and ſo much of 7 *Jac.* 1. c. 4. as relates " to the Privy Search, repealed. Not to extend to prejudice the Heirs or Aſſigns of *John Dutton*, &c."

Explained and amended by 10 *Geo.* 2. c. 28. REP.

END of the FOURTH VOLUME.